

117TH CONGRESS
1ST SESSION

H. R. 5243

To modernize the Fallon Range Training Complex in Churchill County, Nevada, through the withdrawal and reservation of additional public lands for military use, to provide for transfer of ownership of certain Federal lands in northern Nevada, to authorize the disposal of certain Federal lands in northern Nevada for economic development, to promote conservation in northern Nevada, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 14, 2021

Mr. AMODEI introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committees on Armed Services, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To modernize the Fallon Range Training Complex in Churchill County, Nevada, through the withdrawal and reservation of additional public lands for military use, to provide for transfer of ownership of certain Federal lands in northern Nevada, to authorize the disposal of certain Federal lands in northern Nevada for economic development, to promote conservation in northern Nevada, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

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

2 (a) SHORT TITLE.—This Act may be cited as the
 3 “Northern Nevada Economic Development, Conservation,
 4 and Military Modernization Act of 2021”.

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

Sec. 1. Short title; table of contents.

Sec. 2. Findings.

DIVISION A—FALLON RANGE TRAINING COMPLEX AND CHURCH-
 ILL COUNTY ECONOMIC DEVELOPMENT AND CONSERVATION

TITLE I—FALLON RANGE TRAINING COMPLEX

Sec. 100. Definitions.

Subtitle A—Withdrawal and Reservation of Lands

Sec. 101. Withdrawal and reservation of lands for Fallon Range Training Com-
 plex.

Sec. 102. Designation of Special Land Management Overlay.

Sec. 103. Maps, estimates, and descriptions.

Sec. 104. Termination of withdrawal.

Sec. 105. Termination of existing Fallon Range Training Complex withdrawal
 and reservation.

Subtitle B—Management and Use Requirements and Conditions

Sec. 111. Special rules for B–16, B–17, B–19, and B–20 ranges.

Sec. 112. Special rules for Dixie Valley Special Management Area.

Sec. 113. Water.

Sec. 114. Management of Shoal Site.

Sec. 115. Integrated natural resources management plan.

Sec. 116. Road reconstruction and treatment of existing roads and rights-of-
 way.

Sec. 117. Environmental requirements.

Sec. 118. No diminishment of Indian tribal rights.

Subtitle C—Cooperation, Coordination, and Consultation

Sec. 121. Memorandum of understanding on modernization of Fallon Range
 Training Complex.

Sec. 122. Expansion of intergovernmental executive committee on joint use by
 Department of the Navy and Department of the Interior of
 Fallon Range Training Complex.

Sec. 123. Cooperative efforts for identification of, access to, and protection of
 cultural resources.

Subtitle D—Reduction of Impact of Withdrawal and Reservation

- Sec. 131. Reduction of impact of Fallon Range Training Complex modernization by Department of the Navy.
- Sec. 132. Resolution of Walker River Paiute Tribe claims.
- Sec. 133. Land to be held in trust for the Fallon Paiute Shoshone Tribe.
- Sec. 134. Designation of the Cocoon Mountain Cultural Area of Critical Environmental Concern.
- Sec. 135. Transfer of land under the administrative jurisdiction of the Department of the Navy.

TITLE II—FOX PEAK AND GRIMES POINT NATIONAL CONSERVATION AREAS

- Sec. 201. Purpose.
- Sec. 202. Definitions.
- Sec. 203. Establishment.
- Sec. 204. Management.

TITLE III—PISTONE-BLACK MOUNTAIN NATIONAL CONSERVATION AREA

- Sec. 301. Definitions.
- Sec. 302. Establishment.
- Sec. 303. Management.
- Sec. 304. Management plan.
- Sec. 305. Withdrawal.
- Sec. 306. Effect on water rights.

TITLE IV—ADDITIONAL WILDERNESS AREAS IN CHURCHILL COUNTY

- Sec. 401. Findings and sense of Congress.
- Sec. 402. Definitions.
- Sec. 403. Additions to National Wilderness Preservation System.
- Sec. 404. Administration.
- Sec. 405. Wildlife management.
- Sec. 406. Release of wilderness study areas.
- Sec. 407. Native American cultural and religious uses.
- Sec. 408. Special management provisions for Fox Peak Wilderness Area.

TITLE V—CRITICAL TRANSPORTATION AND UTILITY CORRIDORS IN CHURCHILL COUNTY

- Sec. 501. Purpose.
- Sec. 502. Management of critical transportation and utility corridors.

TITLE VI—COUNTY AND MUNICIPAL CONVEYANCES

- Sec. 601. Definitions.
- Sec. 602. Purposes.
- Sec. 603. Land conveyances to County.
- Sec. 604. Land conveyance to City.

TITLE VII—CHECKERBOARD RESOLUTION

- Sec. 701. Consolidation of checkerboard land ownership in Churchill County, Nevada.
- Sec. 702. Land identified for disposal.
- Sec. 703. Management Priority Areas.

- Sec. 704. Withdrawal.
- Sec. 705. Disposition of proceeds.

TITLE VIII—TRANSPORTATION AND UTILITY CORRIDORS

- Sec. 801. Rules of construction related to transportation and utility corridors.

DIVISION B—NORTHERN NEVADA ECONOMIC DEVELOPMENT AND CONSERVATION

TITLE I—DOUGLAS COUNTY

- Sec. 101. Purpose.
- Sec. 102. Definitions.

Subtitle A—Land Conveyances and Sales

- Sec. 111. Conveyance to State of Nevada.
- Sec. 112. Tahoe Rim Trail.
- Sec. 113. Conveyance to Douglas County, Nevada.
- Sec. 114. Sale of certain Federal land.
- Sec. 115. Open Space Recreation Area.

Subtitle B—Tribal Cultural Resources

- Sec. 121. Transfer of land to be held in trust for Tribe.

Subtitle C—Resolution of Burbank Canyons Wilderness Study Area

- Sec. 131. Addition to National Wilderness Preservation System.
- Sec. 132. Administration.
- Sec. 133. Fish and wildlife management.
- Sec. 134. Release of wilderness study area.
- Sec. 135. Native American cultural and religious uses.

Subtitle D—Transfer of Administrative Jurisdiction Over Forest Service Land

- Sec. 141. Authority of Forest Service to transfer administrative jurisdiction to State or county for public purposes.
- Sec. 142. Special use permits for recreation and public purposes.

TITLE II—INCLINE VILLAGE FIRE PROTECTION

- Sec. 201. Purpose.
- Sec. 202. Definitions.
- Sec. 203. Land conveyances for public purposes.

TITLE III—NORTHERN NEVADA FLOOD PROTECTION AND MANAGEMENT

- Sec. 301. Purpose.
- Sec. 302. Definitions.
- Sec. 303. Land conveyances for flood protection.

TITLE IV—LANDER COUNTY LAND MANAGEMENT AND CONSERVATION

- Sec. 401. Definitions.
- Sec. 402. Findings.
- Sec. 403. Conveyance to Lander County, Nevada.

- Sec. 404. Survey.
- Sec. 405. Maps, estimates, descriptions.
- Sec. 406. Reversion.

TITLE V—RUBY MOUNTAINS PROTECTION ACT

- Sec. 501. Short title.
- Sec. 502. Withdrawal of certain National Forest System Land.
- Sec. 503. Withdrawal of certain National Wildlife Refuge System Land.

TITLE VI—CARSON CITY PUBLIC LANDS CORRECTION

- Sec. 601. Definitions.
- Sec. 602. Land conveyances.
- Sec. 603. Carson City street connector conveyance.
- Sec. 604. Amendment to reversionary interests.
- Sec. 605. Disposal of Federal land.
- Sec. 606. Transfer of land to the United States.
- Sec. 607. Disposition of proceeds.
- Sec. 608. Postponement; exclusion from sale.

TITLE VII—PERSHING COUNTY ECONOMIC DEVELOPMENT AND CONSERVATION

- Sec. 701. Short title.
- Sec. 702. Definitions.

Subtitle A—Checkerboard Land Resolution

- Sec. 711. Findings.
- Sec. 712. Definitions.
- Sec. 713. Sale or exchange of eligible land.
- Sec. 714. Sale of encumbered land.
- Sec. 715. Disposition of proceeds.
- Sec. 716. Conveyance of land for use as a public cemetery.

Subtitle B—Wilderness Areas

- Sec. 721. Additions to the National Wilderness Preservation System.
- Sec. 722. Administration.
- Sec. 723. Wildlife management.
- Sec. 724. Release of wilderness study areas.
- Sec. 725. Native American cultural and religious uses.

TITLE VIII—FEDERAL COMPLEX

- Sec. 801. Federal Complex.

TITLE IX—IMPLEMENTATION OF WHITE PINE COUNTY CONSERVATION, RECREATION, AND DEVELOPMENT ACT

- Sec. 901. Disposition of proceeds.
- Sec. 902. Conveyance to White Pine County, Nevada.
- Sec. 903. Issuance of corrective patents.

TITLE X—FERNLEY ECONOMIC DEVELOPMENT ACT

- Sec. 1001. Short title.
- Sec. 1002. Land conveyances.

TITLE XI—CONVEYANCES TO THE CITY OF SPARKS

Sec. 1101. Definitions.

Sec. 1102. Conveyance of land for use as a public cemetery.

Sec. 1103. Conveyance of land for use as regional public parks.

TITLE XII—GENERAL PROVISIONS

Sec. 1201. Public purpose conveyances.

Sec. 1202. Use of certain sand and gravel.

Sec. 1203. Administration of State water rights.

Sec. 1204. Amendment to conveyance of Federal land in Storey County, Nevada.

1 **SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) Since the onset of airborne naval military
4 training in Nevada as early as 1944, residents of the
5 Silver State have coped with the direct and indirect
6 effects of training overflights and bombing ranges.

7 (2) Such effects are heard, seen, and felt most
8 acutely near the military installations and bombing
9 ranges dedicated to furthering the mission interests
10 of the United States Armed Forces, but such effects
11 can extend more than 100 miles beyond the bound-
12 aries of the installation or range, as exemplified by
13 Naval Air Station Fallon.

14 (3) Additionally, Nevadans who live, work, and
15 engage in recreational activities beneath dedicated
16 air training routes throughout central, north-central,
17 and northwestern Nevada must deal with persistent
18 noise and periodic disruptions related to training ac-
19 tivities day and night.

1 (4) The economic, environmental, and commu-
2 nity impacts of the Fallon Range Training Complex
3 and Naval Air Station Fallon are seen throughout
4 all of northern Nevada and are not limited to just
5 the geographic footprint of the Fallon Range Train-
6 ing Complex.

7 (5) Although direct impacts of military training
8 are centered in Churchill County to the north, east,
9 and south of Naval Air Station Fallon, adjoining
10 counties of Elko, Eureka, Lander, Lyon, Mineral,
11 Nye, Pershing, and Washoe also commonly endure
12 both high- and low-level overflights.

13 (6) Providing for the common sense rationaliza-
14 tion of the 19th century checkerboard land-owner-
15 ship and public interest conveyances of land, for ex-
16 ample, for fire stations, airports, and municipal
17 parks, represents reasonable mitigation for ongoing
18 impacts to Nevada's communities.

19 (7) On April 15, 2020, and again on October
20 1, 2020, the Churchill County Board of Commis-
21 sioners passed resolutions supporting legislation to
22 address and mitigate the Fallon Range Training
23 Complex Record of Decision dated March 12, 2020,
24 as well as allow for conveyances for economic devel-
25 opment and public purposes in Churchill County, as

1 depicted on the County's updated map entitled
2 "Churchill County Proposed Fallon Range Training
3 Complex Modernization and Lands Bill" and dated
4 February 2, 2021, included as division A of this Act.

5 (8) On April 5, 2018, the Douglas County
6 Board of Commissioners requested that the Nevada
7 congressional delegation reintroduce the Douglas
8 County Economic Development and Conservation
9 Act, included as title I of division B of this Act.

10 (9) On October 10, 2019, the Lander County
11 Board of Commissioners passed a resolution express-
12 ing support for the introduction of legislation pro-
13 moting certain public safety, public welfare, public
14 parks, and tourism opportunities, included as title
15 IV of division B of this Act.

16 (10) On November 15, 2018, the Carson City
17 Board of Supervisors passed a resolution expressing
18 support for the introduction of legislation containing
19 certain conveyances and technical corrections, in-
20 cluded as title VI of division B of this Act.

21 (11) On December 9, 2019, the Pershing Coun-
22 ty Board of Commissioners requested that the Ne-
23 vada congressional delegation support the Pershing
24 County Economic Development and Conservation
25 Act, included as title VII of division B of this Act.

1 (12) On November 13, 2019, the White Pine
2 County Board of Commissioners passed a resolution
3 requesting reintroduction of the technical corrections
4 provided for in the White Pine County Conservation,
5 Recreation, and Development Act, included as title
6 IX of division B of this Act.

7 **DIVISION A—FALLON RANGE**
8 **TRAINING COMPLEX AND**
9 **CHURCHILL COUNTY ECO-**
10 **NOMIC DEVELOPMENT AND**
11 **CONSERVATION**

12 **TITLE I—FALLON RANGE**
13 **TRAINING COMPLEX**

14 **SEC. 100. DEFINITIONS.**

15 In this title:

16 (1) **AFFECTED INDIAN TRIBE.**—The term “af-
17 fected Indian tribe” means an Indian tribe with ju-
18 risdiction over land located in the vicinity of the
19 Fallon Range Training Complex.

20 (2) **APPLICABLE CONGRESSIONAL COMMIT-**
21 **TEES.**—The term “applicable congressional commit-
22 tees” means the Committee on Energy and Natural
23 Resources of the Senate, the Committees on Armed
24 Services of the Senate and the House of Representa-

1 tives, and the Committee on Natural Resources of
2 the House of Representatives.

3 (3) COUNTY.—The term “County” means
4 Churchill County, Nevada.

5 (4) DIXIE VALLEY SPECIAL MANAGEMENT
6 AREA.—The term “Dixie Valley Special Management
7 Area” means the portion of the withdrawal lands
8 withdrawn by section 101(a)(2) of this title.

9 (5) EXECUTIVE COMMITTEE.—The term “exec-
10 utive committee” means the intergovernmental exec-
11 utive committee described in section 122 of this title,
12 as expanded pursuant to such section.

13 (6) FINAL ENVIRONMENTAL IMPACT STATE-
14 MENT.—The term “Final Environmental Impact
15 Statement” means the Final Environmental Impact
16 Statement prepared by the Department of the Navy,
17 entitled “Environmental Impact Statement: Fallon
18 Range Training Complex Modernization”, and dated
19 January 2020.

20 (7) INDIAN TRIBE.—The term “Indian tribe”
21 has the meaning given that term in section 4 of the
22 Indian Self-Determination and Education Assistance
23 Act (25 U.S.C. 5304).

24 (8) MAP.—The term “Map” means the map en-
25 titled “Churchill County Proposed Fallon Range

1 Training Complex Modernization and Lands Bill”
2 and dated February 2, 2021.

3 (9) MEMORANDUM OF UNDERSTANDING.—The
4 term “memorandum of understanding” means the
5 memorandum of understanding entered into by the
6 Secretary of the Navy with the State, the Counties
7 of Churchill, Elko, Eureka, Lander, Lyon, Mineral,
8 Nye, and Pershing in the State, affected Indian
9 tribes, and other interested parties pursuant to sec-
10 tion 121 of this title.

11 (10) RECORD OF DECISION.—The term
12 “Record of Decision” means the record of decision
13 entitled “Record of Decision for the Fallon Range
14 Training Complex Modernization Final Environ-
15 mental Impact Statement” and dated March 12,
16 2020.

17 (11) SHOAL SITE.—The term “Shoal Site”
18 means the land withdrawn and reserved by Public
19 Land Order 2771 (27 Fed. Reg. 9062 (September
20 6, 1962)), as amended by Public Land Order 2834
21 (27 Fed Reg. 12219 (December 4, 1962)).

22 (12) STATE.—The term “State” means the
23 State of Nevada.

24 (13) WITHDRAWAL LANDS.—The term “with-
25 drawal lands” means the lands withdrawn and re-

served for the Fallon Range Training Complex by
section 101 of this title.

Subtitle A—Withdrawal and Reservation of Lands

SEC. 101. WITHDRAWAL AND RESERVATION OF LANDS FOR FALLON RANGE TRAINING COMPLEX.

(a) WITHDRAWAL.—

(1) B–16, B–17, B–19, AND B–20 RANGES.—

Subject to valid and existing rights, the lands established as the B–16, B–17, B–19, and B–20 ranges at the Fallon Range Training Complex, as depicted on the Map, which are or may become subject to the operation of the public land laws, are hereby withdrawn from all forms of—

(A) entry, appropriation, or disposal under the public land laws, including the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.);

(B) location, entry, and patent under the mining laws; and

(C) disposition under all laws pertaining to mineral and geothermal leasing or mineral materials.

(2) DIXIE VALLEY SPECIAL MANAGEMENT
AREA.—

1 (A) LIMITED WITHDRAWAL.—Subject to
2 valid and existing rights, the lands established
3 as the Dixie Valley Special Management Area
4 at the Fallon Range Training Complex, as de-
5 picted on the Map, which are or may become
6 subject to the operation of the public land laws,
7 are hereby withdrawn from all forms of loca-
8 tion, entry, and patent under the mining laws.

9 (B) EXCEPTIONS.—The lands described in
10 subparagraph (A) are not withdrawn from
11 forms of—

12 (i) entry, appropriation, or disposal
13 under the public land laws, including the
14 Federal Land Policy and Management Act
15 of 1976 (43 U.S.C. 1701 et seq.);

16 (ii) disposition under laws pertaining
17 to mineral and geothermal leasing or min-
18 eral materials; or

19 (iii) appropriation under the Act of 10
20 June 28, 1934 (commonly known as the
21 Taylor Grazing Act; 43 U.S.C. 315 et
22 seq.).

23 (3) EXISTING RIGHTS AND CONDITIONS.—The
24 withdrawal of lands by this subsection is subject to

1 valid existing rights and subject to the other provi-
2 sions of this title.

3 (b) RESERVATION.—

4 (1) B-16, B-17, B-19, AND B-20 RANGES.—The
5 lands withdrawn by subsection (a)(1) are reserved
6 for use by the Secretary of the Navy for testing and
7 training for aerial bombing, missile firing, and tac-
8 tical maneuvering and air support.

9 (2) DIXIE VALLEY SPECIAL MANAGEMENT
10 AREA.—

11 (A) AUTHORIZED USE.—The lands with-
12 drawn by subsection (a)(2) are available for use
13 by the Secretary of the Navy in a manner con-
14 sistent with the needs of the Navy as detailed
15 in the Record of Decision.

16 (B) ADMINISTRATIVE APPROVAL NOT RE-
17 QUIRED.—The use authorized by subparagraph
18 (A) shall not require further administrative ap-
19 proval under the Federal Land Policy and Man-
20 agement Act of 1976 (43 U.S.C. 1701 et seq.).

21 (c) WRITTEN NOTICE REQUIRED.—The Secretary of
22 the Navy and the Secretary of the Interior shall not carry
23 out any activities necessary to carry out the land with-
24 drawal and reservation made by this section until the date
25 on which the Secretaries jointly certify in writing to the

1 applicable congressional committees that both Secretaries
2 have completed all financial commitments, including the
3 completion of all final compensation payments to affected
4 persons—

5 (1) contained in the Record of Decision; and

6 (2) required under section 121 of this title and
7 the resulting memorandum of understanding.

8 **SEC. 102. DESIGNATION OF SPECIAL LAND MANAGEMENT**
9 **OVERLAY.**

10 Subject to valid existing rights and except as other-
11 wise provided in this title, the land depicted on the Map
12 as the “Special Land Management Overlay”—

13 (1) is designated as a Special Land Manage-
14 ment Overlay, as described in the Record of Deci-
15 sion; and

16 (2) shall remain subject to entry, appropriation,
17 and disposal under the public land laws.

18 **SEC. 103. MAPS, ESTIMATES, AND DESCRIPTIONS.**

19 (a) MINOR ERRORS AND ADJUSTMENTS.—The Sec-
20 retary of the Interior and the County may, by mutual
21 agreement—

22 (1) make minor boundary adjustments to the
23 withdrawal lands; and

1 (2) correct any minor errors in the Map and in
2 any acreage estimate or description of the with-
3 drawal lands.

4 (b) CONFLICT.—If there is a conflict between the
5 Map, an acreage estimate, or a description of withdrawal
6 lands, the Map shall control unless the Secretary of the
7 Interior and the County mutually agree otherwise.

8 (c) AVAILABILITY.—Copies of the Map shall be avail-
9 able for public inspection in the offices of the Nevada
10 State Director and Carson City Field Office Manager of
11 the Bureau of Land Management and the Office of the
12 Commander, Naval Air Station, Fallon, Nevada.

13 (d) REIMBURSEMENT OF CERTAIN COSTS.—The Sec-
14 retary of the Navy shall reimburse the Secretary of the
15 Interior for the costs incurred by the Secretary of the Inte-
16 rior in implementing this section.

17 **SEC. 104. TERMINATION OF WITHDRAWAL.**

18 (a) TERMINATION DATE.—The withdrawal and res-
19 ervation of the withdrawal lands shall terminate on the
20 date that is 25 years after the date of the enactment of
21 this Act.

