

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—114th Cong., 2d Sess.

H. R. 2647

To expedite under the National Environmental Policy Act of 1969 and improve forest management activities on National Forest System lands, on public lands under the jurisdiction of the Bureau of Land Management, and on tribal lands to return resilience to overgrown, fire-prone forested lands, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by _____

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 [“ _____ Act of _____ ”].

6 (b) TABLE OF CONTENTS.—The table of contents for
7 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Definition of Secretary.

TITLE I—WILDFIRE DISASTER FUNDING

Sec. 101. Wildfire disaster funding authority.

2

TITLE II—FOREST MANAGEMENT

- Sec. 201. Definition of collaborative process.
- Sec. 202. Analysis of only certain alternatives in proposed collaborative forest management activities.
- Sec. 203. Community and technology forest management pilot program.
- Sec. 204. Forest land and resource management plans.
- Sec. 205. Accountability.
- Sec. 206. Study of fire mitigation funds.
- Sec. 207. Effect.

TITLE III—NATIONAL FOREST SYSTEM TRAILS AND LAND STEWARDSHIP

- Sec. 301. Forest Service legacy roads and trails remediation program.
- Sec. 302. Additional authority for sale or exchange of small parcels of National Forest System land.

TITLE IV—KISATCHIE NATIONAL FOREST LAND CONVEYANCE

- Sec. 401. Short title.
- Sec. 402. Finding.
- Sec. 403. Definitions.
- Sec. 404. Authorization of conveyances.
- Sec. 405. Proceeds from the sale of land.
- Sec. 406. Administration.

TITLE V—TENNESSEE WILDERNESS

- Sec. 501. Short title.
- Sec. 502. Definitions.
- Sec. 503. Additions to Cherokee National Forest.

TITLE VI—CHATTAHOOCHEE-OCONEE NATIONAL FOREST LAND ADJUSTMENT

- Sec. 601. Short title.
- Sec. 602. Findings.
- Sec. 603. Land conveyance authority.
- Sec. 604. Treatment of proceeds.

TITLE VII—CONVEYANCE OF FOREST SERVICE ADMINISTRATIVE SITES

- Sec. 701. Extension of authorization for conveyance of Forest Service administrative sites.

TITLE VIII—ENVIRONMENTAL AND ECONOMIC BENEFITS RESTORATION

- Sec. 801. State and private forest landscape-scale restoration program.
- Sec. 802. Promoting cross-boundary wildfire mitigation.

1 SEC. 2. DEFINITION OF SECRETARY.

- 2 In this Act, the term “Secretary” means the Sec-
- 3 retary of Agriculture.

1 **TITLE I—WILDFIRE DISASTER**
2 **FUNDING**

3 **SEC. 101. WILDFIRE DISASTER FUNDING AUTHORITY.**

4 (a) IN GENERAL.—Section 251(b)(2) of the Balanced
5 Budget and Emergency Deficit Control Act of 1985 (2
6 U.S.C. 901(b)(2)) is amended by adding at the end the
7 following:

8 “(E) FLAME WILDFIRE SUPPRESSION.—

9 “(i) If a bill or joint resolution mak-
10 ing appropriations for a fiscal year is en-
11 acted that specifies an amount for wildfire
12 suppression operations in the Wildland
13 Fire Management accounts at the Depart-
14 ment of Agriculture or the Department of
15 the Interior, then the adjustments for that
16 fiscal year shall be the amount of addi-
17 tional new budget authority provided in
18 that Act for wildfire suppression operations
19 for that fiscal year, but shall not exceed—

20 “(I) for fiscal year 2016,
21 \$1,410,000,000 in additional new
22 budget authority;

23 “(II) for fiscal year 2017,
24 \$1,460,000,000 in additional new
25 budget authority;

1 “(III) for fiscal year 2018,
2 \$1,560,000,000 in additional new
3 budget authority;

4 “(IV) for fiscal year 2019,
5 \$1,780,000,000 in additional new
6 budget authority;

7 “(V) for fiscal year 2020
8 \$2,030,000,000 in additional new
9 budget authority;

10 “(VI) for fiscal year 2021,
11 \$2,320,000,000 in additional new
12 budget authority;

13 “(VII) for fiscal year 2022,
14 \$2,650,000,000 in additional new
15 budget authority;

16 “(VIII) for fiscal year 2023,
17 \$2,690,000,000 in additional new
18 budget authority;

19 “(IX) for fiscal year 2024,
20 \$2,690,000,000 in additional new
21 budget authority; and

22 “(X) for fiscal year 2025,
23 \$2,690,000,000 in additional new
24 budget authority.

25 “(ii) As used in this subparagraph—

1 “(I) the term ‘additional new
2 budget authority’ means the amount
3 provided for a fiscal year, in excess of
4 70 percent of the average costs for
5 wildfire suppression operations over
6 the previous 10 years, in an appro-
7 priation Act and specified to pay for
8 the costs of wildfire suppression oper-
9 ations; and

10 “(II) the term ‘wildfire suppres-
11 sion operations’ means the emergency
12 and unpredictable aspects of wildland
13 firefighting including support, re-
14 sponse, and emergency stabilization
15 activities; other emergency manage-
16 ment activities; and funds necessary
17 to repay any transfers needed for
18 these costs.

19 “(iii) The average costs for wildfire
20 suppression operations over the previous
21 10 years shall be calculated annually and
22 reported in the President’s Budget submis-
23 sion under section 1105(a) of title 31,
24 United States Code, for each fiscal year.”.

