

AMENDMENT NO. _____ Calendar No. _____

Purpose: To modify a provision relating to utilizing grazing for wildfire risk reduction.

IN THE SENATE OF THE UNITED STATES—119th Cong., 1st Sess.

S. 1462

To improve forest management activities on National Forest System land, public land under the jurisdiction of the Bureau of Land Management, and Tribal land to return resilience to overgrown, fire-prone forested land, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENTS intended to be proposed by Mr. BOOKER to
the amendment (No. _____) proposed by

Viz:

1 In section 117(a)(2)(F), insert “pursuant to para-
2 graph (3)” before the semicolon at the end.

3 In section 117(a), add at the end the following:

4 (3) VARIANCES.—

5 (A) IN GENERAL.—At the request of an
6 authorized grazing permittee or lessee, the Sec-
7 retary concerned may allow a temporary vari-
8 ance to the terms and conditions of a grazing

1 permit or lease to address significant changes
2 in weather, forage production, the effects of fire
3 or drought, or other temporary circumstances
4 that impact resource conditions, to facilitate the
5 long-term ecological health of the Federal land.

6 (B) VARIANCES.—In carrying out subpara-
7 graph (A), the Secretary concerned may author-
8 ize a temporary variance to the terms and con-
9 ditions of the applicable grazing permit or lease
10 to adjust the beginning date, the ending date,
11 both the beginning date and ending date, or
12 water transportation, as applicable, as specified
13 in the applicable grazing permit or lease, sub-
14 ject to—

15 (i) the requirement that, unless other-
16 wise specified in the appropriate allotment
17 management plan or any other activity
18 plan that is the functional equivalent to
19 the appropriate allotment management
20 plan under section 4120.2(a)(3) of title 43,
21 Code of Federal Regulations (or a suc-
22 cessor regulation), the applicable adjusted
23 date of the season of use—

24 (I) occurs—

1 (aa) not earlier than 21
2 days before the beginning date
3 specified in the applicable graz-
4 ing permit or lease; or

5 (bb) not later than 21 days
6 after the ending date specified in
7 the applicable grazing permit or
8 lease; and

9 (II) would not result in forage re-
10 moval that exceeds the amount of ac-
11 tive use specified in the applicable
12 grazing permit or lease; and

13 (ii) the requirement that, in accord-
14 ance with applicable law (including regula-
15 tions) and the terms and conditions of the
16 applicable grazing permit or lease, an au-
17 thorized grazing permittee or lessee using
18 a variance under this paragraph shall de-
19 velop and use a monitoring plan deter-
20 mined to be acceptable to the Secretary
21 concerned as a reasonable way to track the
22 effects of the variance on the long-term ec-
23 ological health of the allotment on which
24 the variance is used.