22 (b) EFFECT OF TERMINATION.—After the termi-
23 nation date specified in subsection (a), the previously with-
24 drawn withdrawal lands shall be open to any forms of
25 entry, appropriation, or disposal under the public land

1 laws, location, entry, and patent under the mining laws,
2 and disposition under laws pertaining to mineral and geo-
3 thermal leasing or mineral materials only if the Secretary
4 of the Interior publishes in the Federal Register an appro-
5 priate order that establishes the date on which the land
6 shall be so opened.

7 **SEC. 105. TERMINATION OF EXISTING FALLON RANGE**
8 **TRAINING COMPLEX WITHDRAWAL AND RES-**
9 **ERVATION.**

10 (a) ORIGINAL WITHDRAWAL AND RESERVATION.—
11 Except as otherwise provided in this title, the land with-
12 drawal and reservation made by section 3011(a) of the
13 Military Lands Withdrawal Act of 1999 (Public Law 106–
14 65; 113 Stat. 885) shall terminate on the date of the en-
15 actment of this Act.

16 (b) RECENT RENEWAL OF WITHDRAWAL AND RES-
17 ERVATION.—Except as otherwise provided in this title, the
18 renewal of the land withdrawal and reservation described
19 in subsection (a) made by section 2842 of the Military
20 Construction Authorization Act of Fiscal Year 2021 (divi-
21 sion B of Public Law 116–283) shall terminate on the
22 date of enactment of this Act.

1 **Subtitle B—Management and Use**
2 **Requirements and Conditions**

3 **SEC. 111. SPECIAL RULES FOR B-16, B-17, B-19, AND B-20**

4 **RANGES.**

5 (a) ACCESS.—The Secretary of the Navy shall allow
6 and manage access to the lands withdrawn by section
7 101(a)(1) of this title for the following purposes:

8 (1) Administrative, cultural, educational, wild-
9 life management, and emergency management pur-
10 poses.

11 (2) Special events, including a minimum 15
12 days annually for big game hunting on the B-17
13 range.

14 (b) ROAD ACCESS.—The Secretary of the Navy shall
15 ensure that all roads shown on the Map as an existing
16 minor County road are available for managed access.

17 (c) RELINQUISHMENT.—Any portion of the lands
18 withdrawn by section 101(a)(1) of this title that is located
19 outside of the Weapons Danger Zones determined by the
20 Secretary of the Navy shall be relinquished to the Sec-
21 retary of the Interior and managed under all applicable
22 public land laws.

23 (d) TREATMENT OF BIOLOGICALLY SENSITIVE
24 AREAS.—The Secretary of the Navy shall ensure avoid-
25 ance of target placement and training within biologically

1 sensitive areas as mapped in Appendix D of the Final En-
2 vironmental Impact Statement.

3 **SEC. 112. SPECIAL RULES FOR DIXIE VALLEY SPECIAL**
4 **MANAGEMENT AREA.**

5 (a) SECRETARY OF THE NAVY DUTIES FOR DIXIE
6 VALLEY SPECIAL MANAGEMENT AREA.—

7 (1) TRAINING RELATED.—In using the Dixie
8 Valley Special Management Area for Navy purposes,
9 as authorized by section 101(b)(2)(A) of this title,
10 the Secretary of the Navy, in coordination with the
11 Secretary of the Interior, shall provide, to the max-
12 imum extent possible, for the following:

13 (A) Installation of permanent aircraft
14 threat emitters and two electronic warfare
15 training sites.

16 (B) Temporary aircraft threat emitters.

17 (C) Ground training and convoy training
18 that utilizes existing roads.

19 (D) Aircraft training that would include a
20 flight floor of 50 feet above ground level, except
21 for the area designated as a flight sanctuary
22 area.

23 (2) ACCESS AND USE GENERALLY.—In man-
24 aging the Dixie Valley Special Management Area,
25 the Secretary of the Navy, in coordination with the

1 Secretary of the Interior, shall ensure that there is
2 no closure of an existing County road and no restric-
3 tion or curtailment on public access and recreation
4 for the duration of the withdrawal.

5 (3) AUTHORIZED USES.—In managing the
6 Dixie Valley Special Management Area, the Sec-
7 retary of the Navy, in coordination with the Sec-
8 retary of the Interior, shall provide the following ac-
9 tivities:

10 (A) Livestock grazing.

11 (B) Geothermal exploration and develop-
12 ment west of State Route 121, as managed by
13 the Bureau of Land Management in coordina-
14 tion with the Secretary of the Navy.

15 (C) Exploration and development of salable
16 minerals or other fluid or leasable minerals, as
17 managed by the Bureau of Land Management
18 in coordination with the Secretary of the Navy.

19 (4) DIXIE VALLEY WATER PROJECT.—

20 (A) CONTINUATION OF PROJECT.—The
21 withdrawal of lands as the Dixie Valley Special
22 Management Area shall not be construed to
23 interfere with the Dixie Valley Water Project of
24 the County.

1 (B) PERMITTING.—On application by the
2 County, the Secretary of the Navy shall concur
3 with the Dixie Valley Water Project of the
4 County and, in collaboration with the Secretary
5 of the Interior, complete any permitting nec-
6 essary for the Dixie Valley Water Project, sub-
7 ject to the public land laws and environmental
8 review.

9 (C) COMPENSATION.—The Secretary of
10 the Navy shall compensate the County for any
11 cost increases for the Dixie Valley Water
12 Project of the County that result from any de-
13 sign features required by the Secretary of the
14 Navy to be included in the Dixie Valley Water
15 Project.

16 (5) RIGHTS-OF-WAY.—With regard to the Dixie
17 Valley Special Management Area, the Secretary of
18 the Navy shall grant the following rights-of-way:

19 (A) A 2,640-foot-wide right-of-way imme-
20 diately west of the existing north-south power-
21 line along State Route 121 to the intersection
22 with U.S. Highway 50, as depicted on the Map,
23 for the placement, on a nonexclusive basis, of
24 utility infrastructure.

1 (B) A 2,640-foot-wide right-of-way imme-
2 diately north of U.S. Highway 50, as depicted
3 on the Map, for the placement, on a nonexclu-
4 sive basis, of utility infrastructure.

5 (C) A 2,640-foot-wide right-of-way imme-
6 diately south of the existing east-west trans-
7 mission line across Dixie Valley, as depicted on
8 the Map, for the placement, on a nonexclusive
9 basis, of utility infrastructure.

10 (b) SECRETARY OF THE INTERIOR DUTIES FOR
11 DIXIE VALLEY SPECIAL MANAGEMENT AREA.—

12 (1) ACCESS AND USE GENERALLY.—For the
13 duration of the withdrawal of lands as the Dixie Val-
14 ley Special Management Area, the Secretary of the
15 Interior shall ensure that there is no restriction or
16 curtailment of public access to, and recreation on,
17 the lands.

18 (2) GEOTHERMAL EXPLORATION AND DEVELOP-
19 MENT.—For the duration of the withdrawal of lands
20 as the Dixie Valley Special Management Area, the
21 Secretary of the Interior shall ensure that geo-
22 thermal exploration and development is authorized
23 on the portion of such lands located west of State
24 Route 121, consistent with the required design fea-

1 tures described by the Secretary of the Navy in the
2 Final Environmental Impact Statement.

3 **SEC. 113. WATER.**

4 Effective as of the date of the enactment of this Act,
5 the Secretary of the Navy shall ensure that the Depart-
6 ment of the Navy complies with the portion of the memo-
7 randum of understanding between the Department of the
8 Navy and the United States Fish and Wildlife Service
9 dated July 26, 1995, requiring the Department of the
10 Navy to limit water rights to the maximum extent prac-
11 ticable, consistent with safety of operations, for Naval Air
12 Station Fallon, Nevada, currently not more than 4,402
13 acre-feet of water per year.

14 **SEC. 114. MANAGEMENT OF SHOAL SITE.**

15 (a) SUBSURFACE ESTATE.—The Secretary of Energy
16 shall remain responsible and liable for the management
17 and use of the subsurface estate of the Shoal Site, includ-
18 ing all activities conducted with respect to the subsurface
19 estate.

20 (b) SURFACE ESTATE.—Pursuant to the withdrawal
21 and reservation made by section 3011(a)(1) of the Mili-
22 tary Lands Withdrawal Act of 1999 (title XXX of Public
23 Law 106–65; 113 Stat. 885), the Secretary of the Navy
24 shall be responsible for the management and use of the
25 surface estate of the Shoal Site.

1 **SEC. 115. INTEGRATED NATURAL RESOURCES MANAGE-**
2 **MENT PLAN.**

3 (a) PREPARATION REQUIRED.—

4 (1) JOINT PREPARATION; DEADLINE.—Within
5 two years after the date of enactment of this Act,
6 the Secretary of the Navy and the Secretary of the
7 Interior shall jointly prepare an integrated natural
8 resources management plan for the withdrawal
9 lands.

10 (2) COORDINATION.—The Secretaries shall pre-
11 pare the integrated natural resources management
12 plan in coordination with the State, the County,
13 other impacted counties in the State, and affected
14 Indian tribes.

15 (b) RESOLUTION OF CONFLICTS.—

16 (1) IN GENERAL.—Any disagreement among
17 the parties referred to in subsection (a) concerning
18 the contents or implementation of the integrated
19 natural resources management plan prepared under
20 that subsection or an amendment to the manage-
21 ment plan shall be resolved by the Secretary of the
22 Navy and the Secretary of the Interior, acting
23 through—

24 (A) the State Director of the Nevada State
25 Office of the Bureau of Land Management; and

1 (B) if appropriate, the Regional Director
2 of the United States Fish and Wildlife Service.

3 (2) DELEGATION.—The Secretary of the Navy
4 may delegate that Secretary's resolution authority
5 under paragraph (1) to the commander of Naval Air
6 Station Fallon, Nevada.

7 (3) CONSULTATION.—Prior to the resolution of
8 any conflict under paragraph (1), the Secretary of
9 the Navy and the Secretary of the Interior shall con-
10 sult with the executive committee.

11 (c) ELEMENTS OF PLAN.—Subject to subsection (b),
12 the integrated natural resources management plan pre-
13 pared under subsection (a)—

14 (1) shall be prepared and implemented in ac-
15 cordance with the Sikes Act (16 U.S.C. 670 et seq.);

16 (2) shall include provisions for—

17 (A) proper management and protection of
18 the natural and cultural resources of the land;
19 and

20 (B) sustainable use by the public of such
21 resources to the extent consistent with the mili-
22 tary purposes for which the land is withdrawn
23 and reserved;

1 (3) shall include provisions, developed in con-
2 sultation with affected Indian tribes, that address
3 how the Secretary of the Navy intends—

4 (A) to fulfill the trust responsibility of the
5 United States to the affected Indian tribes, in-
6 cluding with respect to land and rights of the
7 affected Indian tribes reserved by treaty or
8 Federal law that are affected by the withdrawal
9 and reservation;

10 (B) to allow access to, and ceremonial use
11 of, Indian sacred sites to the extent consistent
12 with the military purposes for which the land is
13 withdrawn and reserved; and

14 (C) to provide for timely consultation with
15 affected Indian tribes;

16 (4) shall provide that any hunting, fishing, and
17 trapping on the land shall be conducted in accord-
18 ance with section 2671 of title 10, United States
19 Code;

20 (5) shall provide for livestock grazing and agri-
21 cultural out-leasing on the land, if appropriate—

22 (A) in accordance with section 2667 of
23 title 10, United States Code; and

24 (B) at the discretion of the Secretary of
25 the Navy;

1 (6) shall identify current test and target impact
2 areas and related buffer or safety zones on the land;

3 (7) shall provide that the Secretary of the
4 Navy—

5 (A) shall take any and all necessary ac-
6 tions to prevent, suppress, manage, and reha-
7 bilitate brush and range fires occurring within
8 the boundaries of the Fallon Range Training
9 Complex and brush and range fires occurring
10 outside the boundaries of the Fallon Range
11 Training Complex resulting from military ac-
12 tivities; and

13 (B) notwithstanding section 2465 of title
14 10, United States Code—

15 (i) may obligate funds appropriated or
16 otherwise available to the Secretary of the
17 Navy to enter into memoranda of under-
18 standing, cooperative agreements, and con-
19 tracts for fire management; and

20 (ii) shall reimburse the Secretary of
21 the Interior for costs incurred under this
22 paragraph;

23 (8) shall provide that all gates, fences, and bar-
24 riers constructed after the date of enactment of this
25 Act shall be designed and erected, to the maximum

1 extent practicable and consistent with military secu-
2 rity, safety, and sound wildlife management use, to
3 allow wildlife access;

4 (9) if determined appropriate by the Secretary
5 of the Navy and the Secretary of the Interior after
6 review of any existing management plans applicable
7 to the land, shall incorporate the existing manage-
8 ment plans;

9 (10) shall include procedures to ensure that—

10 (A) the periodic reviews of the integrated
11 natural resources management plan required by
12 the Sikes Act (16 U.S.C. 670 et seq.) are con-
13 ducted jointly by the Secretary of the Navy and
14 the Secretary of the Interior; and

15 (B) affected States and affected Indian
16 tribes and the public are provided a meaningful
17 opportunity to comment on any substantial re-
18 visions to the plan that may be proposed pursu-
19 ant to such a review;

20 (11) shall incorporate the cooperative agree-
21 ments, class III cultural resource inventories, and
22 ethnographic studies described in section 123; and

23 (12) shall provide procedures to amend the in-
24 tegrated natural resources management plan as nec-
25 essary.

1 **SEC. 116. ROAD RECONSTRUCTION AND TREATMENT OF EX-**
2 **ISTING ROADS AND RIGHTS-OF-WAY.**

3 (a) ROAD RECONSTRUCTION AND RELOCATION.—
4 The Secretary of the Navy shall be responsible for the
5 timely—

6 (1) reconstruction of Lone Tree Road leading to
7 the B–16 range;

8 (2) reconstruction and relocation of State High-
9 way 361 in the B–17 range; and

10 (3) relocation of Sand Canyon/Red Mountain
11 Roads as depicted on the Map.

12 (b) EXISTING ROADS AND RIGHTS-OF-WAY.—The
13 withdrawal and reservation of the withdrawal lands shall
14 not affect the following roads and associated rights-of-
15 way:

16 (1) U.S. Highways 50 and 95.

17 (2) State Routes 121 and 839.

18 (3) County roads identified as Simpson Road,
19 East County Road, Earthquake Fault Road, Fair-
20 view Peak Road, and Pole Line Road.

21 (c) RS 2477 CLAIMS.—The withdrawal and reserva-
22 tion of the withdrawal lands shall not obstruct or interfere
23 with the ability of the County to seek adjudication of
24 claims for existing County roads under section 2477 of
25 the Revised Statutes (43 U.S.C. 932), repealed by section

1 706(a) of the Federal Land Policy and Management Act
2 of 1976 (Public Law 94–579; 90 Stat. 2793).

3 **SEC. 117. ENVIRONMENTAL REQUIREMENTS.**

4 (a) IN GENERAL.—Notwithstanding the Military
5 Lands Withdrawals Act of 2013 (title XXIX of Public
6 Law 113–66, 127 Stat. 1025), with respect to the with-
7 drawal lands—

8 (1) the Secretary of the Navy shall—

9 (A) carry out a decontamination program
10 that prioritizes the remediation of sites that
11 contain Tribal cultural resources or Tribal trust
12 land, including the contaminated trust land of
13 the Walker River Paiute Tribe;

14 (B) until the date on which all remediation
15 activities under subparagraph (A) are com-
16 pleted in accordance with applicable law, in-
17 clude in the applicable fiscal year budget re-
18 quest of the Secretary of the Navy sufficient
19 funds to conduct the remediation; and

20 (C) shall consult with each affected Indian
21 tribe regarding any decontamination plan, in-
22 cluding with respect to—

23 (i) the treatment of any cultural re-
24 sources of the affected Indian tribe, includ-
25 ing sacred sites; and

1 (ii) any opportunities for the use or
2 conservation of the affected area for the
3 benefit of the affected Indian tribe; and

4 (2) the Secretary of Defense shall include in the
5 annual report required under section 2711 of title
6 10, United States Code, a description of decon-
7 tamination activities planned for and carried out
8 under paragraph (1)(A), including a description of
9 the level of appropriations allocated, authorized, ex-
10 pended, or requested under paragraph (1)(B) for
11 those activities.

12 (b) REPORT.—After the termination pursuant to sec-
13 tion 104 of this title of the withdrawal and reservation
14 of the withdrawal lands, the Secretary of the Navy shall
15 submit to the Secretary of the Interior and the applicable
16 congressional committees a report describing the status
17 of—

18 (1) the previously withdrawn withdrawal lands;

19 (2) any other affected land and resources af-
20 fected by the activities of the Secretary of the Navy
21 under this section; and

22 (3) all remediation activities carried out by the
23 Secretary of the Navy under this section.

24 (c) PUBLIC WARNINGS.—The Secretary of the Navy
25 shall carry out appropriate measures to warn the public

1 of any contamination, harm, or risk associated with entry
2 into the withdrawal lands.

3 (d) OTHER FEDERAL AGENCIES.—If the Secretary
4 of the Navy delegates to another Federal agency responsi-
5 bility for or jurisdiction over, or permits another Federal
6 agency to operate on, any portion of the withdrawal lands,
7 the Federal agency shall assume all responsibility and li-
8 ability under applicable law for the activities of the Fed-
9 eral agency with respect to that portion of the withdrawal
10 lands.

11 **SEC. 118. NO DIMINISHMENT OF INDIAN TRIBAL RIGHTS.**

12 Nothing in this title alters—

13 (1) any right reserved by treaty or Federal law
14 for an Indian tribe, including for tribal use of the
15 withdrawal lands; or

16 (2) except as provided in section 105 of this
17 title, any other withdrawal or reservation of land for
18 the Fallon Range Training Complex in effect on the
19 date of the enactment of this Act.

20 **Subtitle C—Cooperation,**
21 **Coordination, and Consultation**

22 **SEC. 121. MEMORANDUM OF UNDERSTANDING ON MOD-**
23 **ERNIZATION OF FALLON RANGE TRAINING**
24 **COMPLEX.**

25 (a) MEMORANDUM OF UNDERSTANDING.—

1 (1) IN GENERAL.—Not later than 180 days
2 after the date of the enactment of this Act, the Sec-
3 retary of the Navy, in collaboration with applicable
4 Federal agencies, shall enter into a memorandum of
5 understanding with the parties specified in para-
6 graph (2) to address issues of concern to the local
7 community and affected Indian tribes associated
8 with the project for the modernization of the Fallon
9 Range Training Complex.

10 (2) PARTIES.—The parties covered by para-
11 graph (1) include the State, the County, the counties
12 of Elko, Eureka, Lander, Lyon, Mineral, Nye, Per-
13 shing, and Washoe in the State, affected Indian
14 tribes, and other interested parties, such as the
15 Inter-Tribal Council of Nevada and the Nevada In-
16 dian Commission.

17 (b) ELEMENTS.—The memorandum of under-
18 standing shall address, at a minimum, the following:

19 (1) The agreed upon methods to be used by the
20 Secretary of the Navy to mitigate and control fuels,
21 invasive weeds, and rangeland fires on the expanded
22 Fallon Range Training Complex that are caused by
23 ordnance, aircraft, vehicles, or any other activity by
24 the Department of Defense.

1 (2) An agreement to mitigate or remove
2 unexploded ordnance that is currently present on
3 surrounding public, private, and Tribal land that is
4 the result of past activity by the Department of De-
5 fense conducted at Naval Air Station Fallon.

6 (3) An agreement to remediate environmental
7 contamination that—

8 (A) currently exists on surrounding public,
9 private, and Tribal land that is the result of
10 past activity by the Department of Defense con-
11 ducted at Naval Air Station Fallon; and

12 (B) future environmental contamination
13 that may take place on that land as a result of
14 future activity by the Department.

15 (4) An agreement for compensation from the
16 Secretary of the Navy for private property and valid
17 existing rights impacted by the withdrawal and res-
18 ervation of the withdrawal lands, including—

19 (A) private lands located within the with-
20 drawal lands;

21 (B) water rights within the withdrawal
22 lands that cannot otherwise be mitigated;

23 (C) grazing permits and existing infra-
24 structure that cannot otherwise be mitigated;

1 (D) existing land use authorizations (such
2 as rights-of-way) that cannot otherwise be miti-
3 gated; and

4 (E) mineral rights and claims.

5 (5) An agreement for compensation from the
6 Secretary of the Navy to the County to mitigate the
7 loss of transportation infrastructure, water infra-
8 structure, and public access related to the with-
9 drawal lands, including—

10 (A) reconstruction of Lone Tree Road,
11 which shall include all costs related to permit-
12 ting (including environmental and cultural), de-
13 sign, and construction;

14 (B) realignment of Sand Canyon Road,
15 which shall include all costs related to permit-
16 ting (including right-of-way, environmental, and
17 cultural), design, and construction; and

18 (C) increased costs for the Dixie Valley
19 Water Project as a result of designed features
20 required by the Secretary of the Navy.