1 (b) DISASTER FUNDING.—Section 251(b)(2)(D) of
2 the Balanced Budget and Emergency Deficit Control Act
3 of 1985 (2 U.S.C. 901(b)(2)(D)) is amended—

4 (1) in clause (i)—

5 (A) in subclause (I), by striking “and” and
6 inserting “plus”;

7 (B) in subclause (II), by striking the pe-
8 riod and inserting “; less”; and

9 (C) by adding the following:

10 “(III) the additional new budget
11 authority provided in an appropriation
12 Act for wildfire suppression operations
13 pursuant to subparagraph (E) for the
14 preceding fiscal year.”; and

15 (2) by adding at the end the following:

16 “(v) Beginning in fiscal year 2018
17 and in subsequent fiscal years, the calcula-
18 tion of the ‘average funding provided for
19 disaster relief over the previous 10 years’
20 shall include the additional new budget au-
21 thority provided in an appropriation Act
22 for wildfire suppression operations pursu-
23 ant to subparagraph (E) for the preceding
24 fiscal year.”.

1 (c) REPORTING REQUIREMENTS.—If the Secretary of
2 the Interior or the Secretary of Agriculture determines
3 that supplemental appropriations are necessary for a fiscal
4 year for wildfire suppression operations, such Secretary
5 shall promptly submit to Congress—

6 (1) a request for such supplemental appropri-
7 ations; and

8 (2) a plan detailing the manner in which such
9 Secretary intends to obligate the supplemental ap-
10 propriations by not later than 30 days after the date
11 on which the amounts are made available.

12 **TITLE II—FOREST MANAGEMENT**

13 **SEC. 201. DEFINITION OF COLLABORATIVE PROCESS.**

14 In this title, the term “collaborative process” means
15 a process relating to the management of National Forest
16 System land, by which a forest management activity is
17 proposed by—

18 (1) a resource advisory committee (as defined
19 in section 201 of the Secure Rural Schools and
20 Community Self-Determination Act of 2000 (16
21 U.S.C. 7121));

22 (2) a collaborative that meets the requirements
23 under section 4003 of the Omnibus Public Land
24 Management Act of 2009 (16 U.S.C. 7303); or

1 (3) a group not described in paragraph (1) or
2 (2), but that—

3 (A) includes multiple individuals who pro-
4 vide balanced and broad representation of di-
5 verse interests, including relevant and inter-
6 ested—

7 (i) environmental organizations;

8 (ii) timber and forest products indus-
9 try representatives;

10 (iii) State agencies;

11 (iv) units of local government;

12 (v) tribal governments; and

13 (vi) outdoor recreational representa-
14 tives; and

15 (B) operates—

16 (i) in a transparent and nonexclusive
17 manner; and

18 (ii) by consensus or in accordance
19 with voting procedures to ensure a high de-
20 gree of agreement among participants and
21 across various interests.

22 **SEC. 202. ANALYSIS OF ONLY CERTAIN ALTERNATIVES IN**
23 **PROPOSED COLLABORATIVE FOREST MAN-**
24 **AGEMENT ACTIVITIES.**

25 (a) APPLICABILITY.—

1 (1) IN GENERAL.—This section shall apply
2 whenever the Secretary prepares an environmental
3 assessment or an environmental impact statement
4 pursuant to section 102(2) of the National Environ-
5 mental Policy Act of 1969 (42 U.S.C. 4332(2)) for
6 a forest management activity—

7 (A) that is developed and implemented
8 through a collaborative process;

9 (B) the primary purpose of which is—

10 (i) the reduction of hazardous fuel
11 loads that lie within the wildland-urban
12 interface; and

13 (ii)(I) the reduction of fuel
14 connectivity through the installation of fuel
15 and fire breaks for community protection;
16 or

17 (II) the restoration (as defined in sec-
18 tion 219.19 of title 36, Code of Federal
19 Regulations (as in effect on the date of en-
20 actment of this Act)) of a project area;

21 (C) that maximizes the retention of old-
22 growth and large trees, as appropriate for the
23 forest type, to the extent that the trees promote
24 stands that are resilient to wildfire;

1 (D) that considers and incorporates the
2 best available scientific information to maintain
3 or restore ecological integrity, including main-
4 taining or restoring structure, function, com-
5 position, and connectivity;

6 (E) that focuses on enhancing the forest
7 conditions and characteristics necessary to fa-
8 cilitate resilience to uncharacteristic wildfire;

9 (F) that does not include the construction
10 of any new permanent road;

11 (G) under which any temporary road con-
12 structed—

13 (i) is limited to 1/2 mile; and

14 (ii) shall be decommissioned not later
15 than 3 years after the date on which the
16 activity is completed; and

17 (H) for which the Secretary conducts pub-
18 lic notice and scoping.

19 (2) EXCLUSIONS.—This section shall not apply
20 to—

21 (A) a component of the National Wilder-
22 ness Preservation System;

23 (B) any Federal land on which the removal
24 of vegetation is prohibited;

25 (C) a wilderness study area;

1 (D) an inventoried roadless area; or

2 (E) an area in which the forest manage-
3 ment activity described in paragraph (1) would
4 be inconsistent with the applicable forest plan.

5 (b) CONSIDERATION OF ALTERNATIVES.—In an envi-
6 ronmental assessment or environmental impact statement
7 described in subsection (a), the Secretary may study, de-
8 velop, and describe only the following alternatives:

9 (1) The forest management activity described in
10 subsection (a).

11 (2) The alternative of no action.

12 (3) An additional action alternative, if the addi-
13 tional action alternative—

14 (A) is proposed during—

15 (i) scoping; or

16 (ii) the collaborative process described
17 in subsection (a)(1)(A); and

18 (B) satisfies the purpose and need of the
19 project, as determined in accordance with regu-
20 lations promulgated by the Council on Environ-
21 mental Quality.

22 **SEC. 203. COMMUNITY AND TECHNOLOGY FOREST MAN-**
23 **AGEMENT PILOT PROGRAM.**

24 (a) IN GENERAL.—Not later than 180 days after the
25 date of enactment of this Act, the Secretary, acting

1 through the Chief of the Forest Service, shall establish
2 a community and technology forest management pilot pro-
3 gram under which the Secretary shall select not less than
4 3, and not more than 5, areas in which pilot programs
5 shall be conducted to enhance public engagement in Na-
6 tional Forest land and resource management planning.

7 (b) SELECTION OF AREAS.—

8 (1) IN GENERAL.—In selecting areas for pilot
9 programs under this section, the Secretary shall in-
10 clude areas—

11 (A) in which National Forest land and re-
12 source management plans are scheduled for re-
13 vision;

14 (B) in which communities are interested in
15 actively engaging in the land and resource man-
16 agement planning process; and

17 (C) for which a range of forest manage-
18 ment options exist.

19 (2) REGIONAL DIVERSITY.—The Secretary shall
20 select a regionally-diverse set of pilot areas under
21 this section.

22 (3) PUBLIC INPUT.—The Secretary shall solicit
23 and consider public input in selecting pilot areas
24 under this section.

1 (c) ADMINISTRATION.—In carrying out the pilot pro-
2 gram, the Secretary, in consultation with and active en-
3 gagement with the public, shall employ the best available
4 technology for community engagement and decision-
5 making for land management, including technology devel-
6 oped by or in use at Forest Service research stations that
7 use—

8 (1) advanced mapping techniques;

9 (2) predictive modeling techniques for forest
10 management actions, including the effect of the ac-
11 tions on—

12 (A) forest and watershed health;

13 (B) wildfire and other disturbances;

14 (C) wildlife;

15 (D) recreation; and

16 (E) other resource values; and

17 (3) cost and budgeting tools.

18 (d) STUDY.—

19 (1) IN GENERAL.—The Secretary shall conduct
20 a study on the effect of the pilot programs under
21 this section on—

22 (A) public engagement in the development
23 of land and resource management plans;

24 (B) public support for the forest manage-
25 ment planning process and decisions; and

1 the Secretary shall submit the report described in sub-
2 section (a) to—

3 (1) the Committee on Agriculture, Nutrition,
4 and Forestry of the Senate;

5 (2) the Committee on Environment and Public
6 Works of the Senate;

7 (3) the Committee on Agriculture of the House
8 of Representatives;

9 (4) the Committee on Natural Resources of the
10 House of Representatives; and

11 (5) the Comptroller General of the United
12 States.

13 **SEC. 206. STUDY OF FIRE MITIGATION FUNDS.**

14 (a) IN GENERAL.—The Comptroller General of the
15 United States shall conduct a study—

16 (1) to analyze the effectiveness of State fire as-
17 sistance funds and other fire mitigation funds; and

18 (2) to identify opportunities for improving the
19 efficiency and effectiveness of the funds while main-
20 taining appropriate accountability.

21 (b) REPORT.—Not later than 3 years after the date
22 of enactment of this Act, the Comptroller General shall
23 submit to Congress, and publish, a report describing the
24 results of the study conducted under subsection (a).

1 **SEC. 207. EFFECT.**

2 Nothing in this title affects any obligation to comply
3 with any other Federal law, including—

4 (1) the Endangered Species Act of 1973 (16
5 U.S.C. 1531 et seq.);

6 (2) the Federal Water Pollution Control Act
7 (33 U.S.C. 1251 et seq.); or

8 (3) any other Federal environmental law.

9 **TITLE III—NATIONAL FOREST**
10 **SYSTEM TRAILS AND LAND**
11 **STEWARDSHIP**

12 **SEC. 301. FOREST SERVICE LEGACY ROADS AND TRAILS RE-**
13 **MEDIATION PROGRAM.**

14 (a) **IN GENERAL.**—The Secretary shall establish a
15 Forest Service legacy roads and trails remediation pro-
16 gram to carry out within the National Forest System—

17 (1) critical maintenance and urgent repairs and
18 improvements on roads, trails, and bridges;

19 (2) the restoration of fish and other aquatic or-
20 ganism passage by removing or replacing unnatural
21 barriers to the passage of fish and other aquatic or-
22 ganisms;

23 (3) the decommissioning of unneeded roads and
24 trails; and

25 (4) associated activities, as determined by the
26 Secretary.

1 (b) PRIORITY.—In carrying out the program estab-
2 lished pursuant to subsection (a), the Secretary shall give
3 priority to projects that protect or restore—

4 (1) water quality;

5 (2) watersheds that feed public drinking water
6 systems; or

7 (3) habitat for threatened, endangered, and
8 sensitive fish and wildlife species.

9 (c) NATIONAL FOREST SYSTEM.—Except as author-
10 ized under section 323 of the Department of the Interior
11 and Related Agencies Appropriations Act, 1999 (16
12 U.S.C. 1011a), all projects carried out under the program
13 established pursuant to subsection (a) shall be on National
14 Forest System roads, trails, and bridges.

15 (d) NATIONAL PROGRAM STRATEGY.—Not later than
16 180 days after the date of enactment of this Act, the Sec-
17 retary shall develop a national strategy for implementing
18 the program established pursuant to subsection (a).

19 **SEC. 302. ADDITIONAL AUTHORITY FOR SALE OR EX-**
20 **CHANGE OF SMALL PARCELS OF NATIONAL**
21 **FOREST SYSTEM LAND.**

22 (a) INCREASE IN MAXIMUM VALUE OF SMALL PAR-
23 CELS.—Section 3 of Public Law 97–465 (commonly
24 known as the “Small Tract Act of 1983”) (16 U.S.C.

1 521e) is amended in the matter preceding paragraph (1)
2 by striking “\$150,000” and inserting “\$500,000”.

3 (b) ADDITIONAL CONVEYANCE PURPOSES.—Section
4 3 of Public Law 97–465 (16 U.S.C. 521e) (as amended
5 by subsection (a)) is amended—

6 (1) in paragraph (2), by striking “; or” and in-
7 serting a semicolon;

8 (2) in paragraph (3), by striking the period at
9 the end and inserting a semicolon; and

10 (3) by adding at the end the following:

11 “(4) parcels of 45 acres or less that are deter-
12 mined by the Secretary—

13 “(A) to be physically isolated from other
14 National Forest System land or public land; or

15 “(B) to have lost National Forest char-
16 acter;

17 “(5) parcels of 10 acres or less that are not eli-
18 gible for conveyance under paragraph (2) but are
19 encroached on by a permanent habitable improve-
20 ment for which there is no evidence that the en-
21 croachment was intentional or negligent; or

22 “(6) parcels used as a cemetery, a landfill, or
23 a sewage treatment plant under a special use au-
24 thorization issued by the Secretary.”.