21 (6) An agreement for compensation from the
22 Secretary of the Navy to the Nevada Department of
23 Transportation to mitigate the loss of transportation
24 infrastructure and public access related to the with-
25 drawal lands, including—

1 (A) realignment of Nevada State Route
2 361, Gabbs Highway, which shall include all
3 costs related to permitting (including right-of-
4 way, environmental, and cultural), design, and
5 construction; and

6 (B) reconstruction of Nevada State Route
7 718, Lone Tree Road, which shall include all
8 costs related to permitting (including environ-
9 mental and cultural), design, and construction.

10 (7) An agreement for compensation from the
11 Secretary of the Navy to the State for public health
12 and safety improvements, which shall include—

13 (A) wildland fire suppression;

14 (B) wildland fire restoration;

15 (C) wildlife planning, fuel reduction, and
16 pre-suppression; and

17 (D) an emergency response fund.

18 (8) An agreement for compensation from the
19 Secretary of the Navy to the County and the coun-
20 ties of Lyon, Nye, Mineral, and Pershing in the
21 State to offset any reductions made in payments in
22 lieu of taxes.

23 (9) An agreement for compensation from the
24 Secretary of the Navy to the State to mitigate im-

1 pacts of the withdrawal lands on biological re-
2 sources, including—

3 (A) bighorn sheep;

4 (B) greater sage grouse;

5 (C) wildlife species specified by the State,
6 including aquatic species;

7 (D) other wildlife species of conservation
8 priority or concern;

9 (E) botanical and invertebrate species or
10 similar species of concern specified by the
11 State; and

12 (F) management of nonnative, invasive
13 species.

14 (10) An agreement for compensation from the
15 Secretary of the Navy to the County for the survey,
16 appraisal, environmental permitting, checkerboard
17 land resolution, and land acquisition costs related to
18 municipal land conveyances.

19 (11) An agreement for compensation from the
20 Secretary of the Navy to a mutually agreed upon
21 party to conduct a comprehensive class III cultural
22 resource inventory and ethnographic study on the
23 existing and expanded Fallon Range Training Com-
24 plex.

1 (12) An agreement for compensation from the
2 Secretary of the Navy to the Nevada State Historic
3 Preservation Office—

4 (A) to oversee and manage the comprehen-
5 sive cultural resources inventory described in
6 paragraph (11); and

7 (B) to compensate the spatial and cultural
8 resource database, the Nevada Cultural Re-
9 source Inventory System, maintained by the
10 Nevada State Historic Preservation Office pur-
11 suant to section 383.021 of the Nevada Revised
12 Statutes and section 302503(a)(3) of title 54,
13 United States Code.

14 (13) An agreement to coordinate subsequent
15 land management planning efforts that require co-
16 operation with State, local, and Tribal governments
17 that include implementation of—

18 (A) the integrated natural resource man-
19 agement plan required by section 115 of this
20 title;

21 (B) County zoning changes; and

22 (C) other resource management plans un-
23 dertaken by the Bureau of Land Management.

24 (14) An agreement to implement outdoor recre-
25 ation in applicable areas.

1 (15) An agreement to facilitate public access
2 for administrative, recreational, cultural, religious,
3 wildlife management, wildfire management, edu-
4 cational, and other purposes.

5 (16) A cost assessment and evaluation by the
6 Secretary of the Navy to determine—

7 (A) how much funding will be required
8 over the future-years defense plan to address
9 the elements contained in the memorandum of
10 understanding;

11 (B) which funding sources will be used to
12 address those elements; and

13 (C) how much funding should be assigned
14 to each year in that plan to address those ele-
15 ments.

16 (17) The relocation of the Paiute pipeline.

17 (c) SUBMITTAL OF MEMORANDUM OF UNDER-
18 STANDING.—Not later than one year after finalizing the
19 memorandum of understanding, the Secretary of the Navy
20 shall submit a copy of the memorandum of understanding
21 to the applicable congressional committees and the Com-
22 mittees on Appropriations of the Senate and the House
23 of Representatives.

1 **SEC. 122. EXPANSION OF INTERGOVERNMENTAL EXECU-**
2 **TIVE COMMITTEE ON JOINT USE BY DEPART-**
3 **MENT OF THE NAVY AND DEPARTMENT OF**
4 **THE INTERIOR OF FALLON RANGE TRAINING**
5 **COMPLEX.**

6 The Secretary of the Navy and the Secretary of the
7 Interior shall expand the membership of the intergovern-
8 mental executive committee established pursuant to para-
9 graph (5) of section 3011(a) of the Military Lands With-
10 drawal Act of 1999 (Public Law 106–65), as added by
11 section 2844 of the Military Construction Authorization
12 Act of Fiscal Year 2021 (division B of Public Law 116–
13 283), and relating to the management of the natural and
14 cultural resources of the withdrawal lands to include rep-
15 resentatives of Eureka County of the State, the Nevada
16 Department of Agriculture, and the Nevada Division of
17 Minerals.

18 **SEC. 123. COOPERATIVE EFFORTS FOR IDENTIFICATION**
19 **OF, ACCESS TO, AND PROTECTION OF CUL-**
20 **TURAL RESOURCES.**

21 (a) IDENTIFICATION.—

22 (1) ACCESS TO AFFECTED INDIAN TRIBES.—

23 Not later than 120 days after the date of enactment
24 of this Act, the Secretary of the Navy and the Sec-
25 retary of the Interior shall provide to each affected
26 Indian tribe such access to the withdrawal lands as

1 the Secretaries, in consultation with the affected In-
2 dian tribes, determine to be reasonable and suffi-
3 cient for the purpose of identifying within the
4 land—

5 (A) cultural resources (as defined in sec-
6 tion 2684(d) of title 10, United States Code);
7 and

8 (B) burial sites (as defined in section 2 of
9 the Native American Graves Protection and Re-
10 patriation Act (25 U.S.C. 3001)).

11 (2) SUBMISSION OF RESULTS.—Not later than
12 240 days after the date of enactment of this Act,
13 each affected Indian tribe provided access under
14 paragraph (1) shall submit to the Secretary of the
15 Navy a notice describing each cultural resource and
16 burial site identified within the withdrawal lands.

17 (b) COOPERATIVE AGREEMENTS.—Not later than
18 one year after the date of enactment of this Act, the Sec-
19 retary of the Navy and the Secretary of the Interior shall
20 offer to enter into a cooperative agreement with each af-
21 fected Indian tribe that submitted to the Secretary of the
22 Navy a notice under subsection (a)(2)—

23 (1) to provide to the affected Indian tribe—

1 (A) reasonable and recurrent access to,
2 and use of, the identified cultural resources;
3 and

4 (B) proper disposition or protection of, and
5 any requested access to, the identified burial
6 sites, in accordance with the Native American
7 Graves Protection and Repatriation Act (25
8 U.S.C. 3001 et seq.);

9 (2)(A) to protect relevant cultural resources
10 from disturbance; and

11 (B) if requested by the affected Indian tribe, to
12 protect burial sites from disturbance; and

13 (3) to support any other activities that are nec-
14 essary and reasonable to achieve the purposes de-
15 scribed in paragraphs (1) and (2).

16 (c) PROCEDURES FOR ADDITIONAL WITH-
17 DRAWALS.—After the date of the enactment of this Act,
18 if additional land is withdrawn and reserved for the Fallon
19 Range Training Complex, the Secretary of the Navy and
20 the Secretary of the Interior shall—

21 (1) provide to each affected Indian tribe similar
22 access, identification, and notice procedures, within
23 similar timeframes, as those access, identification,
24 and notice procedures and timeframes described in
25 subsection (a); and

1 (2) amend each cooperative agreement, or enter
2 into a new cooperative agreement, as necessary and
3 requested by an affected Indian tribe, to provide
4 similar protections, access, and use of cultural re-
5 sources and burial sites as the protections, access,
6 and use of cultural resources and burial sites de-
7 scribed in subsection (b).

8 (d) CLASS III INVENTORIES AND ETHNOGRAPHIC
9 STUDIES.—

10 (1) IN GENERAL.—Not later than one year
11 after the date of the enactment of this Act, the Sec-
12 retary of the Navy shall conduct, as appropriate, one
13 or more class III cultural resource inventories and
14 ethnographic studies regarding such portions of the
15 withdrawal lands that were not previously withdrawn
16 for military purposes.

17 (2) LOCATION AND ORDER.—The Secretary of
18 the Navy shall determine the location and order of
19 any class III inventory and ethnographic study con-
20 ducted under paragraph (1).

21 (3) PHASES.—The Secretary of the Navy may
22 conduct any class III inventory and ethnographic
23 study under paragraph (1) in phases.

24 (4) PARTICIPATION OF AFFECTED INDIAN
25 TRIBES.—In conducting a class III inventory and

1 ethnographic study under paragraph (1), the Sec-
2 retary of the Navy shall coordinate with, and provide
3 for the participation of, each applicable affected In-
4 dian tribe.

5 (5) RESULTS OF INVENTORY AND ETHNO-
6 GRAPHIC STUDIES.—The Secretary of the Navy shall
7 use the results of any class III inventory and ethno-
8 graphic study conducted under paragraph (1)—

9 (A) to achieve compliance with applicable
10 Federal law; and

11 (B) to determine the obligations of the
12 Secretary of the Navy under—

13 (i) the integrated natural resources
14 management plan prepared under section
15 115 of this title; and

16 (ii) any cooperative agreement entered
17 into under subsection (b) or (c).

18 (e) FUNDING.—In addition to any other amounts au-
19 thorized to be appropriated to carry out this section, there
20 are authorized to be appropriated to the Secretary of the
21 Navy, for distribution among the Department of the Navy,
22 the Department of the Interior, and the applicable af-
23 fected Indian tribes, such sums as are necessary to carry
24 out the cooperative agreements under subsections (b) and
25 (c), subject to the condition that the amounts distributed

1 to the applicable affected Indian tribes shall be sufficient
2 to fund—

- 3 (1) not fewer than three full-time equivalent po-
4 sitions to carry out the cooperative agreements; and
- 5 (2) other reasonable costs associated with par-
6 ticipation by affected Indian tribes.

7 (f) NAVY PURPOSES.—Nothing in this section inter-
8 feres with the purposes described in subsection (b)(1) of
9 section 101 of this title for which the lands withdrawn
10 by subsection (a)(1) of such section were reserved.

11 **Subtitle D—Reduction of Impact of** 12 **Withdrawal and Reservation**

13 **SEC. 131. REDUCTION OF IMPACT OF FALLON RANGE** 14 **TRAINING COMPLEX MODERNIZATION BY DE-** 15 **PARTMENT OF THE NAVY.**

16 (a) REQUIREMENT.—The Secretary of the Navy shall
17 carry out the mitigations and other measures set forth in
18 this section to reduce the impact of the modernization of
19 the Fallon Range Training Complex (in this section re-
20 ferred to as the “modernization”) by the Secretary of the
21 Navy on the land and local community.

22 (b) WITHDRAWAL OR ACQUISITION OF LAND.—

23 (1) IN GENERAL.—Withdrawal or acquisition by
24 the Secretary of the Navy for military purposes of

1 land impacted by the modernization is contingent
2 upon—

3 (A) finalization of payments under this
4 section for private property affected by the
5 modernization, including—

6 (i) lost land rights;

7 (ii) lost mining claims;

8 (iii) lost water rights; and

9 (iv) lost grazing rights, permits, or in-
10 frastructure;

11 (B) implementation of conservation and
12 Tribal cultural resource mitigation measures re-
13 lating to the modernization;

14 (C) completion of studies relating to the
15 modernization;

16 (D) completion of ethnographic studies and
17 class III cultural resource inventories of Tribal
18 cultural resources and burial sites;

19 (E) payments to affected Indian tribes;
20 and

21 (F) conveyance of land required to be con-
22 veyed by this title.

23 (2) APPLICATION.—Paragraph (1) shall not
24 apply to the land previously withdrawn for the
25 Fallon Range Training Complex by section

1 3011(a)(1) of the Military Lands Withdrawal Act of
2 1999 (title XXX of Public Law 106–65; 113 Stat.
3 885).

4 (c) REALIGNMENT OF PAIUTE PIPELINE.—

5 (1) IN GENERAL.—The Secretary of the Navy
6 shall purchase the portion of the Paiute pipeline im-
7 pacted by the modernization and pay for relocation
8 of the existing Paiute pipeline south of the proposed
9 B–17 range on the Fallon Range Training Complex.

10 (2) REALIGNMENT OF PIPELINE.—Using
11 amounts provided by the Department of the Navy,
12 the Paiute Pipeline Company shall be responsible for
13 planning, designing, permitting, funding, and con-
14 structing any realignment of the Paiute pipeline.

15 (3) RESOURCE IMPACTS.—Any potential re-
16 source impacts associated with the relocation of the
17 Paiute pipeline shall be subject to the same commit-
18 ments by the Secretary of the Navy as any resource
19 impacts under the modernization.

20 (d) TREATMENT OF MINING AND MINERAL RE-
21 SOURCES.—

22 (1) IN GENERAL.—The Secretary of the Navy
23 shall notify, by certified mail, holders of mining
24 claims impacted by the modernization, including re-
25 alignment of existing roads, and shall make pay-

1 ments to those holders in accordance with this sub-
2 section.

3 (2) TREATMENT OF CERTAIN CLAIMS.—

4 (A) PATENTED OR VALIDITY EXAM.—The
5 Secretary of the Navy shall fully compensate, in
6 accordance with the conditions and procedures
7 outlined in section 3.3 of the Final Environ-
8 mental Impact Statement, any claims described
9 in paragraph (1) that are patented or have a
10 validity exam.

11 (B) OTHER CLAIMS.—For claims described
12 in paragraph (1) that are not described in sub-
13 paragraph (A), the Secretary of the Navy shall
14 offer to the claimant nominal payments (fac-
15 toring in expenses previously incurred by the
16 claimant) subject to the conditions and proce-
17 dures outlined in section 3.3 of the Final Envi-
18 ronmental Impact Statement.

19 (3) APPRAISAL PROCESS.—In providing pay-
20 ments to claimants under this subsection, the Sec-
21 retary of the Navy shall follow section 1.10.3 of the
22 appraisal process described in the Uniform Appraisal
23 Standards for Federal Land Acquisitions (Special
24 Consideration for Mineral Properties).

25 (e) LIVESTOCK GRAZING.—

1 (1) IN GENERAL.—The Secretary of the Navy
2 shall notify holders of grazing allotments impacted
3 by the modernization and, if possible, work with
4 those holders to obtain replacement forage.

5 (2) REVISIONS TO ALLOTMENT PLANS.—The
6 Secretary of the Navy shall pay for required revi-
7 sions to grazing allotment plans, permits, and asso-
8 ciated environmental approvals impacted by the
9 modernization.

10 (3) ALTERNATIVE TO REPLACEMENT FOR-
11 AGE.—If replacement forage cannot be identified
12 under paragraph (1), the Secretary of the Navy shall
13 make payments to Federal grazing permit holders
14 for all losses suffered by the permit holders as a re-
15 sult of the withdrawal or other use of former Fed-
16 eral grazing lands for national defense purposes pur-
17 suant to the Act of June 28, 1934 (commonly
18 known as the “Taylor Grazing Act”; 43 U.S.C. 315
19 et seq.).

20 (4) NOTIFICATION AND PAYMENT.—The Sec-
21 retary of the Navy shall notify, by certified mail,
22 holders of grazing allotments (or portions thereof)
23 that are terminated and shall compensate those
24 holders for authorized permanent improvements

1 (such as corrals) associated with those allotments
2 (or portions thereof).

3 (5) CONSIDERATIONS.—For purposes of calcu-
4 lating and making a payment to a Federal grazing
5 permit holder under paragraphs (3) and (4) (includ-
6 ing the conduct of any appraisals required to cal-
7 culate the amount of the payment)—

8 (A) the Secretary of the Navy shall con-
9 sider the permanent loss of the applicable Fed-
10 eral grazing permit; and

11 (B) the amount of the payment shall not
12 be limited to the remaining term of the existing
13 Federal grazing permit.

14 (f) WATER RESOURCES.—

15 (1) IN GENERAL.—The Secretary of the Navy
16 shall notify, by certified mail, water rights holders
17 impacted by the modernization and, if water rights
18 are adversely affected and cannot be otherwise miti-
19 gated, acquire existing and valid State water rights
20 (including improvements within the Bravo ranges).

21 (2) PRACTICES AND MEASURES.—In carrying
22 out the modernization, the Secretary of the Navy
23 shall implement management practices and mitiga-
24 tion measures specifically designed to reduce or
25 avoid potential impacts on surface water and

1 groundwater, such as placing targets outside of
2 washes.

3 (g) BIOLOGICAL RESOURCES.—

4 (1) MITIGATIONS OF IMPACTS ON SAGE
5 GROUSE.—

6 (A) STUDY.—

7 (i) IN GENERAL.—The Secretary of
8 the Navy shall conduct a study to assess
9 the reactions of greater sage grouse in the
10 area impacted by the modernization to air-
11 craft overflights.

12 (ii) COORDINATION.—The Secretary
13 of the Navy shall conduct the study under
14 clause (i) in coordination with the State
15 and United States Fish and Wildlife Serv-
16 ice.

17 (B) MITIGATIONS AND MANAGEMENT.—If
18 the Secretary of the Navy determines under the
19 study under subparagraph (A) that greater
20 sage grouse in the area impacted by the mod-
21 ernization are impacted by aircraft overflights,
22 the Secretary of the Navy shall implement such
23 mitigations and adaptive management, in co-
24 ordination with the State and the United States
25 Fish and Wildlife Service, before operational

1 use of the air space by the Armed Forces over
2 the land of the impacted habitat.

3 (2) USE OF FENCING.—In constructing fences
4 on the area impacted by the modernization, the Sec-
5 retary of the Navy, in coordination with the Nevada
6 Department of Wildlife, shall—

7 (A) use wildlife friendly configured four-
8 wire fencing to minimize impacts on wildlife
9 from fencing; and

10 (B) configure the spacing of wires appro-
11 priately for the wildlife in the area.

12 (3) CONSERVATION LAW ENFORCEMENT OFFI-
13 CERS.—

14 (A) IN GENERAL.—The Secretary of the
15 Navy shall establish two Conservation Law En-
16 forcement Officer positions at Naval Air Station
17 Fallon.

18 (B) DUTIES.—The duties of the Conserva-
19 tion Law Enforcement Officer position estab-
20 lished under subparagraph (A) shall include, in
21 part—

22 (i) patrolling the new fence line for
23 trespass issues and reporting to the Sec-
24 retary of the Navy any broken or downed
25 fences for maintenance repair;

1 (ii) facilitating public hunting and rec-
2 reational activities;

3 (iii) conducting historic tours of with-
4 drawn lands;

5 (iv) facilitating wildfire monitoring
6 and prevention (whether relating to activi-
7 ties of the Department of the Navy or oth-
8 erwise); and

9 (v) serving as liaison to appropriate
10 local, State, and Federal agencies with re-
11 sponsibilities relating to law enforcement,
12 emergency management, wildlife manage-
13 ment, habitat conservation, and mainte-
14 nance of wildlife water infrastructure.

15 (4) ACCESS FOR WILDLIFE MANAGEMENT.—

16 The Secretary of the Navy shall work with the Bu-
17 reau of Land Management, the United States Fish
18 and Wildlife Service, and the Nevada Department of
19 Wildlife to provide continued access for wildlife man-
20 agement activities and to existing wildlife water de-
21 velopments and guzzlers in the area impacted by the
22 modernization and to install additional guzzlers out-
23 side weapons danger zones.

24 (h) LOSS OF PRIVATELY OWNED PROPERTY.—The
25 Secretary of the Navy shall notify, by certified mail, hold-

1 ers of private property rights impacted by the moderniza-
2 tion and compensate those holders for loss of privately
3 owned real property as described in section 3.13 of the
4 Final Environmental Impact Statement.

5 (i) MITIGATION FUND.—

6 (1) IN GENERAL.—The Secretary of the Navy
7 shall establish a mitigation fund to pay for expenses
8 in the counties in the State impacted by the mod-
9 ernization relating to carrying out activities under
10 the memorandum of understanding.

11 (2) ADDITIONAL USES OF FUNDS.—Funds de-
12 posited in the fund established under paragraph (1)
13 may be used—

14 (A) to implement the memorandum of un-
15 derstanding; and

16 (B) for land consolidation or checkerboard
17 resolution purposes.

18 (j) TREATMENT OF THE WEST-WIDE ENERGY COR-
19 RIDOR.—

20 (1) IN GENERAL.—Nothing in this section re-
21 stricts the development of power utility lines within
22 that portion of the designated West-Wide Energy
23 Corridor as is located outside of the B-16 range at
24 the Fallon Range Training Complex, as depicted on
25 the Map.

1 (2) NEW TRANSMISSION LINES WITHIN B-16
2 RANGE.—The Secretary of the Navy shall allow one
3 transmission line within that portion of the des-
4 ignated West-Wide Energy Corridor as is located
5 within the B-16 range at the Fallon Range Training
6 Complex, as depicted on the Map, subject to the con-
7 dition that the transmission line shall be located as
8 closely as possible to the existing transmission line
9 located immediately adjacent to the western bound-
10 ary of the B-16 range.