1 (c) DISPOSITION OF PROCEEDS.—Section 2 of Public
2 Law 97-465 (16 U.S.C. 521d) is amended—

3 (1) in the matter preceding paragraph (1), by
4 striking “The Secretary is authorized” and inserting
5 the following:

6 “(a) CONVEYANCE AUTHORITY; CONSIDERATION.—
7 The Secretary is authorized”;

8 (2) in paragraph (2), in the second sentence, by
9 striking “The Secretary shall insert” and inserting
10 the following:

11 “(b) INCLUSION OF TERMS, COVENANTS, CONDI-
12 TIONS, AND RESERVATIONS.—

13 “(1) IN GENERAL.—The Secretary shall in-
14 sert”;

15 (3) in subsection (b) (as so designated)—

16 (A) by striking “covenants” and inserting
17 “covenants”; and

18 (B) in the second sentence by striking
19 “The preceding sentence shall not” and insert-
20 ing the following:

21 “(2) LIMITATION.—Paragraph (1) shall not”;

22 and

23 (4) by adding at the end the following:

24 “(c) DISPOSITION OF PROCEEDS.—

1 “(1) DEPOSIT IN SISK FUND.—The net pro-
2 ceeds derived from any sale or exchange conducted
3 under paragraph (4), (5), or (6) of section 3 shall
4 be deposited in the fund established under Public
5 Law 90–171 (commonly known as the ‘Sisk Act’)
6 (16 U.S.C. 484a).

7 “(2) USE.—Amounts deposited under para-
8 graph (1) shall be available to the Secretary until
9 expended, without further appropriation, for—

10 “(A) the acquisition of land or interests in
11 land for the National Forest System in the
12 State from which the amounts were derived; or

13 “(B) the reimbursement of the Secretary
14 for costs incurred in preparing a sale conducted
15 under the authority of section 3 if the sale is
16 a competitive sale.”.

17 **TITLE IV—KISATCHIE NATIONAL**
18 **FOREST LAND CONVEYANCE**

19 **SEC. 401. SHORT TITLE.**

20 This title may be cited as the “Kisatchie National
21 Forest Land Conveyance Act of 2016”.

22 **SEC. 402. FINDING.**

23 Congress finds that it is in the public interest to au-
24 thorize the conveyance of certain Federal land in the

1 Kisatchie National Forest in the State of Louisiana for
2 market value consideration.

3 **SEC. 403. DEFINITIONS.**

4 In this title:

5 (1) COLLINS CAMP PROPERTIES.—The term
6 “Collins Camp Properties” means Collins Camp
7 Properties, Inc., a corporation incorporated under
8 the laws of the State.

9 (2) STATE.—The term “State” means the State
10 of Louisiana.

11 **SEC. 404. AUTHORIZATION OF CONVEYANCES.**

12 (a) AUTHORIZATION.—

13 (1) IN GENERAL.—Subject to valid existing
14 rights and subsection (b), the Secretary may convey
15 the Federal land described in paragraph (2) by quit-
16 claim deed at public or private sale, including com-
17 petitive sale by auction, bid, or other methods.

18 (2) DESCRIPTION OF LAND.—The Federal land
19 referred to in paragraph (1) consists of—

20 (A) all Federal land within sec. 9, T. 10
21 N., R. 5 W., Winn Parish, Louisiana; and

22 (B) a 2.16-acre parcel of Federal land lo-
23 cated in the SW¹/₄ of sec. 4, T. 10 N., R. 5 W.,
24 Winn Parish, Louisiana, as depicted on a cer-

1 tificate of survey dated March 7, 2007, by Glen
2 L. Cannon, P.L.S. 4436.

3 (b) FIRST RIGHT OF PURCHASE.—Subject to valid
4 existing rights and section 406, during the 1-year period
5 beginning on the date of enactment of this Act, on the
6 provision of consideration by the Collins Camp Properties
7 to the Secretary, the Secretary shall convey, by quitclaim
8 deed, to Collins Camp Properties all right, title, and inter-
9 est of the United States in and to—

10 (1) not more than 47.92 acres of Federal land
11 comprising the Collins Campsites within sec. 9, T.
12 10 N., R. 5 W., in Winn Parish, Louisiana, as gen-
13 erally depicted on a certificate of survey dated Feb-
14 ruary 28, 2007, by Glen L. Cannon, P.L.S. 4436;
15 and

16 (2) the parcel of Federal land described in sub-
17 section (a)(2)(B).

18 (c) TERMS AND CONDITIONS.—The Secretary may—

19 (1) configure the Federal land to be conveyed
20 under this title—

21 (A) to maximize the marketability of the
22 conveyance; or

23 (B) to achieve management objectives; and

1 (2) establish any terms and conditions for the
2 conveyances under this title that the Secretary de-
3 termines to be in the public interest.

4 (d) CONSIDERATION.—Consideration for a convey-
5 ance of Federal land under this title shall be—

6 (1) in the form of cash; and

7 (2) in an amount equal to the market value of
8 the Federal land being conveyed, as determined
9 under subsection (e).

10 (e) MARKET VALUE.—The market value of the Fed-
11 eral land conveyed under this title shall be determined—

12 (1) in the case of Federal land conveyed under
13 subsection (b), by an appraisal that is—

14 (A) conducted in accordance with the Uni-
15 form Appraisal Standards for Federal Land Ac-
16 quisitions; and

17 (B) approved by the Secretary; or

18 (2) if conveyed by a method other than the
19 methods described in subsection (b), by competitive
20 sale.