11 **SEC. 132. RESOLUTION OF WALKER RIVER PAIUTE TRIBE**
12 **CLAIMS.**

13 (a) FINDINGS.—Congress finds the following:

14 (1) The Walker River Paiute Tribe is a feder-
15 ally recognized Indian Tribe with reservation land
16 located in the midwestern region of the State.

17 (2) Since the 1940s, the land of the Walker
18 River Paiute Tribe located south of and adjacent to
19 the Fallon Range Training Complex has been ad-
20 versely impacted by military testing and training ex-
21 ercises that resulted in the impairment and loss of
22 use of the land due to the presence of munitions
23 constituents.

24 (b) PURPOSE.—The purposes of this section are—

1 (1) to resolve the claims of the Walker River
2 Paiute Tribe against the United States for the con-
3 tamination, impairment, and loss of use of approxi-
4 mately 6,000 acres of land in the State that is with-
5 in the boundaries of the reservation of the Tribe,
6 with such lands to remain in trust and part of the
7 Tribe's reservation;

8 (2) to authorize the actions and appropriations
9 necessary to carry out this section; and

10 (3) to maintain the trust responsibility of the
11 United States to the Walker River Paiute Tribe.

12 (c) PAYMENT TO WALKER RIVER PAIUTE TRIBE.—
13 Not later than one year after the date of enactment of
14 this Act, the Secretary of the Navy shall transfer
15 \$20,000,000 to an account designated by the Walker
16 River Paiute Tribe. The funds transferred shall be derived
17 from amounts appropriated to the Secretary of the Navy
18 for operation and maintenance of the Navy and available
19 to the Secretary of the Navy at the time of transfer.

20 (d) TRUST LAND IMPACTS.—With respect to the land
21 established as the B-19 range at the Fallon Range Train-
22 ing Complex, as depicted on the Map (as defined in section
23 100), the Secretary of the Navy shall maintain the pri-
24 mary target run alignment in effect as of the date of the
25 enactment of this Act, or establish any alternative align-

1 ment, so as to continue to mitigate the risk of ordnance
2 landing off-range on the approximately 6,000 acres of con-
3 taminated land of the Walker River Paiute Tribe or any
4 other land of the Tribe.

5 (e) ADDITIONAL TRUST LAND.—

6 (1) DEFINITIONS.—In this subsection:

7 (A) DIRECTOR.—The term “Director”
8 means the Director of the Bureau of Indian Af-
9 fairs.

10 (B) MAP.—The term “map” means the
11 map entitled “Walker River Paiute Trust
12 Lands”, dated October 5, 2020, that reflects
13 the additional trust land identified as “Walker
14 Lake Parcel” to be designated as part of the
15 Tribe’s existing reservation. Such map shall be
16 on file and available for public inspection in the
17 appropriate offices of the Department of the In-
18 terior.

19 (C) WALKER LAKE PARCEL.—The term
20 “Walker lake parcel” means the Bureau of
21 Land Management and Bureau of Reclamation
22 land located in Mineral County, Nevada, as
23 generally depicted on the map and more par-
24 ticularly described in paragraph (5).

1 (2) ENVIRONMENTAL SITE ASSESSMENT.—Not
2 later than one year after the date of enactment of
3 this Act and prior to taking the Walker lake parcel
4 into trust for the benefit of the Walker River Paiute
5 Tribe under paragraph (4)(A), the Director shall
6 complete an environmental site assessment to deter-
7 mine with respect to the Walker lake parcel—

8 (A) the likelihood of the presence of haz-
9 ardous substance-related or other environmental
10 liability; and

11 (B) if the presence of hazardous sub-
12 stance-related or other environmental liability is
13 determined to be likely—

14 (i) the extent of that liability; and

15 (ii) whether that liability can be reme-
16 diated by the United States.

17 (3) EXERCISE OF DISCRETION BY TRIBE.—If
18 the Director determines pursuant to the environ-
19 mental site assessment completed under paragraph
20 (2) that there is a likelihood of the presence of haz-
21 ardous substance-related or other environmental li-
22 ability on the Walker lake parcel that cannot be re-
23 mediated by the United States, the Walker River
24 Paiute Tribe may exercise discretion regarding

1 whether the Walker Lake parcel should be taken
2 into trust for the benefit of the Tribe.

3 (4) LAND TO BE HELD IN TRUST FOR THE
4 TRIBE; IDENTIFICATION OF REPLACEMENT LAND.—

5 (A) IN GENERAL.—If the Walker River
6 Paiute Tribe determines pursuant to paragraph
7 (3) that the Walker lake parcel should be taken
8 into trust for the benefit of the Tribe, subject
9 to valid existing rights, all right, title, and in-
10 terest of the United States in and to the land
11 shall be—

12 (i) held in trust by the United States
13 for the benefit of the Walker River Paiute
14 Tribe; and

15 (ii) made part of the reservation of
16 the Tribe.

17 (B) IDENTIFICATION OF SUITABLE AND
18 COMPARABLE REPLACEMENT LAND.—If the
19 Walker River Paiute Tribe determines pursuant
20 to paragraph (3) that the Walker lake parcel
21 should not be taken into trust for the benefit of
22 the Tribe, not later than one year after the date
23 on which the Tribe makes the determination,
24 the Director and the Walker River Paiute Tribe
25 shall—

1 (i) enter into an agreement to identify
2 suitable and comparable replacement land
3 to be withdrawn from Federal use and
4 taken into trust for the benefit of the
5 Walker River Paiute Tribe to meet the
6 purpose described in subsection (b)(1);

7 (ii) jointly submit to Congress a pro-
8 posal describing the replacement land to be
9 taken into trust for the benefit of the
10 Tribe; and

11 (iii) provide written notification to any
12 impacted county and the State.

13 (5) WALKER LAKE PARCEL DESCRIBED.—Sub-
14 ject to paragraph (6), the Walker Lake parcel in
15 Mineral County, Nevada, to be held in trust for the
16 benefit of the Walker River Paiute Tribe under
17 paragraph (4)(A) consists of the following lands:

18 (A) All land held by the Bureau of Rec-
19 lamation in T. 10 N., R. 30 E., secs. 4, 5, 6,
20 8, 9, 16, 17, 20, 21, 28, 29, 32, and 33, Mount
21 Diablo Meridian.

22 (B) All land held by the Bureau of Land
23 Management in T. 10.5 N., R. 30 E., secs. 31
24 and 32, Mount Diablo Meridian.

1 (C) All land held by the Bureau of Land
2 Management in T. 11 N., R. 29 E., secs. 35
3 and 36, Mount Diablo Meridian.

4 (6) ADMINISTRATION.—

5 (A) SURVEY.—Not later than 180 days
6 after the date of enactment of this Act, the Sec-
7 retary of the Interior shall complete such sur-
8 veys as may be necessary to fully describe, and
9 adequately define the boundaries of, the Walker
10 Lake parcel.

11 (B) LEGAL DESCRIPTION.—

12 (i) IN GENERAL.—On the completion
13 of the surveys under subparagraph (A), the
14 Secretary of the Interior shall publish in
15 the Federal Register a legal description of
16 the Walker Lake parcel.

17 (ii) TECHNICAL CORRECTIONS.—Be-
18 fore the date of publication of the legal de-
19 scription under clause (i), the Secretary of
20 the Interior may make minor corrections to
21 correct technical and clerical errors in the
22 legal description.

23 (iii) EFFECT.—Effective beginning on
24 the date of publication of the legal descrip-
25 tion under clause (i), the legal description

1 shall be considered to be the official legal
2 description of the land to be held in trust
3 for the benefit of the Walker River Paiute
4 Tribe under paragraph (4)(A).

5 (7) USE OF TRUST LAND.—The land taken into
6 trust under paragraph (4)(A) shall not be eligible, or
7 considered to have been taken into trust, for class II
8 gaming or class III gaming (as those terms are de-
9 fined in section 4 of the Indian Gaming Regulatory
10 Act (25 U.S.C. 2703)).

11 (f) ELIGIBILITY FOR FEDERAL AND FEDERALLY
12 FUNDED PROGRAMS.—Funds paid to the Walker River
13 Paiute Tribe pursuant to this section, including any inter-
14 est or investment income earned, may not be treated as
15 income or resources or otherwise used as the basis for de-
16 nying or reducing the basis for Federal financial assist-
17 ance or other Federal benefit (including under the Social
18 Security Act (42 U.S.C. 301 et seq.)) to which the Walker
19 River Paiute Tribe, a member of the Tribe, or a household
20 would otherwise be entitled.

21 **SEC. 133. LAND TO BE HELD IN TRUST FOR THE FALLON**
22 **PAIUTE SHOSHONE TRIBE.**

23 (a) TRANSFER OF NAVY PARCEL.—

24 (1) TRANSFER REQUIRED.—The Secretary of
25 the Navy shall transfer to the Secretary of the Inte-

1 rior, at no cost, a parcel of land in the County con-
2 sisting of approximately 616 acres of land as de-
3 picted on the Map.

4 (2) TRUST LAND.—On receipt of the land by
5 the Secretary of the Interior under paragraph (1),
6 and subject to valid existing rights, all right, title,
7 and interest of the United States in and to the land
8 shall be—

9 (A) held in trust by the United States for
10 the benefit of the Fallon Paiute Shoshone
11 Tribe; and

12 (B) made part of the reservation of the
13 Fallon Paiute Shoshone Tribe.

14 (b) USE OF TRUST LAND.—The land taken into trust
15 under this section shall not be eligible, or considered to
16 have been taken into trust, for class II gaming or class
17 III gaming (as those terms are defined in section 4 of the
18 Indian Gaming Regulatory Act (25 U.S.C. 2703)).

19 (c) COOPERATIVE AGREEMENT.—On request by the
20 Fallon Paiute Shoshone Tribe, the Secretary of the Inte-
21 rior shall enter into a cooperative agreement with the
22 Tribe to provide assistance in the management of the land
23 taken into trust under this section for cultural protection
24 and conservation management purposes, in accordance

1 with the management plan for the Fox Peak National
2 Conservation Area developed under title II of this division.

3 **SEC. 134. DESIGNATION OF THE COCOON MOUNTAIN CUL-**
4 **TURAL AREA OF CRITICAL ENVIRONMENTAL**
5 **CONCERN.**

6 (a) DESIGNATION REQUIRED.—Not later than one
7 year after the date of the enactment of this Act, the Sec-
8 retary of the Interior shall designate approximately 1,090
9 acres of land in the County as the Cocoon Mountain Cul-
10 tural Area of Environmental Concern, as shown on the
11 Map.

12 (b) MANAGEMENT.—The Secretary of the Interior, in
13 consultation with the Fallon Paiute Shoshone Tribe, shall
14 develop a management plan for the purpose of protecting,
15 preserving, maintaining, and administering the land with-
16 in the Cocoon Mountain Area of Critical Environmental
17 Concern to ensure, to the maximum extent practicable, the
18 protection of traditional cultural and religious sites within
19 the Area of Critical Environmental Concern.

20 **SEC. 135. TRANSFER OF LAND UNDER THE ADMINISTRA-**
21 **TIVE JURISDICTION OF THE DEPARTMENT**
22 **OF THE NAVY.**

23 (a) TRANSFERS.—

24 (1) SAND MOUNTAIN RECREATION AREA PAR-
25 CEL.—The Secretary of the Navy shall transfer to

1 the Secretary of the Interior, at no cost, administra-
2 tive jurisdiction over a noncontiguous parcel of land
3 in the County consisting of approximately 86 acres
4 for the purpose of permitting the Secretary of the
5 Interior to include the land in the Sand Mountain
6 Recreation Area.

7 (2) CARSON CITY BLM DISTRICT PARCEL.—The
8 Secretary of the Navy may transfer to the Secretary
9 of the Interior, at no cost, administrative jurisdiction
10 over multiple noncontiguous parcels of land in the
11 County consisting of approximately 1,637 acres in
12 north Dixie Valley for the purpose of permitting the
13 Secretary of the Interior to include the land in the
14 Carson City District of the Bureau of Land Manage-
15 ment, as shown on the Map.

16 (b) CONDITIONS.—Before exercising the discretion
17 provided by subsection (a)(2) to transfer land to the Sec-
18 retary of the Interior, the Secretary of the Navy and the
19 Secretary of the Interior shall each make a determination
20 that such a transfer is—

21 (1) to the benefit of the Department of the
22 Navy and the Department of the Interior, respec-
23 tively; and

24 (2) in the public interest.

1 **TITLE II—FOX PEAK AND**
2 **GRIMES POINT NATIONAL**
3 **CONSERVATION AREAS**

4 **SEC. 201. PURPOSE.**

5 The purpose of this title is to establish the Fox Peak
6 National Conservation Area and the Grimes Point Na-
7 tional Conservation Area in the State to conserve, protect,
8 and enhance for the benefit and enjoyment of present and
9 future generations the cultural, archaeological, natural,
10 wilderness, scientific, geological, historical, biological,
11 wildlife, educational, recreational, and scenic resources of
12 the Conservation Areas.

13 **SEC. 202. DEFINITIONS.**

14 In this title:

15 (1) CONSERVATION AREA.—The term “Con-
16 servation Area” means each of—

17 (A) the Fox Peak National Conservation
18 Area established by section 203(a)(1) of this
19 title; and

20 (B) the Grimes Point National Conserva-
21 tion Area established by section 203(a)(2) of
22 this title.

23 (2) COUNTY.—The term “County” means
24 Churchill County, Nevada.

1 (3) MANAGEMENT PLAN.—The term “manage-
2 ment plan” means the management plan for the
3 Conservation Areas developed under section 204(b)
4 of this title.

5 (4) MAP.—The term “Map” means the map en-
6 titled “Churchill County Proposed Fallon Range
7 Training Complex Modernization and Lands Bill”
8 and dated February 2, 2021.

9 (5) STATE.—The term “State” means the State
10 of Nevada.

11 **SEC. 203. ESTABLISHMENT.**

12 (a) IN GENERAL.—For the purpose described in sec-
13 tion 201 of this title, there is established in the State—

14 (1) the Fox Peak National Conservation Area;
15 and

16 (2) the Grimes Point National Conservation
17 Area.

18 (b) AREA INCLUDED.—The Conservation Areas shall
19 consist of approximately 151,632 acres of public land in
20 the County, as generally depicted on the Map.

21 (c) MAPS AND LEGAL DESCRIPTIONS.—

22 (1) IN GENERAL.—As soon as practicable after
23 the date of enactment of this Act, the Secretary of
24 the Interior shall submit to Congress a map and
25 legal description of each Conservation Area.

1 (2) EFFECT.—The maps and legal descriptions
2 submitted under paragraph (1) shall have the same
3 force and effect as if included in this section, except
4 that the Secretary of the Interior may correct minor
5 errors in the maps and legal descriptions.

6 (3) PUBLIC AVAILABILITY.—A copy of each
7 map and legal description submitted under para-
8 graph (1) shall be on file and available for public in-
9 spection in the appropriate offices of the Bureau of
10 Land Management.

11 **SEC. 204. MANAGEMENT.**

12 (a) IN GENERAL.—The Secretary of the Interior, act-
13 ing through the Director of the Bureau of Land Manage-
14 ment, shall manage the Conservation Areas—

15 (1) in a manner that conserves, protects, and
16 enhances the resources of the Conservation Areas,
17 including—

18 (A) the management of wildfire, invasive
19 species, and wildlife; and

20 (B) wildfire restoration;

21 (2) in accordance with—

22 (A) this title;

23 (B) the Federal Land Policy and Manage-
24 ment Act of 1976 (43 U.S.C. 1701 et seq.); and

25 (C) any other applicable law; and

1 (3) as components of the National Landscape
2 Conservation System.

3 (b) MANAGEMENT PLAN.—

4 (1) IN GENERAL.—Not later than three years
5 after the date of enactment of this Act and in ac-
6 cordance with paragraph (2), the Secretary of the
7 Interior shall develop a comprehensive plan for the
8 long-term management of the Conservation Areas.

9 (2) CONSULTATION.—In developing the man-
10 agement plan required by paragraph (1), the Sec-
11 retary of the Interior shall consult with—

12 (A) appropriate Federal, State, Tribal, and
13 local governmental entities; and

14 (B) members of the public.

15 (3) REQUIREMENTS.—The management plan
16 shall—

17 (A) describe the appropriate uses of the
18 Conservation Areas;

19 (B) authorize the appropriate use of motor
20 vehicles in the Conservation Areas, including
21 the maintenance of existing roads; and

22 (C) incorporate any provision of an appli-
23 cable land and resource management plan that
24 the Secretary of the Interior considers to be ap-
25 propriate.

1 (c) USES.—The Secretary of the Interior shall allow
2 only uses of the Conservation Areas that the Secretary de-
3 termines would further the purpose described in section
4 201 of this title.

5 (d) MOTORIZED VEHICLES.—Except as needed for
6 administrative purposes or to respond to an emergency,
7 the use of motorized vehicles in the Conservation Areas
8 shall be permitted only on roads and trails designated for
9 the use of motorized vehicles by the management plan.

10 (e) WITHDRAWAL.—

11 (1) IN GENERAL.—Subject to valid existing
12 rights, all public land in the Conservation Areas is
13 withdrawn from—

14 (A) all forms of entry, appropriation, and
15 disposal under the public land laws;

16 (B) location, entry, and patent under the
17 mining laws; and

18 (C) disposition under all laws relating to
19 mineral and geothermal leasing or mineral ma-
20 terials.

21 (2) ADDITIONAL LAND.—Notwithstanding any
22 other provision of law, if the Secretary of the Inte-
23 rior acquires mineral or other interests in a parcel
24 of land within a Conservation Area after the date of
25 enactment of this Act, the parcel is withdrawn from

1 operation of the laws referred to in paragraph (1) on
2 the date of acquisition of the parcel.

3 (f) HUNTING, FISHING, AND TRAPPING.—

4 (1) IN GENERAL.—Subject to paragraph (2),
5 nothing in this title affects the jurisdiction of the
6 State with respect to fish and wildlife, including
7 hunting, fishing, and trapping in the Conservation
8 Areas.

9 (2) LIMITATIONS.—

10 (A) REGULATIONS.—The Secretary of the
11 Interior may designate by regulation areas in
12 which, and establish periods during which, no
13 hunting, fishing, or trapping will be permitted
14 in the Conservation Areas, for reasons of public
15 safety, administration, or compliance with ap-
16 plicable laws.

17 (B) CONSULTATION REQUIRED.—Except in
18 the case of an emergency, before promulgating
19 regulations under subparagraph (A) that close
20 a portion of a Conservation Area to hunting,
21 fishing, or trapping, the Secretary of the Inte-
22 rior shall consult with the appropriate State
23 agency.

24 (g) GRAZING.—In the case of land included in a Con-
25 servation Area on which the Secretary of the Interior per-

mitted, as of the date of enactment of this Act, livestock grazing, the livestock grazing shall be allowed to continue, subject to applicable laws (including regulations) and Executive orders.

(h) NO BUFFER ZONES.—

(1) IN GENERAL.—The establishment of the Conservation Areas shall not create an express or implied protective perimeter or buffer zone around the Conservation Areas.

(2) PRIVATE LAND.—If the use of, or conduct of, an activity on private land that shares a boundary with a Conservation Area is consistent with applicable law, nothing in this title prohibits or limits the use or conduct of the activity.

(i) VISITOR SERVICE FACILITIES.—The Secretary of the Interior, in cooperation with other public or private entities that the Secretary determines to be appropriate, may establish visitor service facilities for the purpose of providing information about the historical, cultural, archaeological, ecological, recreational, geologic, scientific, and other resources of the Conservation Areas.

1 **TITLE** **III—PISTONE-BLACK**
2 **MOUNTAIN NATIONAL CON-**
3 **SERVATION AREA**

4 **SEC. 301. DEFINITIONS.**

5 In this title:

6 (1) CONSERVATION AREA.—The term “Con-
7 servation Area” means the Pistone-Black Mountain
8 National Conservation Area established by section
9 302(a) of this title.

10 (2) TRIBE.—The term “Tribe” means the
11 Walker River Paiute Tribe.

12 **SEC. 302. ESTABLISHMENT.**

13 (a) IN GENERAL.—To protect, conserve, and enhance
14 the unique and nationally important historic, cultural, ar-
15 chaeological, natural, and educational resources of the
16 Pistone Site on Black Mountain, there is established in
17 Mineral County, Nevada, the Pistone-Black Mountain Na-
18 tional Conservation Area.

19 (b) AREA INCLUDED.—

20 (1) IN GENERAL.—The Conservation Area shall
21 consist of the approximately 3,415 acres of public
22 land in Mineral County, Nevada, administered by
23 the Bureau of Land Management, as depicted on the
24 map entitled “Black Mountain/Pistone Archae-
25 ological District” and dated May 12, 2020.

1 (2) AVAILABILITY OF MAP.—The map described
2 in paragraph (1) shall be on file and available for
3 public inspection in the appropriate offices of the
4 Bureau of Land Management.

5 (c) SUBMISSION OF MAP AND LEGAL DESCRIPTION.—
6

7 (1) IN GENERAL.—As soon as practicable after
8 the date of enactment of this Act, the Secretary of
9 the Interior, acting through the Director of the Bu-
10 reau of Land Management, shall submit to Congress
11 a map and legal description of the Conservation
12 Area.

13 (2) EFFECT.—The map and legal description of
14 the Conservation Area submitted under paragraph
15 (1) shall have the same force and effect as if in-
16 cluded in this title, except that the Secretary of the
17 Interior may correct any minor errors in the map
18 and legal description.

19 (3) PUBLIC AVAILABILITY.—The map and legal
20 description of the Conservation Area submitted
21 under paragraph (1) shall be available for public in-
22 spection in the appropriate offices of the Bureau of
23 Land Management.

1 **SEC. 303. MANAGEMENT.**

2 (a) IN GENERAL.—The Secretary of the Interior shall
3 manage the Conservation Area—

4 (1) in a manner that conserves, protects, and
5 enhances the resources and values of the Conserva-
6 tion Area, including the resources and values de-
7 scribed in section 302(a) of this title;

8 (2) in accordance with—

9 (A) this title;

10 (B) the Federal Land Policy and Manage-
11 ment Act of 1976 (43 U.S.C. 1701 et seq.); and

12 (C) any other applicable law; and

13 (3) as a component of the National Landscape
14 Conservation System.

15 (b) USES.—The Secretary of the Interior shall allow
16 any use of the Conservation Area—

17 (1) that is consistent with the protection of the
18 historic, cultural, and archeological resources of the
19 Conservation Area; or

20 (2) that is for the continued enjoyment by the
21 Tribe of a cultural use of the Conservation Area.

22 (c) REQUIREMENTS.—In administering the Conserva-
23 tion Area, the Secretary of the Interior shall provide for—

24 (1) access to and use of cultural resources by
25 the Tribe at the Conservation Area;

1 (2) the protection of the cultural resources and
2 burial sites of the Tribe located in the Conservation
3 Area from disturbance; and

4 (3) cooperative management with the Tribe
5 with respect to the management of the Conservation
6 Area.

7 (d) COOPERATIVE AGREEMENTS.—The Secretary of
8 the Interior may, in a manner consistent with this title,
9 enter into cooperative agreements with the State of Ne-
10 vada, other Indian Tribes, and other institutions and orga-
11 nizations to carry out the purposes of this title, subject
12 to the requirement that the Tribe shall be a party to any
13 cooperative agreement entered into under this subsection.

14 **SEC. 304. MANAGEMENT PLAN.**

15 (a) IN GENERAL.—Not later than two years after the
16 date of enactment of this Act, the Secretary of the Interior
17 shall develop a management plan for the Conservation
18 Area.

19 (b) CONSULTATION.—In developing the management
20 plan required under subsection (a), the Secretary of the
21 Interior shall consult with—

22 (1) appropriate State, Tribal, and local govern-
23 mental entities; and

24 (2) members of the public.

25 (c) REQUIREMENTS.—The management plan shall—

1 (1) describe the appropriate uses and manage-
2 ment of the Conservation Area;

3 (2) incorporate, as appropriate, decisions con-
4 tained in any other management or activity plan for
5 the land in or adjacent to the Conservation Area;

6 (3) take into consideration any information de-
7 veloped in studies of the land and resources in or
8 adjacent to the Conservation Area;

9 (4) take into consideration the historical and
10 continued cultural and archeological importance of
11 the Conservation Area to the Tribe; and

12 (5) provide for a cooperative agreement with
13 the Tribe, including for co-management purposes, to
14 address the historical, archeological, and cultural
15 values of the Conservation Area.

16 **SEC. 305. WITHDRAWAL.**

17 Subject to valid existing rights, any Federal surface
18 and subsurface land within the Conservation Area or any
19 land (including any interest in land) that is acquired by
20 the United States after the date of enactment of this Act
21 for inclusion in the Conservation Area is withdrawn
22 from—

23 (1) all forms of entry, appropriation, or disposal
24 under the general land laws;

1 (2) location, entry, and patent under the mining
2 laws; and

3 (3) operation under the mineral leasing and
4 geothermal leasing laws.

5 **SEC. 306. EFFECT ON WATER RIGHTS.**

6 Nothing in this title constitutes an express or implied
7 reservation of any water rights with respect to the Con-
8 servation Area.

9 **TITLE IV—ADDITIONAL WILDER-**
10 **NESS AREAS IN CHURCHILL**
11 **COUNTY**

12 **SEC. 401. FINDINGS AND SENSE OF CONGRESS.**

13 (a) FINDINGS.—Congress finds the following:

14 (1) Public land in the Churchill County, Ne-
15 vada, contains unique and spectacular natural re-
16 sources, including—

17 (A) priceless habitat for numerous species
18 of plants and wildlife;

19 (B) thousands of acres of land that remain
20 in a natural state; and

21 (C) habitat critical to the survival and re-
22 covery of the greater sage-grouse.

23 (2) Continued preservation of the public land in
24 the County would benefit the County and all States
25 in the United States by—

1 (A) ensuring the conservation of eco-
2 logically diverse habitats;

3 (B) protecting prehistoric cultural re-
4 sources;

5 (C) conserving primitive recreational re-
6 sources;

7 (D) protecting air and water quality; and

8 (E) protecting, enhancing, and restoring
9 greater sage-grouse habitat and populations.

10 (b) SENSE OF CONGRESS.—It is the sense of Con-
11 gress that the Secretary of the Interior should collaborate
12 with the State of Nevada and the County commission on
13 wildfire and rangeland management, planning, and imple-
14 mentation, with the goal of preventing catastrophic wild-
15 fire and resource damage.

16 **SEC. 402. DEFINITIONS.**

17 In this title:

18 (1) COUNTY.—The term “County” means
19 Churchill County, Nevada.

20 (2) INDIAN TRIBE.—The term “Indian tribe”
21 has the meaning given that term in section 4 of the
22 Indian Self-Determination and Education Assistance
23 Act (25 U.S.C. 5304).

24 (3) MAP.—The term “Map” means the map
25 entitled “Churchill County Proposed Fallon Range

1 Training Complex Modernization and Lands Bill”
 2 and dated February 2, 2021.

3 (4) WILDERNESS AREA.—The term “wilderness
 4 area” means a wilderness area designated by section
 5 403(a) of this title.

6 **SEC. 403. ADDITIONS TO NATIONAL WILDERNESS PRESER-**
 7 **VATION SYSTEM.**

8 (a) ADDITIONS.—In accordance with the Wilderness
 9 Act (16 U.S.C. 1131 et seq.), the following parcels of Fed-
 10 eral land in the County are designated as wilderness and
 11 as components of the National Wilderness Preservation
 12 System:

13 (1) CLAN ALPINE MOUNTAINS WILDERNESS.—
 14 Certain Federal land managed by the Bureau of
 15 Land Management, comprising approximately
 16 128,362 acres, as generally depicted on the Map,
 17 which shall be known as the “Clan Alpine Mountains
 18 Wilderness”.

19 (2) DESATOYA MOUNTAINS WILDERNESS.—Cer-
 20 tain Federal land managed by the Bureau of Land
 21 Management, comprising approximately 32,537
 22 acres, as generally depicted on the Map, which shall
 23 be known as the “Desatoya Mountains Wilderness”.

24 (3) CAIN MOUNTAIN WILDERNESS.—Certain
 25 Federal land managed by the Bureau of Land Man-

1 agement, comprising approximately 7,664 acres, as
2 generally depicted on the Map, which, together with
3 the Federal land designated as wilderness by section
4 721(a)(1) of division B, shall be known as the “Cain
5 Mountain Wilderness”.

6 (4) FOX PEAK WILDERNESS.—Certain Federal
7 land managed by the Bureau of Land Management,
8 comprising approximately 8,592 acres, as generally
9 depicted on the Map, which shall be known as the
10 “Fox Peak Wilderness”.

11 (b) BOUNDARY.—The boundary of any portion of a
12 wilderness area that is bordered by a road shall be at least
13 150 feet from the edge of the road to allow public access.

14 (c) MAP AND LEGAL DESCRIPTION.—

15 (1) IN GENERAL.—As soon as practicable after
16 the date of enactment of this Act, the Secretary of
17 the Interior shall file a map and legal description of
18 each wilderness area with the Committee on Energy
19 and Natural Resources of the Senate and the Com-
20 mittee on Natural Resources of the House of Rep-
21 resentatives.

22 (2) EFFECT.—Each map and legal description
23 filed under paragraph (1) shall have the same force
24 and effect as if included in this title, except that the

1 Secretary of the Interior may correct clerical and ty-
2 pographical errors in the map or legal description.

3 (3) AVAILABILITY.—Each map and legal de-
4 scription filed under paragraph (1) shall be on file
5 and available for public inspection in—

6 (A) the Office of the Director of the Bu-
7 reau of Land Management;

8 (B) the Office of the Nevada State Direc-
9 tor of the Bureau of Land Management;

10 (C) the Carson City Field Office of the
11 Bureau of Land Management; and

12 (D) the Fallon Field Station of the Bureau
13 of Land Management.

14 (d) WITHDRAWAL.—Subject to valid existing rights,
15 each wilderness area is withdrawn from—

16 (1) all forms of entry, appropriation, and dis-
17 posal under the public land laws;

18 (2) location, entry, and patent under the mining
19 laws; and

20 (3) operation of the mineral leasing and geo-
21 thermal leasing laws.

22 **SEC. 404. ADMINISTRATION.**

23 (a) MANAGEMENT.—Subject to valid existing rights,
24 each wilderness area shall be administered by the Sec-

1 retary of the Interior, in accordance with the Wilderness
2 Act (16 U.S.C. 1131 et seq.), except that—

3 (1) any reference in that Act to the effective
4 date of that Act shall be considered to be a reference
5 to the date of enactment of this Act; and

6 (2) any reference in that Act to the Secretary
7 of Agriculture shall be considered to be a reference
8 to the Secretary of the Interior.

9 (b) LIVESTOCK.—The grazing of livestock in a wil-
10 derness area administered by the Bureau of Land Man-
11 agement, if established as of the date of enactment of this
12 Act, shall be allowed to continue, subject to such reason-
13 able regulations, policies, and practices as the Secretary
14 of the Interior considers necessary, in accordance with—

15 (1) section 4(d)(4) of the Wilderness Act (16
16 U.S.C. 1133(d)(4)); and

17 (2) the guidelines set forth in Appendix A of
18 the report of the Committee on Interior and Insular
19 Affairs of the House of Representatives accom-
20 panying H.R. 2570 of the 101st Congress (House
21 Report 101–405).

22 (c) INCORPORATION OF ACQUIRED LAND AND INTER-
23 ESTS.—Any land or interest in land within the boundaries
24 of a wilderness area that is acquired by the United States
25 after the date of enactment of this Act shall be added to

1 and administered as part of the wilderness area within
2 which the acquired land or interest is located.

3 (d) WATER RIGHTS.—

4 (1) FINDINGS.—Congress finds that—

5 (A) the wilderness areas—

6 (i) are located in the semiarid region
7 of the Great Basin region; and

8 (ii) include ephemeral and perennial
9 streams;

10 (B) the hydrology of the wilderness areas
11 is predominantly characterized by complex flow
12 patterns and alluvial fans with impermanent
13 channels;

14 (C) the subsurface hydrogeology of the re-
15 gion in which the wilderness areas are located
16 is characterized by—

17 (i) groundwater subject to local and
18 regional flow gradients; and

19 (ii) unconfined and artesian condi-
20 tions;

21 (D) the wilderness areas are generally not
22 suitable for use or development of new water re-
23 source facilities; and

24 (E) because of the unique nature and hy-
25 drology of the desert land in the wilderness

1 areas, it is possible to provide for proper man-
2 agement and protection of the wilderness areas
3 and other values of land in ways different from
4 those used in other laws.

5 (2) STATUTORY CONSTRUCTION.—Nothing in
6 this title—

7 (A) constitutes an express or implied res-
8 ervation by the United States of any water or
9 water rights with respect to the wilderness
10 areas;

11 (B) affects any water rights in the State of
12 Nevada (including any water rights held by the
13 United States) in existence on the date of en-
14 actment of this Act;

15 (C) establishes a precedent with regard to
16 any future wilderness designations;

17 (D) affects the interpretation of, or any
18 designation made under, any other Act; or

19 (E) limits, alters, modifies, or amends any
20 interstate compact or equitable apportionment
21 decree that apportions water among and be-
22 tween the State of Nevada and other States.

23 (3) NEVADA WATER LAW.—The Secretary of
24 the Interior shall follow the procedural and sub-
25 stantive requirements of Nevada State law in order

1 to obtain and hold any water rights not in existence
2 on the date of enactment of this Act with respect to
3 the wilderness areas.

4 (4) NEW PROJECTS.—

5 (A) DEFINITION OF WATER RESOURCE FA-
6 CILITY.—

7 (i) IN GENERAL.—In this paragraph,
8 the term “water resource facility” means
9 irrigation and pumping facilities, res-
10 ervoirs, water conservation works, aque-
11 ducts, canals, ditches, pipelines, wells, hy-
12 dropower projects, transmission and other
13 ancillary facilities, and other water diver-
14 sion, storage, and carriage structures.

15 (ii) EXCLUSION.—In this paragraph,
16 the term “water resource facility” does not
17 include wildlife guzzlers.

18 (B) RESTRICTION ON NEW WATER RE-
19 SOURCE FACILITIES.—Except as otherwise pro-
20 vided in this title, on and after the date of en-
21 actment of this Act, neither the President nor
22 any other officer, employee, or agent of the
23 United States shall fund, assist, authorize, or
24 issue a license or permit for the development of

1 any new water resource facility within the wil-
2 derness areas.

3 (e) ADJACENT MANAGEMENT.—

4 (1) IN GENERAL.—Congress does not intend for
5 the designation of a wilderness area to create protec-
6 tive perimeters or buffer zones around the wilder-
7 ness area.

8 (2) NONWILDERNESS ACTIVITIES.—The fact
9 that nonwilderness activities or uses can be seen or
10 heard from areas within a wilderness shall not pre-
11 clude the conduct of those activities or uses outside
12 the boundary of the wilderness area.

13 (f) MILITARY OVERFLIGHTS.—Nothing in this title
14 restricts or precludes—

15 (1) low-level overflights of military aircraft over
16 the wilderness areas, including military overflights
17 that can be seen or heard within the wilderness
18 areas;

19 (2) flight testing and evaluation; or

20 (3) the designation or creation of new units of
21 special use airspace, or the establishment of military
22 flight training routes, over the wilderness areas.

23 (g) WILDFIRE MANAGEMENT.—In accordance with
24 section 4 of the Wilderness Act (16 U.S.C. 1133), nothing
25 in this title precludes a Federal, State, or local agency

1 from conducting wildfire management operations (includ-
2 ing operations using aircraft or mechanized equipment) to
3 manage wildfires in a wilderness area.

4 (h) DATA COLLECTION.—Subject to such terms and
5 conditions as the Secretary of the Interior may prescribe,
6 nothing in this title precludes the installation and mainte-
7 nance of hydrologic, meteorological, or climatological col-
8 lection devices in a wilderness area, if the Secretary of
9 the Interior determines that the facilities and access to
10 the facilities are essential to flood warning, flood control,
11 or water reservoir operation activities.

12 **SEC. 405. WILDLIFE MANAGEMENT.**

13 (a) IN GENERAL.—In accordance with section
14 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)),
15 nothing in this title affects or diminishes the jurisdiction
16 of the State of Nevada with respect to fish and wildlife
17 management, including the regulation of hunting, fishing,
18 and trapping, in a wilderness area.

19 (b) MANAGEMENT ACTIVITIES.—In furtherance of
20 the purposes and principles of the Wilderness Act (16
21 U.S.C. 1131 et seq.), management activities to maintain
22 or restore fish and wildlife populations and the habitats
23 to support fish and wildlife populations shall be carried
24 out in wilderness areas if the activities are carried out—

1 (1) consistent with relevant wilderness manage-
2 ment plans; and

3 (2) in accordance with appropriate policies,
4 such as those set forth in Appendix B of the report
5 of the Committee on Interior and Insular Affairs of
6 the House of Representatives accompanying H.R.
7 2570 of the 101st Congress (House Report 101–
8 405), including the occasional and temporary use of
9 motorized vehicles, if the use, as determined by the
10 Secretary of the Interior, would promote healthy,
11 viable, and more naturally distributed wildlife popu-
12 lations that would enhance wilderness values with
13 the minimum impact necessary to reasonably accom-
14 plish those tasks.

15 (c) EXISTING ACTIVITIES.—

16 (1) IN GENERAL.—Consistent with section
17 4(d)(1) of the Wilderness Act (16 U.S.C.
18 1133(d)(1)) and in accordance with appropriate poli-
19 cies, such as those set forth in Appendix B of the
20 report of the Committee on Interior and Insular Af-
21 fairs of the House of Representatives accompanying
22 H.R. 2570 of the 101st Congress (House Report
23 101–405), the State of Nevada may continue to use
24 aircraft, including helicopters, to survey, capture,
25 transplant, monitor, and provide water for wildlife

1 populations (including bighorn sheep) and feral
2 stock, horses, and burros.

3 (2) USE OF WILDLIFE TRACKING DEVICES.—

4 Wildlife tracking devices—

5 (A) shall be allowed in the wilderness
6 areas, consistent with historic wildlife manage-
7 ment practices; and

8 (B) shall not be considered installations.

9 (d) WILDLIFE WATER DEVELOPMENT PROJECTS.—

10 Subject to subsection (f), the Secretary of the Interior
11 shall authorize structures and facilities, including existing
12 structures and facilities, for wildlife water development
13 projects, including guzzlers, in the wilderness areas if—

14 (1) the structures and facilities will, as deter-
15 mined by the Secretary of the Interior, enhance wil-
16 derness values by promoting healthy, viable, and
17 more naturally distributed wildlife populations; and

18 (2) the visual impacts of the structures and fa-
19 cilities on the wilderness areas can reasonably be
20 minimized.

21 (e) HUNTING, FISHING, AND TRAPPING.—

22 (1) IN GENERAL.—The Secretary of the Inte-
23 rior may, by regulation, designate areas in which,
24 and establish periods during which, for reasons of
25 public safety, administration, or compliance with ap-

1 applicable laws, no hunting, fishing, or trapping will be
2 permitted in the wilderness areas.

3 (2) CONSULTATION.—Except in emergencies,
4 the Secretary of the Interior shall consult with the
5 appropriate State agency before taking any action
6 under paragraph (1).

7 (f) COOPERATIVE AGREEMENT.—

8 (1) IN GENERAL.—The State of Nevada, includ-
9 ing a designee of the State, may conduct wildlife
10 management activities in the wilderness areas—

11 (A) in accordance with the terms and con-
12 ditions specified in the cooperative agreement
13 between the Secretary of the Interior and the
14 State entitled “Memorandum of Understanding
15 between the Bureau of Land Management and
16 the Nevada Department of Wildlife Supplement
17 No. 9” and signed November 29, 2012, includ-
18 ing any amendments to the cooperative agree-
19 ment agreed to by the Secretary and the State;
20 and

21 (B) subject to all applicable laws (including
22 regulations).

23 (2) REFERENCES.—For the purposes of this
24 subsection, any reference to Clark County in the co-

1 operative agreement described in paragraph (1)(A)
2 shall be considered to be a reference to the County.

3 **SEC. 406. RELEASE OF WILDERNESS STUDY AREAS.**

4 (a) FINDING.—Congress finds that, for the purposes
5 of section 603(c) of the Federal Land Policy and Manage-
6 ment Act of 1976 (43 U.S.C. 1782(c)), the public land
7 in the County that is administered by the Bureau of Land
8 Management in the following areas has been adequately
9 studied for wilderness designation:

10 (1) The Stillwater Range Wilderness Study
11 Area.

12 (2) The Job Peak Wilderness Study Area.

13 (3) The Clan Alpine Mountains Wilderness
14 Study Area.

15 (4) That portion of the Augusta Mountains
16 Wilderness Study Area located within the County.

17 (5) That portion of the Desatoya Mountains
18 Wilderness Study Area located within the County.

19 (6) Any portion of any other wilderness study
20 area located in the County that is not designated as
21 wilderness by section 403(a) of this title.

22 (b) RELEASE.—The public land described in sub-
23 section (a)—

1 (1) is no longer subject to section 603(c) of the
 2 Federal Land Policy and Management Act of 1976
 3 (43 U.S.C. 1782(c));

4 (2) shall be managed in accordance with—

5 (A) land management plans adopted under
 6 section 202 of that Act (43 U.S.C. 1712); and

7 (B) existing cooperative conservation
 8 agreements; and

9 (3) shall be subject to the Endangered Species
 10 Act of 1973 (16 U.S.C. 1531 et seq.).

11 **SEC. 407. NATIVE AMERICAN CULTURAL AND RELIGIOUS**
 12 **USES.**

13 Nothing in this title diminishes the rights of any In-
 14 dian tribe, including the rights of an Indian tribe with re-
 15 spect to access to Federal land for Tribal activities, includ-
 16 ing spiritual, cultural, and traditional food-gathering ac-
 17 tivities of an Indian tribe.