21 (f) HAZARDOUS SUBSTANCES.—

22 (1) IN GENERAL.—In any conveyance of Fed-
23 eral land under this title, the Secretary shall meet
24 disclosure requirements for hazardous substances,

1 but shall otherwise not be required to remediate or
2 abate the substances.

3 (2) EFFECT.—Nothing in this section otherwise
4 affects the application of the Comprehensive Envi-
5 ronmental Response, Compensation, and Liability
6 Act of 1980 (42 U.S.C. 9601 et seq.) to the convey-
7 ances of Federal land.

8 **SEC. 405. PROCEEDS FROM THE SALE OF LAND.**

9 (a) DEPOSIT OF RECEIPTS.—The Secretary shall de-
10 posit the proceeds of a conveyance of Federal land under
11 section 404 in the fund established under Public Law 90–
12 171 (commonly known as the “Sisk Act”) (16 U.S.C.
13 484a).

14 (b) USE OF FUNDS.—Amounts deposited under sub-
15 section (a) shall be available to the Secretary until ex-
16 pended, without further appropriation, for the acquisition
17 of land and interests in land in the Kisatchie National
18 Forest in the State.

19 **SEC. 406. ADMINISTRATION.**

20 (a) COSTS.—As a condition of a conveyance of Fed-
21 eral land to Collins Camp Properties under section 404,
22 the Secretary shall require Collins Camp Properties to pay
23 at closing—

24 (1) reasonable appraisal costs; and

1 (2) the cost of any administrative and environ-
2 mental analyses required by law (including regula-
3 tions).

4 (b) PERMITS.—

5 (1) IN GENERAL.—An offer by Collins Camp
6 Properties for the acquisition of the Federal land
7 under section 404 shall be accompanied by a written
8 statement from each holder of a Forest Service spe-
9 cial use authorization with respect to the Federal
10 land that specifies that the holder agrees to relin-
11 quish the special use authorization on the convey-
12 ance of the Federal land to Collins Camp Properties.

13 (2) SPECIAL USE AUTHORIZATIONS.—If any
14 holder of a special use authorization described in
15 paragraph (1) fails to provide a written authoriza-
16 tion in accordance with that paragraph, the Sec-
17 retary shall require, as a condition of the convey-
18 ance, that Collins Camp Properties administer the
19 special use authorization according to the terms of
20 the special use authorization until the date on which
21 the special use authorization expires.

1 **TITLE V—TENNESSEE**
2 **WILDERNESS**

3 **SEC. 501. SHORT TITLE.**

4 This title may be cited as the “Tennessee Wilderness
5 Act of 2016”.

6 **SEC. 502. DEFINITIONS.**

7 In this title:

8 (1) **MAP.**—The term “Map” means the map en-
9 titled “Proposed Wilderness Areas and Additions-
10 Cherokee National Forest” and dated January 20,
11 2010.

12 (2) **STATE.**—The term “State” means the State
13 of Tennessee.

14 **SEC. 503. ADDITIONS TO CHEROKEE NATIONAL FOREST.**

15 (a) **DESIGNATION OF WILDERNESS.**—In accordance
16 with the Wilderness Act (16 U.S.C. 1131 et seq.), the fol-
17 lowing parcels of Federal land in the Cherokee National
18 Forest in the State of Tennessee are designated as wilder-
19 ness and as additions to the National Wilderness Preser-
20 vation System:

21 (1) Certain land comprising approximately
22 9,038 acres, as generally depicted as the “Upper
23 Bald River Wilderness” on the Map and which shall
24 be known as the “Upper Bald River Wilderness”.

1 (2) Certain land comprising approximately 348
2 acres, as generally depicted as the “Big Frog Addi-
3 tion” on the Map and which shall be incorporated
4 in, and shall be considered to be a part of, the Big
5 Frog Wilderness.

6 (3) Certain land comprising approximately 630
7 acres, as generally depicted as the “Little Frog
8 Mountain Addition NW” on the Map and which
9 shall be incorporated in, and shall be considered to
10 be a part of, the Little Frog Mountain Wilderness.

11 (4) Certain land comprising approximately 336
12 acres, as generally depicted as the “Little Frog
13 Mountain Addition NE” on the Map and which shall
14 be incorporated in, and shall be considered to be a
15 part of, the Little Frog Mountain Wilderness.

16 (5) Certain land comprising approximately
17 2,922 acres, as generally depicted as the “Sampson
18 Mountain Addition” on the Map and which shall be
19 incorporated in, and shall be considered to be a part
20 of, the Sampson Mountain Wilderness.

21 (6) Certain land comprising approximately
22 4,446 acres, as generally depicted as the “Big Lau-
23 rel Branch Addition” on the Map and which shall be
24 incorporated in, and shall be considered to be a part
25 of, the Big Laurel Branch Wilderness.

1 (7) Certain land comprising approximately
2 1,836 acres, as generally depicted as the “Joyce Kil-
3 mer-Slickrock Addition” on the Map and which shall
4 be incorporated in, and shall be considered to be a
5 part of, the Joyce Kilmer-Slickrock Wilderness.

6 (b) MAPS AND LEGAL DESCRIPTIONS.—

7 (1) IN GENERAL.—As soon as practicable after
8 the date of the enactment of this Act, the Secretary
9 shall file maps and legal descriptions of the wilder-
10 ness areas designated by subsection (a) with the ap-
11 propriate committees of Congress.

12 (2) PUBLIC AVAILABILITY.—The maps and
13 legal descriptions filed under paragraph (1) shall be
14 on file and available for public inspection in the of-
15 fice of the Chief of the Forest Service and the office
16 of the Supervisor of the Cherokee National Forest.

17 (3) FORCE OF LAW.—The maps and legal de-
18 scriptions filed under paragraph (1) shall have the
19 same force and effect as if included in this title, ex-
20 cept that the Secretary may correct typographical
21 errors in the maps and descriptions.