18 **SEC. 408. SPECIAL MANAGEMENT PROVISIONS FOR FOX**
 19 **PEAK WILDERNESS AREA.**

20 The Secretary of the Interior shall establish an advi-
 21 sory committee under the Federal Advisory Committee
 22 Act (5 U.S.C. App.) to seek information and advice re-
 23 garding the development of the management plan for the
 24 Fox Peak Wilderness Area designated by section
 25 403(a)(4) of this title. This advisory committee shall con-

1 sist of a fair and balanced representation of interested per-
 2 sons, including representatives of the State of Nevada, the
 3 County, and local governments, Indian tribes, recreational
 4 users, local business owners, and private landowners. In
 5 recognition of the importance of tribal participation of the
 6 management and care of the Fox Peak Wilderness Area,
 7 the Secretary of the Interior shall carefully and fully con-
 8 sider integrating the traditional and historical knowledge
 9 and special expertise of the Fallon Paiute Shoshone Tribe.
 10 The management plan for the Fox Peak Wilderness Area
 11 shall, to the maximum extent possible, seek to ensure pro-
 12 tection of the cultural resources identified by the Fallon
 13 Paiute Shoshone Tribe, such as religious ceremonies,
 14 hunting and fishing, and other natural resources for their
 15 personal use, all subject to such regulations for conserva-
 16 tion purposes as the Secretary of the Interior may pre-
 17 scribe.

18 **TITLE V—CRITICAL TRANSPORTATION AND UTILITY COR-**
 19 **RIDORS IN CHURCHILL**
 20 **COUNTY**

22 **SEC. 501. PURPOSE.**

23 The purpose of this title is to maintain for future de-
 24 velopment certain corridors for transportation and utility
 25 infrastructure in Churchill County, Nevada.

1 **SEC. 502. MANAGEMENT OF CRITICAL TRANSPORTATION**
2 **AND UTILITY CORRIDORS.**

3 (a) IN GENERAL.—The Secretary of the Interior shall
4 manage the land located within the corridors described in
5 subsection (b) in accordance with this section.

6 (b) CORRIDORS DESCRIBED.—The corridors covered
7 by subsection (a) are the following:

8 (1) The corridors depicted as the “County Pre-
9 ferred I–11 Corridor” and “NDOT I–11 Corridor”
10 on the map entitled “Churchill County Proposed
11 Fallon Range Training Complex Modernization and
12 Lands Bill” and dated February 2, 2021 (referred
13 to in this section as the “Interstate 11 corridors”).

14 (2) The corridor depicted as “Sand Canyon/Red
15 Mountain Road Realignment” on such map (referred
16 to in this section as the “Sand Canyon/Red Moun-
17 tain Road Realignment corridor”).

18 (c) PUBLIC AVAILABILITY OF MAP.—A copy of the
19 map referred to in subsection (b)(2) shall be on file and
20 available for public inspection in the appropriate offices
21 of the Bureau of Land Management.

22 (d) WITHDRAWAL OF LAND.—

23 (1) IN GENERAL.—Subject to paragraph (2)
24 and any valid rights in existence on the date of en-
25 actment of this Act, the land located within the cor-

1 ridors described in subsection (b) is withdrawn
2 from—

3 (A) location and entry under the mining
4 laws; and

5 (B) disposition under all laws pertaining to
6 mineral and geothermal leasing or mineral ma-
7 terials.

8 (2) TERMINATION OF WITHDRAWAL.—A with-
9 drawal under paragraph (1) shall terminate on the
10 date on which—

11 (A) the Secretary, in coordination with
12 Churchill County, Nevada, terminates the with-
13 drawal; or

14 (B) the applicable corridor or land is pat-
15 ented.

16 (e) TRANSPORTATION AND UTILITY CORRIDORS.—
17 Notwithstanding sections 202 and 203 of the Federal
18 Land Policy and Management Act of 1976 (43 U.S.C.
19 1712, 1713), the Secretary of the Interior, in consultation
20 with the State of Nevada, and Churchill County, Nevada,
21 shall establish, in accordance with this section and any
22 other applicable law the following:

23 (1) A 2,640-foot-wide right-of-way within each
24 of the Interstate 11 corridors for the placement, on
25 a nonexclusive basis, of—

1 (A) utility infrastructure; and

2 (B) transportation infrastructure for Inter-
3 state 11.

4 (2) A 1,000-foot-wide right-of-way within the
5 Sand Canyon/Red Mountain Road Realignment cor-
6 ridor for the placement, on a nonexclusive basis,
7 of—

8 (A) utility infrastructure; and

9 (B) transportation infrastructure for the
10 Sand Canyon/Red Mountain Road Realignment
11 corridor.

12 (3) A 2,640-foot-wide right-of-way immediately
13 west of the existing north-south powerline along
14 State Route 121 to the intersection with U.S. High-
15 way 50, as depicted on the map referred to in sub-
16 section (b)(2), for the placement, on a nonexclusive
17 basis, of utility infrastructure.

18 (4) A 2,640-foot-wide right-of-way immediately
19 north of U.S. Highway 50, as depicted on the map
20 referred to in subsection (b)(2), for the placement,
21 on a nonexclusive basis, of utility infrastructure.

22 (5) A 2,640-foot-wide right-of-way immediately
23 south of the existing east-west transmission corridor
24 across the Dixie Valley, as depicted on the map re-

ferred to in subsection (b)(2), for the placement, on a nonexclusive basis, of utility infrastructure.

TITLE VI—COUNTY AND MUNICIPAL CONVEYANCES

SEC. 601. DEFINITIONS.

In this title:

(1) CITY.—The term “City” means the city of Fallon, Nevada.

(2) COUNTY.—The term “County” means Churchill County, Nevada.

(3) MAP.—The term “Map” means the map entitled “Churchill County Proposed Fallon Range Training Complex Modernization and Lands Bill” and dated February 2, 2021.

(4) PUBLIC PURPOSE.—The term “public purpose” includes any of the following:

(A) The construction and operation of a new County fire station.

(B) The operation or expansion of an existing County wastewater treatment facility.

(C) The operation or expansion of existing County gravel pits and rock quarries.

(D) The operation or expansion of an existing City landfill.

1 **SEC. 602. PURPOSES.**

2 The purposes of this title are—

3 (1) to provide for the conveyance by the Sec-
4 retary of the Interior to the County of Federal land
5 that is suitable for economic development to com-
6 pensate the County for the loss by the County of
7 taxable land as a result of the military land with-
8 drawal made by title I of this division; and

9 (2) to provide for the conveyance by the Sec-
10 retary to the County and the City of Federal land
11 that is suitable for public purposes.

12 **SEC. 603. LAND CONVEYANCES TO COUNTY.**

13 (a) PUBLIC PURPOSES CONVEYANCE.—

14 (1) CONVEYANCE REQUIRED.—Notwithstanding
15 section 202 of the Federal Land Policy and Manage-
16 ment Act of 1976 (43 U.S.C. 1712), the Secretary
17 of the Interior shall convey to the County, subject to
18 valid existing rights and paragraph (2), for no con-
19 sideration, all right, title, and interest of the United
20 States in and to the approximately 7,045 acres of
21 Federal land identified as “Public Purpose Convey-
22 ances to Churchill County” on the Map.

23 (2) REVERSION.—If a parcel of Federal land
24 conveyed to the County under paragraph (1) ceases
25 to be used for public recreation or other public pur-
26 poses consistent with the Act of June 14, 1926

1 (commonly known as the “Recreation and Public
2 Purposes Act”; 43 U.S.C. 869 et seq.), the parcel of
3 Federal land shall, at the discretion of the Secretary,
4 revert to the United States.

5 (b) MITIGATION CONVEYANCE.—Notwithstanding
6 section 202 of the Federal Land Policy and Management
7 Act of 1976 (43 U.S.C. 1712), not later than 60 days
8 after the date of enactment of this Act, the Secretary of
9 the Interior shall convey to the County, subject to valid
10 existing rights, for no consideration, all right, title, and
11 interest of the United States in and to the approximately
12 13,920 acres of Federal land identified as “FRTC Mod-
13 ernization Mitigation Conveyances to Churchill County”
14 on the Map.

15 **SEC. 604. LAND CONVEYANCE TO CITY.**

16 (a) IN GENERAL.—Notwithstanding section 202 of
17 the Federal Land Policy and Management Act of 1976
18 (43 U.S.C. 1712), the Secretary of the Interior shall con-
19 vey to the City, subject to valid existing rights and sub-
20 section (b), for no consideration, all right, title, and inter-
21 est of the United States in and to the approximately 212
22 acres of Federal land identified as “Public Purpose Con-
23 veyances to City of Fallon” on the Map.

24 (b) REVERSION.—If a parcel of Federal land con-
25 veyed to the City under subsection (a) ceases to be used

1 for public recreation or other public purposes consistent
 2 with the Act of June 14, 1926 (commonly known as the
 3 “Recreation and Public Purposes Act”; 43 U.S.C. 869 et
 4 seq.), the parcel of Federal land shall, at the discretion
 5 of the Secretary, revert to the United States.

6 **TITLE VII—CHECKERBOARD** 7 **RESOLUTION**

8 **SEC. 701. CONSOLIDATION OF CHECKERBOARD LAND OWN-** 9 **ERSHIP IN CHURCHILL COUNTY, NEVADA.**

10 (a) IN GENERAL.—The Secretary of the Interior, in
 11 consultation with Churchill County, Nevada (in this title
 12 referred to as the “County”), and landowners in the Coun-
 13 ty, and after providing an opportunity for public comment,
 14 shall seek to consolidate Federal land and non-Federal
 15 land ownership in the County.

16 (b) LAND EXCHANGES.—

17 (1) LAND EXCHANGE AUTHORITY.—To the ex-
 18 tent practicable, the Secretary of the Interior shall
 19 offer to exchange land identified for exchange under
 20 paragraph (3) for private land in the County that is
 21 adjacent to Federal land in the County, if the ex-
 22 change would consolidate land ownership and facili-
 23 tate improved land management in the County, as
 24 determined by the Secretary.

1 (2) APPLICABLE LAW.—Except as otherwise
2 provided in this section, a land exchange under this
3 section shall be conducted in accordance with—

4 (A) section 206 of the Federal Land Policy
5 and Management Act of 1976 (43 U.S.C.
6 1716); and

7 (B) any other applicable law.

8 (3) IDENTIFICATION OF FEDERAL LAND FOR
9 EXCHANGE.—Subject to section 702 of this title, the
10 Secretary of the Interior shall identify Federal land
11 in the County managed by the Commissioner of the
12 Bureau of Reclamation and Federal land in the
13 County managed by the Director of the Bureau of
14 Land Management to offer for exchange from Fed-
15 eral land identified as potentially suitable for dis-
16 posal in an applicable resource management plan.

17 (c) EQUAL VALUE LAND EXCHANGES.—

18 (1) IN GENERAL.—Land to be exchanged under
19 this section shall be of equal value, based on ap-
20 praisals prepared in accordance with—

21 (A) the Uniform Standards for Profes-
22 sional Land Acquisitions; and

23 (B) the Uniform Standards of Professional
24 Appraisal Practice.

25 (2) USE OF MASS APPRAISALS.—

1 (A) IN GENERAL.—Subject to subpara-
 2 graph (B), the Secretary of the Interior may
 3 use a mass appraisal to determine the value of
 4 land to be exchanged under this section, if the
 5 Secretary determines that the land to be subject
 6 to the mass appraisal is of similar character
 7 and value.

8 (B) EXCLUSION.—The Secretary of the In-
 9 terior shall exclude from a mass appraisal
 10 under subparagraph (A) any land, the value of
 11 which is likely to exceed \$250 per acre, as de-
 12 termined by the Secretary of the Interior.

13 (C) AVAILABILITY.—The Secretary of the
 14 Interior shall make the results of a mass ap-
 15 praisal conducted under subparagraph (A)
 16 available to the public.

17 **SEC. 702. LAND IDENTIFIED FOR DISPOSAL.**

18 (a) IDENTIFICATION PROCESS.—

19 (1) IN GENERAL.—Subject to section 703 of
 20 this title, the Secretary of the Interior, in consulta-
 21 tion with the County and after providing an oppor-
 22 tunity for public comment, shall identify Federal
 23 land in the County managed by the Commissioner of
 24 the Bureau of Reclamation and Federal land in the
 25 County managed by the Director of the Bureau of

1 Land Management to offer for sale from Federal
2 land identified as potentially suitable for disposal in
3 an applicable resource management plan.

4 (2) POSTPONEMENT OR EXCLUSION.—

5 (A) ON REQUEST OF COUNTY.—At the re-
6 quest of the County, the Secretary of the Inte-
7 rior shall—

8 (i) postpone a sale of Federal land
9 under this section; or

10 (ii) exclude from the sale all or a por-
11 tion of Federal land identified for sale
12 under this section.

13 (B) AT DISCRETION OF SECRETARY.—
14 Nothing in this section prohibits the Secretary
15 of the Interior from—

16 (i) postponing a sale of Federal land
17 under this section; or

18 (ii) excluding all or a portion of Fed-
19 eral land identified for sale under this sec-
20 tion.

21 (3) VALID EXISTING RIGHTS.—A sale of Fed-
22 eral land under this section is subject to valid exist-
23 ing rights.

24 (b) METHOD OF SALE.—A sale of Federal land under
25 subsection (a) shall be—

1 (1) consistent with section 203 of the Federal
2 Land Policy and Management Act of 1976 (43
3 U.S.C. 1713);

4 (2) through a competitive bidding process, un-
5 less otherwise determined by the Secretary of the In-
6 terior; and

7 (3) for not less than fair market value.

8 (c) LIMITATION.—Not more than a total of 50,000
9 acres of Federal land in the County shall be sold under
10 this section.

11 **SEC. 703. MANAGEMENT PRIORITY AREAS.**

12 (a) IN GENERAL.—Not later than one year after the
13 date of enactment of this Act, the Secretary of the Interior
14 shall identify management priority areas on Federal land
15 in the County that—

16 (1) include greater sage-grouse habitat;

17 (2)(A) are designated as critical habitat;

18 (B) are part of an identified wildlife corridor; or

19 (C) contain significant wetlands or riparian
20 wildlife habitat;

21 (3) are within the boundary of—

22 (A) a unit of the National Wildlife Refuge
23 System;

24 (B) a National Conservation Area; or

1 (C) a component of the National Wilder-
2 ness Preservation System;

3 (4)(A) have value for outdoor recreation; or

4 (B) provide public access for recreational hunt-
5 ing, fishing, or other recreational purposes that can-
6 not be otherwise mitigated;

7 (5)(A) contain resources that are listed on, or
8 eligible for inclusion on, the National Register of
9 Historic Places; or

10 (B) have significant cultural, historic, ecologi-
11 cal, or scenic value; or

12 (6) would improve Federal land management.

13 (b) IDENTIFICATION OF ADDITIONAL MANAGEMENT
14 PRIORITY AREAS.—As the Secretary of the Interior deter-
15 mines to be appropriate, the Secretary may identify addi-
16 tional management priority areas in the County after the
17 date on which the identification under subsection (a) is
18 completed.

19 (c) MANAGEMENT.—Nothing in this section modifies
20 the management of an area identified as a management
21 priority area under this section based on the identification.

22 (d) MANAGEMENT PRIORITY AREAS EXCLUDED
23 FROM SALE OR EXCHANGE.—Federal land identified as
24 a management priority area under this section—

25 (1) shall be retained in Federal ownership; and

1 (2) shall not be available for disposal or convey-
2 ance, including by sale or exchange, under this title.

3 **SEC. 704. WITHDRAWAL.**

4 (a) INTERIM WITHDRAWAL.—Subject to valid exist-
5 ing rights and mining claims for which the claim mainte-
6 nance fee has been paid in the applicable assessment year,
7 effective on the date on which a parcel of Federal land
8 is identified for exchange under section 701(b)(3) of this
9 title or sale under section 702(a)(1) of this title, the parcel
10 of Federal land is withdrawn from—

11 (1) all forms of entry and appropriation under
12 the public land laws;

13 (2) location, entry, and patent under the mining
14 laws; and

15 (3) operation of the mineral and mineral mate-
16 rials leasing laws.

17 (b) TERMINATION OF WITHDRAWAL.—The with-
18 drawal of a parcel of Federal land under subsection (a)
19 shall terminate—

20 (1)(A) on the date of sale; or

21 (B) in the case of exchange, the date of the
22 conveyance of the title to the Federal land covered
23 by the exchange;

24 (2) with respect to any parcel of Federal land
25 identified for exchange under section 701(b)(3) of

1 this title or sale under section 702(a)(1) of this title
2 that is not exchanged or sold, not later than two
3 years after the date the parcel of Federal land was
4 offered for exchange or sale under this title; or
5 (3) on a different date mutually agreed to by
6 the Secretary of the Interior and the County.

7 **SEC. 705. DISPOSITION OF PROCEEDS.**

8 (a) IN GENERAL.—Of the proceeds from the sale of
9 Federal land under section 702 of this title—

10 (1) five percent shall be disbursed to the State
11 of Nevada for use in the general education program
12 of the State; and

13 (2) the remainder shall be deposited in a special
14 account in the Treasury of the United States, to be
15 known as the “Churchill County Special Account”,
16 which shall be available to the Secretary of the Inte-
17 rior, without further appropriation, for—

18 (A) the reimbursement of costs incurred by
19 the Secretary in preparing for a sale or ex-
20 change of Federal land under this title; and

21 (B) the acquisition of land (including in-
22 terests in land) in the County—

23 (i) for inclusion in a component of the
24 National Wilderness Preservation System

1 or a national conservation area designated
2 by this division;

3 (ii) that protects other environ-
4 mentally significant land;

5 (iii) that is identified as a manage-
6 ment priority area under section 703 of
7 this title; or

8 (iv) that secures public access to Fed-
9 eral land for hunting, fishing, and other
10 recreational purposes.

11 (b) LIMITATION.—The proceeds from the sale of Fed-
12 eral land under section 702 of this title shall not be used
13 for the acquisition of any water rights.

14 **TITLE VIII—TRANSPORTATION** 15 **AND UTILITY CORRIDORS**

16 **SEC. 801. RULES OF CONSTRUCTION RELATED TO TRANS-** 17 **PORTATION AND UTILITY CORRIDORS.**

18 (a) RULES OF CONSTRUCTION.—Nothing in this divi-
19 sion—

20 (1) affects the existence, use, operation, mainte-
21 nance, repair, construction, reconfiguration, expan-
22 sion, inspection, renewal, reconstruction, alteration,
23 addition, relocation improvement funding, removal
24 or replacement of any utility facility or appurtenant

1 right-of-way within an existing designated transpor-
2 tation and utility corridor; or

3 (2) precludes the Secretary of the Interior from
4 authorizing, subject to such terms and conditions as
5 the Secretary determines to be appropriate, the es-
6 tablishment of a new utility facility right-of-way
7 within an existing designated transportation and
8 utility corridor in accordance with—

9 (A) the National Environmental Policy Act
10 of 1969 (42 U.S.C. 4321 et seq.); and

11 (B) any other applicable law.

12 (b) PRESERVING DESIGNATED UTILITY CORRIDORS
13 AND RIGHT-OF-WAYS.—Notwithstanding any provision of
14 this division, no designation of Federal land under this
15 division shall include land encompassed within a des-
16 ignated utility transmission corridor or a transmission line
17 right of way grant approved by the Bureau of Land Man-
18 agement in a record of decision issued before the date of
19 the enactment of this Act. Nothing in this division pro-
20 hibits access to, repair or replacement of a transmission
21 line within a right of way grant issued before such date.

1 **DIVISION B—NORTHERN NE-**
2 **VADA ECONOMIC DEVELOP-**
3 **MENT AND CONSERVATION**
4 **TITLE I—DOUGLAS COUNTY**

5 **SEC. 101. PURPOSE.**

6 The purpose of this title is to promote conservation,
7 improve public land, and provide for sensible development
8 in Douglas County, Nevada, and for other purposes.

9 **SEC. 102. DEFINITIONS.**

10 In this title:

11 (1) COUNTY.—The term “County” means
12 Douglas County, Nevada.

13 (2) MAP.—The term “Map” means the map en-
14 titled “Douglas County Economic Development and
15 Conservation Act” and dated October 14, 2019.

16 (3) PUBLIC LAND.—The term “public land”
17 has the meaning given the term “public lands” in
18 section 103 of the Federal Land Policy and Manage-
19 ment Act of 1976 (43 U.S.C. 1702).

20 (4) SECRETARY CONCERNED.—The term “Sec-
21 retary concerned” means—

22 (A) with respect to National Forest Sys-
23 tem land, the Secretary of Agriculture (acting
24 through the Chief of the Forest Service); and

1 (B) with respect to land managed by the
2 Bureau of Land Management, including land
3 held for the benefit of the Tribe, the Secretary
4 of the Interior.

5 (5) STATE.—The term “State” means the State
6 of Nevada.

7 (6) TRIBE.—The term “Tribe” means the
8 Washoe Tribe of Nevada and California.

9 (7) WILDERNESS.—The term “Wilderness”
10 means the Burbank Canyons Wilderness designated
11 by this title.

12 **Subtitle A—Land Conveyances and** 13 **Sales**

14 **SEC. 111. CONVEYANCE TO STATE OF NEVADA.**

15 (a) CONVEYANCE.—Subject to valid existing rights,
16 the Secretary concerned shall convey to the State without
17 consideration all right, title, and interest of the United
18 States in and to the land described in subsection (b).