22 (c) ADMINISTRATION.—

23 (1) IN GENERAL.—Subject to valid existing
24 rights, the Federal land designated as wilderness by
25 subsection (a) shall be administered by the Secretary

1 in accordance with the Wilderness Act (16 U.S.C.
2 1131 et seq.), except that any reference in that Act
3 to the effective date of that Act shall be deemed to
4 be a reference to the date of the enactment of this
5 Act.

6 (2) FISH AND WILDLIFE MANAGEMENT.—In ac-
7 cordance with section 4(d)(7) of the Wilderness Act
8 (16 U.S.C. 1133(d)(7)), nothing in this title affects
9 the jurisdiction of the State with respect to fish and
10 wildlife management (including the regulation of
11 hunting, fishing, and trapping) in the wilderness
12 areas designated by subsection (a).

13 **TITLE VI—CHATTAHOOCHEE-**
14 **OCONEE NATIONAL FOREST**
15 **LAND ADJUSTMENT**

16 **SEC. 601. SHORT TITLE.**

17 This title may be cited as the “Chattahoochee-Oconee
18 National Forest Land Adjustment Act of 2016”.

19 **SEC. 602. FINDINGS.**

20 Congress finds that—

21 (1) certain National Forest System land in the
22 State of Georgia consists of isolated tracts that are
23 inefficient to manage or have lost their principal
24 value for National Forest purposes;

1 (2) the disposal of that land would be in the
2 public interest; and

3 (3) proceeds from the sale of land authorized by
4 this title would be used best by the Forest Service
5 to purchase land for National Forest purposes in the
6 State of Georgia.

7 **SEC. 603. LAND CONVEYANCE AUTHORITY.**

8 (a) IN GENERAL.—The Secretary is authorized,
9 under such terms and conditions as the Secretary may
10 prescribe, to sell or exchange any or all rights, title, and
11 interest of the United States in the National Forest Sys-
12 tem land described in subsection (b).

13 (b) LAND AUTHORIZED FOR DISPOSAL.—

14 (1) IN GENERAL.—The National Forest System
15 land subject to sale or exchange under this title are
16 30 tracts of land totaling approximately 3,841 acres,
17 which are generally depicted on 2 maps entitled
18 “Priority Land Adjustments, State of Georgia, U.S.
19 Forest Service—Southern Region, Oconee and Chat-
20 tahoochee National Forests, U.S. Congressional Dis-
21 tricts—8, 9, 10 & 14” and dated September 24,
22 2013.

23 (2) MAPS.—The maps described in paragraph
24 (1) shall be on file and available for public inspec-
25 tion in the Office of the Forest Supervisor, Chat-

1 tahoochee-Oconee National Forest, until such time
2 as the land is sold or exchanged.

3 (3) MODIFICATION OF BOUNDARIES.—The Sec-
4 retary may modify the boundaries of the land de-
5 scribed in paragraph (1) based on land management
6 considerations.

7 (c) FORM OF CONVEYANCE.—

8 (1) QUITCLAIM DEED.—The Secretary shall
9 convey land sold under this title by quitclaim deed.

10 (2) RESERVATIONS.—The Secretary may re-
11 serve any rights-of-way or other rights or interests
12 in land sold or exchanged under this title that the
13 Secretary considers necessary for management pur-
14 poses or to protect the public interest.

15 (d) VALUATION.—

16 (1) MARKET VALUE.—The Secretary may not
17 sell or exchange land under this title for less than
18 market value, as determined by appraisal or through
19 competitive bid.

20 (2) APPRAISAL REQUIREMENTS.—Any appraisal
21 shall be—

22 (A) consistent with the Uniform Appraisal
23 Standards for Federal Land Acquisitions or the
24 Uniform Standards of Professional Appraisal
25 Practice; and

1 (B) subject to the approval of the Sec-
2 retary.

3 (e) CONSIDERATION.—

4 (1) CASH.—Consideration for a sale of land or
5 equalization of an exchange shall be paid in cash.

6 (2) EXCHANGE.—Notwithstanding section
7 206(b) of the Federal Land Policy and Management
8 Act of 1976 (43 U.S.C. 1716(b)), the Secretary may
9 accept a cash equalization payment in excess of 25
10 percent of the value of any land exchanged.

11 (f) METHOD OF SALE.—

12 (1) OPTIONS.—The Secretary may sell land
13 under subsection (a) at public or private sale, includ-
14 ing competitive sale by auction, bid, or otherwise, in
15 accordance with such terms, conditions, and proce-
16 dures as the Secretary determines are in the best in-
17 terest of the United States.

18 (2) SOLICITATIONS.—The Secretary may—

19 (A) make public or private solicitations for
20 the sale or exchange of land authorized by this
21 title; and

22 (B) reject any offer that the Secretary de-
23 termines is not adequate or not in the public in-
24 terest.

25 (g) BROKERS.—The Secretary may—

1 (1) use brokers or other third parties in the dis-
2 position of the land authorized by this title; and

3 (2) from the proceeds of a sale, pay reasonable
4 commissions or fees.

5 **SEC. 604. TREATMENT OF PROCEEDS.**

6 (a) DEPOSIT.—The Secretary shall deposit the pro-
7 ceeds of a sale authorized by this title in the fund estab-
8 lished under Public Law 90–171 (commonly known as the
9 “Sisk Act”) (16 U.S.C. 484a).

10 (b) AVAILABILITY.—Subject to subsection (c),
11 amounts deposited under subsection (a) shall be available
12 to the Secretary until expended, without further appro-
13 priation, for the acquisition of land for National Forest
14 purposes in the State of Georgia.

15 (c) PRIVATE PROPERTY PROTECTION.—Nothing in
16 this title authorizes the use of funds deposited under sub-
17 section (a) to be used to acquire land without the written
18 consent of the owner of the land.

1 **TITLE VII—CONVEYANCE OF**
2 **FOREST SERVICE ADMINIS-**
3 **TRATIVE SITES**

4 **SEC. 701. EXTENSION OF AUTHORIZATION FOR CONVEY-**
5 **ANCE OF FOREST SERVICE ADMINISTRATIVE**
6 **SITES.**

7 Section 503(f) of the Forest Service Facility Realign-
8 ment and Enhancement Act of 2005 (16 U.S.C. 580d
9 note; Public Law 109–54) is amended by striking “2016”
10 and inserting “2018”.

11 **TITLE VIII—ENVIRONMENTAL**
12 **AND ECONOMIC BENEFITS**
13 **RESTORATION**

14 **SEC. 801. STATE AND PRIVATE FOREST LANDSCAPE-SCALE**
15 **RESTORATION PROGRAM.**

16 (a) IN GENERAL.—Section 13A of the Cooperative
17 Forestry Assistance Act of 1978 (16 U.S.C. 2109a) is
18 amended to read as follows:

19 **“SEC. 13A. STATE AND PRIVATE FOREST LANDSCAPE-SCALE**
20 **RESTORATION PROGRAM.**

21 “(a) PURPOSE.—The purpose of this section is to es-
22 tablish a landscape-scale restoration program to support
23 landscape-scale restoration and management that results
24 in measurable improvements to public benefits derived
25 from State and private forest land, as identified in—

1 “(1) a State-wide assessment described in sec-
2 tion 2A(a)(1); and

3 “(2) a long-term State-wide forest resource
4 strategy described in section 2A(a)(2).

5 “(b) DEFINITIONS.—In this section:

6 “(1) PRIVATE FOREST LAND.—The term ‘pri-
7 vate forest land’ means land that—

8 “(A) is located in a rural area, as deter-
9 mined by the Secretary;

10 “(B)(i) has existing tree cover; or

11 “(ii) is suitable for growing trees; and

12 “(C) is owned by—

13 “(i) an Indian tribe (as defined in sec-
14 tion 4 of the Indian Self-Determination
15 and Education Assistance Act (25 U.S.C.
16 5304)); or

17 “(ii) any private individual or entity.

18 “(2) REGIONAL.—The term ‘regional’ means of
19 any region of the National Association of State For-
20 esters.

21 “(3) SECRETARY.—The term ‘Secretary’ means
22 the Secretary of Agriculture, acting through the
23 Chief of the Forest Service.

1 “(4) STATE FORESTER.—The term ‘State For-
2 ester’ means a State Forester or equivalent State of-
3 ficial.

4 “(c) ESTABLISHMENT.—The Secretary, in consulta-
5 tion with State Foresters, shall establish a landscape-scale
6 restoration program to provide financial and technical as-
7 sistance for landscape-scale restoration projects on State
8 or private forest land that maintain or improve benefits
9 from trees and forests on the land.

10 “(d) REQUIREMENTS.—The landscape-scale restora-
11 tion program established under subsection (c) shall—

12 “(1) measurably address the national private
13 forest conservation priorities described in section
14 2(c);

15 “(2) enhance public benefits from trees and for-
16 ests, as identified in—

17 “(A) a State-wide assessment described in
18 section 2A(a)(1); and

19 “(B) a long-term State-wide forest re-
20 source strategy described in section 2A(a)(2);
21 and

22 “(3) in accordance with the purposes described
23 in section 2(b), have 1 or more objectives includ-
24 ing—

1 “(A) protecting or improving water quality
2 or quantity;

3 “(B) reducing wildfire risk;

4 “(C) protecting or enhancing wildlife habi-
5 tat in accordance with the wildlife population
6 objectives described in the comprehensive wild-
7 life conservation strategy of the applicable State
8 established pursuant to section 4(d)(1)(D) of
9 the Pittman-Robertson Wildlife Restoration Act
10 (16 U.S.C. 669c(d)(1)(D));

11 “(D) improving forest health, including ad-
12 dressing native, nonnative, and invasive pests;
13 or

14 “(E) enhancing opportunities for new and
15 existing markets in which the production and
16 use of wood products strengthens local and re-
17 gional economies.

18 “(e) MEASUREMENT.—The Secretary, in consultation
19 with State Foresters, shall establish a measurement sys-
20 tem, including measurement tools, that—

21 “(1) consistently measures the results of land-
22 scape-scale restoration projects described in sub-
23 section (c); and

1 “(2) is consistent with the measurement sys-
2 tems of other Federal programs delivered by State
3 Foresters.

4 “(f) USE OF AMOUNTS.—

5 “(1) ALLOCATION.—Of amounts made available
6 for the landscape-scale restoration program estab-
7 lished under subsection (c), the Secretary shall allo-
8 cate—

9 “(A) 50 percent for the competitive process
10 in accordance with subsection (g); and

11 “(B) 50 percent proportionally to States,
12 in consultation with State Foresters—

13 “(i) to maximize the achievement of
14 the objectives described in subsection
15 (d)(3); and

16 “(ii) to address the highest national
17 priorities, as identified in—

18 “(I) State-wide assessments de-
19 scribed in section 2A(a)(1); and

20 “(II) long-term State-wide forest
21 resource strategies described in sec-
22 tion 2A(a)(2).

23 “(2) MULTIYEAR PROJECTS.—The Secretary
24 may provide amounts under this section for
25 multiyear projects.

1 “(g) COMPETITIVE PROCESS.—

2 “(1) IN GENERAL.—The Secretary shall dis-
3 tribute amounts described in subsection (f)(1)(A)
4 through a competitive process for landscape-scale
5 restoration projects described in subsection (c) to
6 maximize the achievement of the objectives described
7 in subsection (d)(3).