19 (b) DESCRIPTION OF LAND.—The land referred to in
20 subsection (a) is the approximately 67 acres of Forest
21 Service land generally depicted as “Lake Tahoe-Nevada
22 State Park” on the Map.

23 (c) COSTS.—As a condition for the conveyance under
24 subsection (a), all costs associated with such conveyances
25 shall be paid by the State.

1 (d) USE OF LAND.—

2 (1) IN GENERAL.—Any land conveyed to the
3 State under subsection (a) shall be used only for—

4 (A) the conservation of wildlife or natural
5 resources; or

6 (B) a public park.

7 (2) FACILITIES.—Any facility on the land con-
8 veyed under subsection (a) shall be constructed and
9 managed in a manner consistent with the uses de-
10 scribed in paragraph (1).

11 (e) REVERSION.—If any portion of the land conveyed
12 under subsection (a) is used in a manner that is incon-
13 sistent with the uses described in subsection (d), the land
14 shall, at the discretion of the Secretary concerned, revert
15 to the United States.

16 **SEC. 112. TAHOE RIM TRAIL.**

17 (a) IN GENERAL.—The Secretary of Agriculture, in
18 consultation with the County and other stakeholders, shall
19 develop and implement a cooperative management agree-
20 ment for the land described in subsection (b)—

21 (1) to improve the quality of recreation access
22 by providing additional amenities as agreed on by
23 the Secretary and the County; and

24 (2) to conserve the natural resources values.

1 (b) DESCRIPTION OF LAND.—The land referred to in
2 subsection (a) consists of the approximately 13 acres of
3 land generally depicted as “Tahoe Rim Trail North Par-
4 cel” on the Map.

5 **SEC. 113. CONVEYANCE TO DOUGLAS COUNTY, NEVADA.**

6 (a) DEFINITION OF FEDERAL LAND.—In this sec-
7 tion, the term “Federal land” means the approximately
8 7,777 acres of Federal land located in the County that
9 is identified as “Douglas County Land Conveyances” on
10 the Map.

11 (b) AUTHORIZATION OF CONVEYANCE.—Subject to
12 valid existing rights and notwithstanding the land use
13 planning requirements of section 202 of the Federal Land
14 Policy and Management Act of 1976 (43 U.S.C. 1712),
15 not later than 180 days after the date on which the Sec-
16 retary concerned receives a request from the County for
17 the conveyance of the Federal land, the Secretary con-
18 cerned shall convey to the County, without consideration,
19 all right, title, and interest of the United States in and
20 to the Federal land.

21 (c) COSTS.—Any costs relating to the conveyance au-
22 thorized under subsection (b), including any costs for sur-
23 veys and other administrative costs, shall be paid by the
24 County.

25 (d) USE OF FEDERAL LAND.—

1 (1) IN GENERAL.—The Federal land conveyed
2 under subsection (b)—

3 (A) may be used by the County for flood
4 control or any other public purpose consistent
5 with the Act of June 14, 1926 (commonly
6 known as the “Recreation and Public Purposes
7 Act”) (43 U.S.C. 869 et seq.); and

8 (B) shall not be disposed of by the County.

9 (2) REVERSION.—If the Federal land conveyed
10 under subsection (b) is used in a manner incon-
11 sistent with paragraph (1), the Federal land shall, at
12 the discretion of the Secretary concerned, revert to
13 the United States.

14 (e) ACQUISITION OF FEDERAL REVERSIONARY IN-
15 TEREST.—

16 (1) REQUEST.—The County may submit to the
17 Secretary concerned a request to acquire the Federal
18 reversionary interest in all or any portion of the
19 Federal land conveyed under this section.

20 (2) APPRAISAL.—

21 (A) IN GENERAL.—Not later than 180
22 days after the date of receipt of a request under
23 paragraph (1), the Secretary concerned shall
24 complete an appraisal of the Federal rever-

1 sionary interest in the Federal land requested
2 by the County.

3 (B) REQUIREMENT.—The appraisal under
4 subparagraph (A) shall be completed in accord-
5 ance with—

6 (i) the Uniform Appraisal Standards
7 for Federal Land Acquisitions; and

8 (ii) the Uniform Standards of Profes-
9 sional Appraisal Practice.

10 (3) CONVEYANCE REQUIRED.—

11 (A) IN GENERAL.—If, by the date that is
12 1 year after the date of completion of the ap-
13 praisal under paragraph (2), the County sub-
14 mits to the Secretary concerned an offer to ac-
15 quire the Federal reversionary interest re-
16 quested under paragraph (1), the Secretary
17 concerned, by not later than the date that is 30
18 days after the date on which the offer is sub-
19 mitted, shall convey to the County that rever-
20 sionary interest.

21 (B) CONSIDERATION.—As consideration
22 for the conveyance of the Federal reversionary
23 interest under subparagraph (A), the County
24 shall pay to the Secretary concerned an amount
25 equal to the appraised value of the Federal re-

1 versionary interest, as determined under para-
2 graph (2).

3 (C) COSTS OF CONVEYANCE.—Any costs
4 relating to the conveyance under subparagraph
5 (A), including any costs for surveys and other
6 administrative costs, shall be paid by the Sec-
7 retary concerned.

8 (4) DISPOSITION OF PROCEEDS.—Any amounts
9 collected under this subsection shall be disposed of
10 in accordance with section 114(i) of this title.

11 (f) REVOCATION OF ORDERS.—Any public land order
12 that withdraws any of the land described in subsection (a)
13 from appropriation or disposal under a public land law
14 shall be revoked to the extent necessary to permit disposal
15 of that land.

16 **SEC. 114. SALE OF CERTAIN FEDERAL LAND.**

17 (a) IN GENERAL.—Notwithstanding sections 202 and
18 203 of the Federal Land Policy and Management Act of
19 1976 (43 U.S.C. 1712, 1713), the Secretary concerned
20 shall, in accordance with the other provisions of that Act
21 and any other applicable law, and subject to valid existing
22 rights, conduct one or more sales of the Federal land in-
23 cluding mineral rights described in subsection (b) to quali-
24 fied bidders.

1 (b) DESCRIPTION OF LAND.—The Federal land re-
2 ferred to in subsection (a) consists of—

3 (1) the approximately 59.5 acres of public land
4 generally depicted as “Lands for Disposal” on the
5 Map; and

6 (2) not more than 10,000 acres of land in the
7 County that—

8 (A) is not segregated or withdrawn on or
9 after the date of the enactment of this Act, un-
10 less the land is withdrawn in accordance with
11 subsection (g); and

12 (B) is identified for disposal by the Sec-
13 retary concerned through—

14 (i) the Carson City Consolidated Re-
15 source Management Plan; or

16 (ii) any subsequent amendment to the
17 management plan that is undertaken with
18 full public involvement.

19 (c) JOINT SELECTION REQUIRED.—The Secretary
20 concerned and the County shall jointly select which parcels
21 of the Federal land described in subsection (b)(2) to offer
22 for sale under subsection (a).

23 (d) COMPLIANCE WITH LOCAL PLANNING AND ZON-
24 ING LAWS.—Before carrying out a sale of Federal land
25 under subsection (a), the County shall submit to the Sec-

1 retary concerned a certification that qualified bidders have
2 agreed to comply with—

3 (1) County zoning ordinances; and

4 (2) any master plan for the area approved by
5 the County.

6 (e) METHOD OF SALE.—The sale of Federal land
7 under subsection (a) shall be—

8 (1) sold through a competitive bidding process,
9 unless otherwise determined by the Secretary con-
10 cerned; and

11 (2) for not less than fair market value.

12 (f) RECREATION AND PUBLIC PURPOSES ACT CON-
13 VEYANCES.—

14 (1) IN GENERAL.—Not later than 30 days be-
15 fore any land described in subsection (b) is offered
16 for sale under subsection (a), the State or County
17 may elect to obtain the land for public purposes in
18 accordance with the Act of June 14, 1926 (com-
19 monly known as the “Recreation and Public Pur-
20 poses Act”) (43 U.S.C. 869 et seq.).

21 (2) RETENTION.—Pursuant to an election made
22 under paragraph (1), the Secretary concerned shall
23 retain the elected land for conveyance to the State
24 or County in accordance with the Act of June 14,

1 1926 (commonly known as the “Recreation and
2 Public Purposes Act”) (43 U.S.C. 869 et seq.).

3 (g) WITHDRAWAL.—

4 (1) IN GENERAL.—Subject to valid existing
5 rights and except as provided in paragraph (2), the
6 Federal land described in subsection (b) is with-
7 drawn from—

8 (A) all forms of entry, appropriation, or
9 disposal under the public land laws;

10 (B) location, entry, and patent under the
11 mining laws; and

12 (C) disposition under all laws relating to
13 mineral and geothermal leasing or mineral ma-
14 terials.

15 (2) TERMINATION.—The withdrawal under
16 paragraph (1) shall be terminated—

17 (A) on the date of sale or conveyance of
18 title to the land including mineral rights de-
19 scribed in subsection (b) pursuant to this title;
20 or

21 (B) with respect to any land described in
22 subsection (b) that is not sold or exchanged,
23 not later than 1 year after the date on which
24 the land was offered for sale under this title.

1 (3) EXCEPTION.—Paragraph (1)(A) shall not
2 apply to a sale made consistent with this section or
3 an election by the County or the State to obtain the
4 land described in subsection (b) for public purposes
5 under the Act of June 14, 1926 (commonly known
6 as the “Recreation and Public Purposes Act”) (43
7 U.S.C. 869 et seq.).

8 (h) DEADLINE FOR SALE.—

9 (1) IN GENERAL.—Except as provided in para-
10 graph (2), not later than 1 year after the date of the
11 enactment of this Act, if there is a qualified bidder
12 for the land described in subsection (b), the Sec-
13 retary concerned shall offer the land for sale to the
14 qualified bidder.

15 (2) POSTPONEMENT; EXCLUSION FROM SALE.—

16 At the request of the County, the Secretary con-
17 cerned may temporarily postpone or exclude from
18 the sale under paragraph (1) all or a portion of the
19 land described in subsection (b).

20 (i) DISPOSITION OF PROCEEDS.—Of the proceeds
21 from the sale under this section—

22 (1) 5 percent shall be disbursed to the State for
23 use by the State for general education programs of
24 the State;

1 (2) 10 percent shall be disbursed to the County
2 for use by the County for general budgeting pur-
3 poses; and

4 (3) 85 percent shall be deposited in a special
5 account in the Treasury of the United States, to be
6 known as the “Douglas County Special Account”,
7 which shall be available to the Secretary concerned
8 until expended, without further appropriation—

9 (A) to reimburse costs incurred by the Sec-
10 retary concerned in preparing for the sale of
11 the land described in subsection (b), includ-
12 ing—

13 (i) the costs of surveys and appraisals;

14 and

15 (ii) the costs of compliance with the
16 National Environmental Policy Act of
17 1969 (42 U.S.C. 4321 et seq.) and sec-
18 tions 202 and 203 of the Federal Land
19 Policy and Management Act of 1976 (43
20 U.S.C. 1712, 1713);

21 (B) to reimburse costs incurred by the Bu-
22 reau of Land Management and the Forest Serv-
23 ice in preparing for and carrying out the trans-
24 fers of land to be held in trust by the United
25 States under title II; and

1 (C) to acquire environmentally sensitive
2 land or an interest in environmentally sensitive
3 land in the County—

4 (i) pursuant to the Douglas County
5 Open Space and Agricultural Lands Pres-
6 ervation Implementation Plan, or any sub-
7 sequent amendment to the plan that is un-
8 dertaken with full public involvement; and
9 (ii) for flood control purposes.

10 (j) REVOCATION OF ORDERS.—Any public land order
11 that withdraws any of the land described in subsection (b)
12 from appropriation or disposal under a public land law
13 shall be revoked to the extent necessary to permit disposal
14 of that land.

15 **SEC. 115. OPEN SPACE RECREATION AREA.**

16 (a) AUTHORIZATION OF CONVEYANCE.—Not later
17 than 180 days after the date on which the Secretary of
18 Agriculture receives a request from the County, the Sec-
19 retary shall convey to the County, without consideration,
20 all right, title, and interest of the United States in and
21 to the Federal land to be used for recreation and any other
22 public purpose consistent with the Act of June 14, 1926
23 (commonly known as the “Recreation and Public Purposes
24 Act”) (43 U.S.C. 869 et seq.).

1 (b) DESCRIPTION OF LAND.—The land referred to in
 2 subsection (a) consists of approximately 1,084 acres of
 3 land as depicted as “Open Space Recreation Area” on the
 4 Map.

5 (c) COSTS.—Any costs relating to the conveyance au-
 6 thorized under subsection (b), including any costs for sur-
 7 veys and other administrative costs, shall be paid by the
 8 County.

9 (d) USE OF FEDERAL LAND.—The Federal land con-
 10 veyed under subsection (a) shall not be disposed of by the
 11 County.

12 **Subtitle B—Tribal Cultural** 13 **Resources**

14 **SEC. 121. TRANSFER OF LAND TO BE HELD IN TRUST FOR** 15 **TRIBE.**

16 (a) IN GENERAL.—Subject to valid existing rights,
 17 all right, title, and interest of the United States in and
 18 to the land described in subsection (b)—

19 (1) shall be held in trust by the United States
 20 for the benefit of the Tribe; and

21 (2) shall be part of the reservation of the Tribe.

22 (b) DESCRIPTION OF LAND.—The land referred to in
 23 subsection (a) consists of—

1 (1) approximately 2,669 acres of Federal land
2 generally depicted as “Washoe Tribe Conveyances”
3 on the Map; and

4 (2) any land administered on the date of the
5 enactment of this Act by the Bureau of Land Man-
6 agement or the Forest Service and generally de-
7 picted as “Section 5 lands”.

8 (c) SURVEY.—Not later than 180 days after the date
9 of the enactment of this Act, the Secretary concerned shall
10 complete a survey of the boundary lines to establish the
11 boundaries of the land taken into trust under subsection
12 (a).

13 (d) USE OF TRUST LAND.—

14 (1) GAMING.—Land taken into trust under this
15 section shall not be eligible, or considered to have
16 been taken into trust, for class II gaming or class
17 III gaming (as defined in section 4 of the Indian
18 Gaming Regulatory Act (25 U.S.C. 2703)).

19 (2) THINNING; LANDSCAPE RESTORATION.—

20 (A) IN GENERAL.—The Secretary con-
21 cerned, in consultation and coordination with
22 the Tribe, may carry out any fuel reduction and
23 other landscape restoration activities on the
24 land taken into trust under subsection (a) (in-
25 cluding land that includes threatened and en-

1 dangered species habitat), that are beneficial
2 to—

3 (i) the Tribe; and

4 (ii)(I) the Bureau of Land Manage-
5 ment; or

6 (II) the Forest Service.

7 (B) CONSERVATION BENEFITS.—Activities
8 carried out under subparagraph (A) include ac-
9 tivities that provide conservation benefits to a
10 species—

11 (i) that is not listed as endangered or
12 threatened under section 4(c) of the En-
13 dangered Species Act of 1973 (16 U.S.C.
14 1533(c)); but

15 (ii) is—

16 (I) listed by a State as a threat-
17 ened or endangered species;

18 (II) a species of concern; or

19 (III) a candidate for a listing as
20 an endangered or threatened species
21 under the Endangered Species Act of
22 1973 (16 U.S.C. 1531 et seq.).

23 (e) WATER RIGHTS.—Nothing in this section affects
24 the allocation, ownership, interest, or control, as in exist-
25 ence on the date of the enactment of this Act, of any

1 water, water right, or any other valid existing right held
2 by the United States, an Indian tribe, a State, or a person.

3 **Subtitle C—Resolution of Burbank**
4 **Canyons Wilderness Study Area**

5 **SEC. 131. ADDITION TO NATIONAL WILDERNESS PRESERVA-**
6 **TION SYSTEM.**

7 (a) DESIGNATION.—In furtherance of the purposes of
8 the Wilderness Act (16 U.S.C. 1131 et seq.), the approxi-
9 mately 12,392 acres of Federal land managed by the Bu-
10 reau of Land Management, as generally depicted on the
11 Map as “Burbank Canyons Wilderness” is designated as
12 wilderness and as a component of the National Wilderness
13 Preservation System, to be known as the “Burbank Can-
14 yons Wilderness”.

15 (b) BOUNDARY.—The boundary of any portion of the
16 Wilderness that is bordered by a road shall be at least
17 100 feet from the centerline of the road to allow public
18 access.

19 (c) MAP AND LEGAL DESCRIPTION.—

20 (1) IN GENERAL.—As soon as practicable after
21 the date of the enactment of this Act, the Secretary
22 concerned shall prepare a map and legal description
23 of the Wilderness.

24 (2) EFFECT.—The map and legal description
25 prepared under paragraph (1) shall have the same

1 force and effect as if included in this title, except
2 that the Secretary concerned may correct any minor
3 error in the map or legal description.

4 (3) AVAILABILITY.—A copy of the map and
5 legal description prepared under paragraph (1) shall
6 be on file and available for public inspection in the
7 appropriate offices of the Bureau of Land Manage-
8 ment.

9 (d) WITHDRAWAL.—Subject to valid existing rights,
10 the Wilderness is withdrawn from—

11 (1) all forms of entry, appropriation, or disposal
12 under the public land laws;

13 (2) location, entry, and patent under the mining
14 laws; and

15 (3) disposition under all laws relating to min-
16 eral and geothermal leasing or mineral materials.

17 **SEC. 132. ADMINISTRATION.**

18 (a) MANAGEMENT.—Subject to valid existing rights,
19 the Wilderness shall be administered by the Secretary con-
20 cerned in accordance with the Wilderness Act (16 U.S.C.
21 1131 et seq.), except that—

22 (1) any reference in that Act to the effective
23 date shall be considered to be a reference to the date
24 of the enactment of this Act; and

1 (2) any reference in that Act to the Secretary
2 of Agriculture shall be considered to be a reference
3 to the Secretary of the Interior.

4 (b) LIVESTOCK.—The grazing of livestock in the Wil-
5 derness, if established before the date of the enactment
6 of this Act, shall be allowed to continue, subject to such
7 reasonable regulations, policies, and practices as the Sec-
8 retary concerned considers to be necessary in accordance
9 with—

10 (1) section 4(d)(4) of the Wilderness Act (16
11 U.S.C. 1133(d)(4)); and

12 (2) the guidelines set forth in Appendix A of
13 the report of the Committee on Interior and Insular
14 Affairs of the House of Representatives accom-
15 panying H.R. 2570 of the 101st Congress (House
16 Report 101–405).

17 (c) INCORPORATION OF ACQUIRED LAND AND INTER-
18 ESTS.—Any land or interest in land within the boundaries
19 of the Wilderness that is acquired by the United States
20 after the date of the enactment of this Act shall be added
21 to and administered as part of the Wilderness.

22 (d) ADJACENT MANAGEMENT.—

23 (1) IN GENERAL.—Congress does not intend for
24 the designation of the Wilderness to create a protec-
25 tive perimeter or buffer zone around the Wilderness.

1 (2) NONWILDERNESS ACTIVITIES.—The fact
2 that nonwilderness activities or uses can be seen or
3 heard from areas within the Wilderness shall not
4 preclude the conduct of the activities or uses outside
5 the boundary of the Wilderness.

6 (e) MILITARY OVERFLIGHTS.—Nothing in this title
7 restricts or precludes—

8 (1) low-level overflights of military aircraft over
9 the Wilderness, including military overflights that
10 can be seen or heard within the wilderness area;

11 (2) flight testing and evaluation; or

12 (3) the designation or creation of new units of
13 special use airspace, or the establishment of military
14 flight training routes, over the Wilderness.

15 (f) EXISTING AIRSTRIPS.—Nothing in this title re-
16 stricts or precludes low-level overflights by aircraft uti-
17 lizing airstrips in existence on the date of the enactment
18 of this Act that are located within 5 miles of the proposed
19 boundary of the Wilderness.

20 (g) WILDFIRE, INSECT, AND DISEASE MANAGE-
21 MENT.—In accordance with section 4(d)(1) of the Wilder-
22 ness Act (16 U.S.C. 1133(d)(1)), the Secretary concerned
23 may take any measures in the Wilderness that the Sec-
24 retary concerned determines to be necessary for the con-
25 trol of fire, insects, and diseases, including, as the Sec-

1 retary concerned determines to be appropriate, the coordi-
 2 nation of the activities with the State or a local agency.

3 (h) DATA COLLECTION.—In accordance with the Wil-
 4 derness Act (16 U.S.C. 1131 et seq.) and subject to such
 5 terms and conditions as the Secretary concerned may pre-
 6 scribe, the Secretary concerned may authorize the installa-
 7 tion and maintenance of hydrologic, meteorologic, or cli-
 8 matological collection devices in the Wilderness if the Sec-
 9 retary concerned determines that the facilities and access
 10 to the facilities are essential to flood warning, flood con-
 11 trol, or water reservoir operation activities.