8 “(2) ELIGIBILITY.—To be eligible for funding
9 through the competitive process described in para-
10 graph (1), a State Forester, or another entity on ap-
11 proval of the State Forester, shall submit to the Sec-
12 retary 1 or more landscape-scale restoration pro-
13 posals that—

14 “(A) in accordance with paragraph (3), in-
15 clude priorities identified in—

16 “(i) State-wide assessments described
17 in section 2A(a)(1); and

18 “(ii) long-term State-wide forest re-
19 source strategies described in section
20 2A(a)(2);

21 “(B) identify 1 or more measurable results
22 to be achieved through the project;

23 “(C) to the maximum extent practicable,
24 include activities on all land necessary to ac-

1 accomplish the measurable results in the applica-
2 ble landscape;

3 “(D) to the maximum extent practicable,
4 are developed in collaboration with other public
5 and private sector organizations and local com-
6 munities; and

7 “(E) derive not less than 50 percent of the
8 funding for the project from non-Federal
9 sources, unless the Secretary determines—

10 “(i) the applicant is unable to derive
11 not less than 50 percent of the funding for
12 the project from non-Federal sources; and

13 “(ii) the benefits of the project justify
14 pursuing the project.

15 “(3) PRIORITIZATION.—The Secretary shall
16 give priority to projects that, as determined by the
17 Secretary, best carry out priorities identified in
18 State-wide assessments described in section 2A(a)(1)
19 and long-term State-wide forest resource strategies
20 described in section 2A(a)(2), including—

21 “(A) involvement of public and private
22 partnerships;

23 “(B) inclusion of cross-boundary activities
24 on Federal, State, local, or private forest land;

1 “(C) involvement of areas also identified
2 for cost-share funding by the Natural Resources
3 Conservation Service or any other relevant Fed-
4 eral agency;

5 “(D) protection or improvement of water
6 quality or quantity;

7 “(E) reduction of wildfire risk;

8 “(F) protection or enhancement of wildlife
9 habitat in accordance with the wildlife popu-
10 lation objectives described in the comprehensive
11 wildlife conservation strategy of the applicable
12 State established pursuant to section
13 4(d)(1)(D) of the Pittman-Robertson Wildlife
14 Restoration Act (16 U.S.C. 669c(d)(1)(D));

15 “(G) improvement of forest health, includ-
16 ing addressing native, nonnative, and invasive
17 pests;

18 “(H) enhancement of opportunities for new
19 and existing markets in which the production
20 and use of wood products strengthens local and
21 regional economies; and

22 “(I) otherwise addressing the national pri-
23 vate forest conservation priorities described in
24 section 2(c).

25 “(4) PROPOSAL REVIEW.—

1 “(A) IN GENERAL.—The Secretary shall
2 establish a process for the review of proposals
3 submitted under paragraph (2) that ranks each
4 proposal based on—

5 “(i) the extent to which the proposal
6 would achieve the requirements described
7 in subsection (d); and

8 “(ii) the priorities described in para-
9 graph (3).

10 “(B) REGIONAL REVIEW.—The Secretary
11 may carry out the process described in subpara-
12 graph (A) at a regional level.

13 “(h) AUTHORIZATION OF APPROPRIATIONS.—There
14 is authorized to be appropriated to the Secretary for the
15 landscape-scale restoration program established under
16 subsection (c) \$30,000,000 for each of fiscal years 2016
17 through 2020, to remain available until expended.”.

18 **SEC. 802. PROMOTING CROSS-BOUNDARY WILDFIRE MITI-**
19 **GATION.**

20 Section 103 of the Healthy Forests Restoration Act
21 of 2003 (16 U.S.C. 6513) is amended—

22 (1) in subsection (d), by adding at the end the
23 following:

24 “(3) CROSS-BOUNDARY CONSIDERATIONS.—For
25 any fiscal year for which the amount appropriated

1 for hazardous fuels reduction is in excess of
2 \$300,000,000, the Secretary—

3 “(A) is encouraged to use the excess
4 amounts for projects that include cross-bound-
5 ary consideration; and

6 “(B) of that excess amount, may use to
7 support hazardous fuel reduction projects on
8 non-Federal land that cross ownership bound-
9 aries in accordance with subsection (e) an
10 amount equal to the greater of—

11 “(i) 20 percent; and

12 “(ii) \$20,000,000.”; and

13 (2) by adding at the end the following:

14 “(e) CROSS-BOUNDARY FUELS REDUCTION
15 PROJECTS.—

16 “(1) IN GENERAL.—To the maximum extent
17 practicable, the Secretary shall use the funds de-
18 scribed in subsection (d)(3) to support hazardous
19 fuel reduction projects that incorporate treatments
20 in landscapes that cross ownership boundaries on
21 Federal, State, county, or tribal land, private land,
22 and other non-Federal land, particularly in areas
23 identified as priorities in applicable State-wide forest
24 resource assessments or strategies under section
25 2A(a) of the Cooperative Forestry Assistance Act of

1 1978 (16 U.S.C. 2101a(a)), as mutually agreed to
2 by the State Forester and the Regional Forester.

3 “(2) LAND TREATMENTS.—To conduct and
4 fund treatments for projects that include Federal
5 and non-Federal land, the Secretary may—

6 “(A) use the authorities of the Secretary
7 relating to cooperation and technical and finan-
8 cial assistance, including the good neighbor au-
9 thority under section 8206 of the Agricultural
10 Act of 2014 (16 U.S.C. 2113a); and

11 “(B) allocate cross-boundary wildfire miti-
12 gation funds, in accordance with subsection
13 (d)(3) and paragraph (1), for projects carried
14 out pursuant to that section (16 U.S.C. 2113a).

15 “(3) COOPERATION.—In carrying out this sub-
16 section, the State Forester, in consultation with the
17 Secretary (or a designee)—

18 “(A) shall consult with the owners of
19 State, county, tribal, and private land and other
20 non-Federal land with respect to hazardous
21 fuels reduction projects; and

22 “(B) shall not implement any project on
23 non-Federal land without the consent of the
24 owner of the non-Federal land.

1 “(4) EXISTING LAWS.—Regardless of the indi-
2 vidual or entity implementing a project on non-Fed-
3 eral land under this subsection, only the laws and
4 regulations that apply to non-Federal land shall be
5 applicable with respect to the project.”.