12 (i) WATER RIGHTS.—

13 (1) FINDINGS.—Congress finds that—

14 (A) the Wilderness is located—

15 (i) in the semiarid region of the Great
 16 Basin; and

17 (ii) at the headwaters for the streams
 18 and rivers on land with respect to which
 19 there are few, if any—

20 (I) actual or proposed water re-
 21 source facilities located upstream; and

22 (II) opportunities for diversion,
 23 storage, or other uses of water occur-
 24 ring outside the land that would ad-

1 versely affect the wilderness values of
2 the land;

3 (B) the Wilderness is generally not suitable
4 for use or development of new water resource
5 facilities; and

6 (C) because of the unique nature of the
7 Wilderness, it is possible to provide for proper
8 management and protection of the wilderness
9 and other values of land by means different
10 from the means used in other laws.

11 (2) PURPOSE.—The purpose of this section is
12 to protect the wilderness values of the Wilderness by
13 means other than a federally reserved water right.

14 (3) STATUTORY CONSTRUCTION.—Nothing in
15 this title—

16 (A) constitutes an express or implied res-
17 ervation by the United States of any water or
18 water rights with respect to the Wilderness;

19 (B) affects any water rights in the State
20 (including any water rights held by the United
21 States) in existence on the date of the enact-
22 ment of this Act;

23 (C) establishes a precedent with regard to
24 any future wilderness designations;

1 (D) affects the interpretation of, or any
2 designation made under, any other Act; or

3 (E) limits, alters, modifies, or amends any
4 interstate compact or equitable apportionment
5 decree that apportions water among and be-
6 tween the State and other States.

7 (4) NEVADA WATER LAW.—The Secretary con-
8 cerned shall follow the procedural and substantive
9 requirements of State law in order to obtain and
10 hold any water rights not in existence on the date
11 of the enactment of this Act with respect to the Wil-
12 derness.

13 (5) NEW PROJECTS.—

14 (A) DEFINITION OF WATER RESOURCE FA-
15 CILITY.—

16 (i) IN GENERAL.—In this paragraph,
17 the term “water resource facility” means
18 irrigation and pumping facilities, res-
19 ervoirs, water conservation works, aque-
20 ducts, canals, ditches, pipelines, wells, hy-
21 dropower projects, transmission and other
22 ancillary facilities, and other water diver-
23 sion, storage, and carriage structures.

1 (ii) EXCLUSION.—In this paragraph,
2 the term “water resource facility” does not
3 include wildlife guzzlers.

4 (B) RESTRICTION ON NEW WATER RE-
5 SOURCE FACILITIES.—Except as otherwise pro-
6 vided in this title, on or after the date of the
7 enactment of this Act, neither the President nor
8 any other officer, employee, or agent of the
9 United States shall fund, assist, authorize, or
10 issue a license or permit for the development of
11 any new water resource facility within any wil-
12 derness area, including a portion of a wilder-
13 ness area, that is located in the County.

14 **SEC. 133. FISH AND WILDLIFE MANAGEMENT.**

15 (a) IN GENERAL.—In accordance with section
16 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)),
17 nothing in this title affects or diminishes the jurisdiction
18 of the State with respect to fish and wildlife management,
19 including the regulation of hunting, fishing, and trapping,
20 in the Wilderness.

21 (b) MANAGEMENT ACTIVITIES.—In furtherance of
22 the purposes and principles of the Wilderness Act (16
23 U.S.C. 1131 et seq.), the Secretary concerned may con-
24 duct any management activities in the Wilderness that are
25 necessary to maintain or restore fish and wildlife popu-

1 lations and the habitats to support the populations, if the
2 activities are carried out—

3 (1) in a manner that is consistent with relevant
4 wilderness management plans; and

5 (2) in accordance with—

6 (A) the Wilderness Act (16 U.S.C. 1131 et
7 seq.); and

8 (B) appropriate policies, such as those set
9 forth in Appendix B of the report of the Com-
10 mittee on Interior and Insular Affairs of the
11 House of Representatives accompanying H.R.
12 2570 of the 101st Congress (House Report
13 101–405), including the occasional and tem-
14 porary use of motorized vehicles and aircraft if
15 the use, as determined by the Secretary con-
16 cerned, would promote healthy, viable, and
17 more naturally distributed wildlife populations
18 that would enhance wilderness values with the
19 minimal impact necessary to reasonably accom-
20 plish those tasks.

21 (c) EXISTING ACTIVITIES.—Consistent with section
22 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)(1)) and
23 in accordance with appropriate policies such as those set
24 forth in Appendix B of the report of the Committee on
25 Interior and Insular Affairs of the House of Representa-

1 tives accompanying H.R. 2570 of the 101st Congress
2 (House Report 101–405), the State may continue to use
3 aircraft, including helicopters, to survey, capture, trans-
4 plant, monitor, and provide water for wildlife populations
5 in the Wilderness.

6 (d) HUNTING, FISHING, AND TRAPPING.—

7 (1) IN GENERAL.—The Secretary concerned
8 may designate areas in which, and establish periods
9 during which, for reasons of public safety, adminis-
10 tration, or compliance with applicable laws, no hunt-
11 ing, fishing, or trapping will be permitted in the Wil-
12 derness.

13 (2) CONSULTATION.—Except in emergencies,
14 the Secretary concerned shall consult with the ap-
15 propriate State agency and notify the public before
16 making any designation under paragraph (1).

17 (e) COOPERATIVE AGREEMENT.—

18 (1) IN GENERAL.—The State (including a des-
19 ignee of the State) may conduct wildlife manage-
20 ment activities in the Wilderness—

21 (A) in accordance with the terms and con-
22 ditions specified in the cooperative agreement
23 between the Secretary of the Interior and the
24 State entitled “Memorandum of Understanding
25 between the Bureau of Land Management and

1 the Nevada Department of Wildlife Supplement
2 No. 9” and signed November and December
3 2003, including any amendments to the cooper-
4 ative agreement agreed to by the Secretary of
5 the Interior and the State; and

6 (B) subject to all applicable laws (including
7 regulations).

8 (2) REFERENCES; CLARK COUNTY.—For the
9 purposes of this subsection, any reference to Clark
10 County in the cooperative agreement described in
11 paragraph (1)(A) shall be considered to be a ref-
12 erence to the Wilderness.

13 **SEC. 134. RELEASE OF WILDERNESS STUDY AREA.**

14 (a) FINDING.—Congress finds that, for the purposes
15 of section 603(c) of the Federal Land Policy and Manage-
16 ment Act of 1976 (43 U.S.C. 1782(c)), the approximately
17 1,065 acres of public land in the Burbank Canyons Wil-
18 derness study area not designated as wilderness by this
19 title has been adequately studied for wilderness designa-
20 tion.

21 (b) RELEASE.—Any public land described in sub-
22 section (a) that is not designated as wilderness by this
23 title—

1 (1) is no longer subject to section 603(c) of the
 2 Federal Land Policy and Management Act of 1976
 3 (43 U.S.C. 1782(c)); or

4 (2) shall be managed in accordance with—

5 (A) land management plans adopted under
 6 section 202 of the Federal Land Policy and
 7 Management Act of 1976 (43 U.S.C. 1712);
 8 and

9 (B) cooperative conservation agreements in
 10 existence on the date of the enactment of this
 11 Act.

12 **SEC. 135. NATIVE AMERICAN CULTURAL AND RELIGIOUS**
 13 **USES.**

14 Nothing in this title alters or diminishes the treaty
 15 rights of any Indian tribe (as defined in section 4 of the
 16 Indian Self-Determination and Education Assistance Act
 17 (25 U.S.C. 450b)).

18 **Subtitle D—Transfer of Adminis-**
 19 **trative Jurisdiction Over Forest**
 20 **Service Land**

21 **SEC. 141. AUTHORITY OF FOREST SERVICE TO TRANSFER**
 22 **ADMINISTRATIVE JURISDICTION TO STATE**
 23 **OR COUNTY FOR PUBLIC PURPOSES.**

24 (a) IN GENERAL.—Consistent with section 3(b) of
 25 Public Law 96–586 (commonly known as the “Santini-

1 Burton Act”; 94 Stat. 3384), and subject to valid existing
2 rights, on receipt of a request by the State or County and
3 subject to such terms and conditions as are satisfactory
4 to the Secretary of Agriculture, the Secretary may trans-
5 fer the Forest Service land or interests in Forest Service
6 land described in subsection (b) to the State or County,
7 without consideration, to protect the environmental quality
8 and public recreational use of the transferred Forest Serv-
9 ice land.

10 (b) DESCRIPTION OF LAND.—The land referred to in
11 subsection (a) is any Forest Service land that is located
12 within the boundaries of the area acquired under Public
13 Law 96–586 (commonly known as the “Santini-Burton
14 Act”; 94 Stat. 3381) that is—

15 (1) unsuitable for Forest Service Administra-
16 tion; or

17 (2) necessary for a public purpose.

18 (c) USE OF LAND.—A parcel of land conveyed pursu-
19 ant to subsection (a) shall—

20 (1) be managed by the State or County, as ap-
21 plicable—

22 (A) to maintain undeveloped open space
23 and to preserve the natural characteristics of
24 the transferred land in perpetuity; and

1 (B) to protect and enhance water quality,
2 stream environment zones, and important wild-
3 life habitat; and

4 (2) be used by the State or County, as applica-
5 ble, for recreation or other public purposes including
6 trails, trailheads, fuel reduction, flood control, and
7 other infrastructure consistent with the Act of June
8 14, 1926 (43 U.S.C. 869 et seq.).

9 (d) REVERSION.—If a parcel of land transferred
10 under subsection (a) is used in a manner that is incon-
11 sistent with subsection (c), the parcel of land shall, at the
12 discretion of the Secretary of Agriculture, revert to the
13 United States.

14 **SEC. 142. SPECIAL USE PERMITS FOR RECREATION AND**
15 **PUBLIC PURPOSES.**

16 (a) ISSUANCE OF SPECIAL USE PERMITS.—Not later
17 than one year after the date on which the Secretary of
18 Agriculture receives an application from the County or
19 unit of local government for the use of the Federal land
20 outlined in subsection (b), the Secretary, in accordance
21 with all applicable laws shall—

22 (1) issue to the County a special use permit for
23 recreation and public purposes; and

24 (2) authorize a permit length up to 30 years or
25 longer for the use of those lands.

1 (b) DESCRIPTION OF LAND.—The land referenced in
2 subsection (a) applies to approximately 188 acres of Fed-
3 eral land located in the County that is identified as “Di-
4 rected Special Use Permit” on the Map.

5 **TITLE II—INCLINE VILLAGE**
6 **FIRE PROTECTION**

7 **SEC. 201. PURPOSE.**

8 The purpose of this title is to improve hazardous fuels
9 management and enhance public recreation through the
10 conveyance of Federal land to Incline Village General Im-
11 provement District in Nevada for public purposes.

12 **SEC. 202. DEFINITIONS.**

13 In this title:

14 (1) SECRETARY.—The term “Secretary” means
15 the Secretary of Agriculture.

16 (2) DISTRICT.—The term “District” means the
17 Incline Village General Improvement District in the
18 State of Nevada.

19 **SEC. 203. LAND CONVEYANCES FOR PUBLIC PURPOSES.**

20 (a) AUTHORIZATION OF CONVEYANCE.—In consider-
21 ation of the District assuming from the United States all
22 liability for administration, care and maintenance, within
23 180 days after the effective date of this title, the Secretary
24 shall convey to the District without consideration all right,
25 title, and interest of the United States in and to the par-

1 cels of Federal land described in subsection (b) for public
2 uses including fire risk reduction activities, public recre-
3 ation, and any other public purpose.

4 (b) DESCRIPTION OF FEDERAL LAND.—The Federal
5 land referred to in subsection (a) is depicted on the map
6 entitled “Incline Village Fire Protection Act Map” and
7 dated May 2019.

8 (c) COSTS.—Any costs relating to the conveyance au-
9 thorized under subsection (c), including any costs for sur-
10 veys and other administrative costs, shall be paid by the
11 District.

12 (d) REVERSION.—If the land conveyed under sub-
13 section (a) is used in a manner inconsistent with sub-
14 section (a), the Federal land shall, at the discretion of the
15 Secretary, revert to the United States.

16 **TITLE III—NORTHERN NEVADA**
17 **FLOOD PROTECTION AND**
18 **MANAGEMENT**

19 **SEC. 301. PURPOSE.**

20 This purpose of this title is to convey certain Federal
21 land along the Truckee River in Nevada to the Truckee
22 River Flood Management Authority for the purpose of en-
23 vironmental restoration and flood control management.

24 **SEC. 302. DEFINITIONS.**

25 In this title:

1 (1) SECRETARY.—The term “Secretary” means
2 the Secretary of the Interior, including the Bureau
3 of Land Management and the Bureau of Reclama-
4 tion.

5 (2) TRFMA.—The term “TRFMA” means the
6 Truckee River Flood Management Authority in the
7 State of Nevada.

8 **SEC. 303. LAND CONVEYANCES FOR FLOOD PROTECTION.**

9 (a) AUTHORIZATION OF CONVEYANCE.—The Sec-
10 retary shall convey to the Truckee River Flood Manage-
11 ment Authority without consideration all right, title, and
12 interest of the United States in and to the parcels of Fed-
13 eral land described in subsection (b) for the purposes of
14 flood attenuation, riparian restoration, and protection
15 along the Truckee River in Nevada. Upon conveyance,
16 TRFMA will coordinate with Storey County, as needed,
17 in order to provide easements for access and use to nec-
18 essary infrastructure located immediately south of the
19 Truckee River and Interstate 80.

20 (b) DESCRIPTION OF FEDERAL LAND.—The Federal
21 land referred to in subsection (a) is depicted as “flood con-
22 trol conveyances” on the map entitled “Northern Nevada
23 Flood Protection Management Land Conveyance Map”
24 and dated May 2019.

1 (c) COSTS.—Any costs relating to the conveyance au-
 2 thorized under subsection (c), including any costs for sur-
 3 veys and other administrative costs, shall be paid by the
 4 TRFMA.

5 (d) REVERSION.—If the land conveyed under sub-
 6 section (a) is used in a manner inconsistent with sub-
 7 section (a), the Federal land shall, at the discretion of the
 8 Secretary, revert to the United States.

9 **TITLE IV—LANDER COUNTY**
 10 **LAND MANAGEMENT AND**
 11 **CONSERVATION**

12 **SEC. 401. DEFINITIONS.**

13 In this title:

14 (1) COUNTY.—The term “County” means
 15 Lander County, Nevada.

16 (2) MAP.—The term “Map” means the map en-
 17 titled “Lander County Land Management and Con-
 18 servation Act” and dated February, 2020.

19 (3) SECRETARY.—The term “Secretary” means
 20 the Secretary of the Interior.

21 (4) SECRETARY OF AGRICULTURE.—The term
 22 “Secretary of Agriculture” means the Secretary of
 23 Agriculture, acting through the Chief of the Forest
 24 Service.

1 **SEC. 402. FINDINGS.**

2 Congress finds the following:

3 (1) Wildland fires pose threats to public and
4 private natural resources in Lander County and ex-
5 panding and improving the airports in Lander Coun-
6 ty to include available adjacent lands would support
7 fire-fighting capabilities.

8 (2) The protection, development, and use of
9 water resources in Lander County play a key role in
10 the major economic activity for the County including
11 developments, mining, agriculture, tourism, rec-
12 reational activity, and conservation.

13 (3) Recreational and public park opportunities
14 in Lander County could be substantially enhanced
15 through expansion of the County park system.

16 **SEC. 403. CONVEYANCE TO LANDER COUNTY, NEVADA.**

17 (a) WATERSHED PROTECTION, RECREATION, AND
18 PARKS.—Notwithstanding sections 202 and 203 of the
19 Federal Land Policy and Management Act of 1976 (43
20 U.S.C. 1712, 1713), no later than 60 days after lands are
21 identified by the County, the Secretary and Secretary of
22 Agriculture shall convey to the County, subject to valid
23 existing rights, for no consideration, all right, title, and
24 interest, including mineral rights, of the United States in
25 and to the parcels of Federal land described on the map

1 identified as lands for watershed protection, recreation,
2 and parks.

3 (b) AIRPORT FACILITY.—Notwithstanding the land
4 use planning requirements contained in sections 202 and
5 203 of the Federal Land Policy and Management Act of
6 1976 (43 U.S.C. 1712 and 1713), the Secretary shall con-
7 vey to the County, subject to valid existing rights, for no
8 consideration, all right, title, and interest, including min-
9 eral rights, of the United States in and to the parcels of
10 Federal land on the map entitled “Lander County, Ne-
11 vada-Airport Selections” for the purpose of improving air-
12 port facility and related infrastructure.

13 (c) COSTS.—Only survey costs relating to any convey-
14 ance under subsection (b) shall be paid by the County.

15 **SEC. 404. SURVEY.**

16 The exact acreage and legal description of the Fed-
17 eral land to be conveyed under this title shall be deter-
18 mined by a survey satisfactory to the Secretary and the
19 County.

20 **SEC. 405. MAPS, ESTIMATES, DESCRIPTIONS.**

21 (a) MINOR ERRORS.—The Secretary, the Secretary
22 of Agriculture, and the County may, by mutual agree-
23 ment—

24 (1) make minor boundary adjustments to the
25 Federal lands involved in the conveyance; and

1 (2) correct any minor errors in any map, acre-
 2 age estimate, or description of any land to be con-
 3 veyed.

4 (b) CONFLICT.—If there is a conflict between a map,
 5 an acreage estimate, or a description of land under this
 6 title, the map shall control unless the Secretary, the Sec-
 7 retary of Agriculture, and the County mutually agree oth-
 8 erwise.

9 (c) AVAILABILITY.—The Secretary shall file and
 10 make available for public inspection in the Nevada head-
 11 quarters of the Bureau of Land Management and Battle
 12 Mountain Field Office copies of all maps referred to in
 13 this title.

14 **SEC. 406. REVERSION.**

15 A conveyance under this title shall include a rever-
 16 sionary clause to ensure that management of the land de-
 17 scribed in that subsection shall revert to the Secretary if
 18 the land is no longer being managed in accordance with
 19 the purposes identified in section 403 of this title.

20 **TITLE V—RUBY MOUNTAINS**
 21 **PROTECTION ACT**

22 **SEC. 501. SHORT TITLE.**

23 This title may be cited as the “Ruby Mountains Pro-
 24 tection Act”.

1 **SEC. 502. WITHDRAWAL OF CERTAIN NATIONAL FOREST**
2 **SYSTEM LAND.**

3 (a) WITHDRAWAL.—Subject to valid existing rights,
4 the approximately 309,272 acres of Federal land and in-
5 terests in the land located in the Ruby Mountains subdis-
6 trict of the Humboldt-Toiyabe National Forest within the
7 area depicted on the Forest Service map entitled “S. 258
8 Ruby Mountains Protective Act” and dated December 5,
9 2019, as “National Forest System Lands” are withdrawn
10 from all forms of operation under the mineral leasing laws.

11 (b) APPLICATION.—Any land or interest in land with-
12 in the boundary of the Ruby Mountains subdistrict of the
13 Humboldt-Toiyabe National Forest that is acquired by the
14 United States after the date of the enactment of this Act
15 shall be withdrawn in accordance with subsection (a).

16 (c) AVAILABILITY OF MAP.—The map described in
17 subsection (a) shall be on file and available for public in-
18 spection in the appropriate offices of the Forest Service.

19 **SEC. 503. WITHDRAWAL OF CERTAIN NATIONAL WILDLIFE**
20 **REFUGE SYSTEM LAND.**

21 (a) WITHDRAWAL.—

22 (1) IN GENERAL.—Subject to valid existing
23 rights, the approximately 39,926.10 acres of Federal
24 land and interests in the land located in the Ruby
25 Lake National Wildlife Refuge and depicted on the
26 United States Fish and Wildlife Service map entitled

1 “S. XXX Ruby Mountains Protection Act” and
2 dated February 23, 2021, as “Ruby Lake National
3 Wildlife Refuge” are withdrawn from all forms of
4 operation under the mineral leasing laws, subject to
5 paragraph (2).

6 (2) EXCEPTION.—The withdrawal under para-
7 graph (1) shall not apply to noncommercial refuge
8 management activities by the United States Fish
9 and Wildlife Service.

10 (b) APPLICATION.—Any land or interest in land with-
11 in the boundary of the Ruby Lake National Wildlife Ref-
12 uge that is acquired by the United States after the date
13 of the enactment of this Act shall be withdrawn in accord-
14 ance with subsection (a).

15 (c) AVAILABILITY OF MAP.—The map described in
16 subsection (a)(1) shall be on file and available for public
17 inspection in the appropriate offices of the United States
18 Fish and Wildlife Service.

19 **TITLE VI—CARSON CITY PUBLIC** 20 **LANDS CORRECTION**

21 **SEC. 601. DEFINITIONS.**

22 (a) SECRETARY.—The term “Secretary” means—

23 (1) the Secretary of Agriculture with respect to
24 land in the National Forest System; and

1 (2) the Secretary of the Interior with respect to
2 other Federal land.

3 (b) CITY.—The term “City” means Carson City, Ne-
4 vada.

5 (c) CARSON CITY FEDERAL LAND COLLABORATION
6 COMMITTEE.—The term “Carson City Federal Land Col-
7 laboration Committee” means a committee comprised of—

8 (1) the City Manager;

9 (2) a designee of the City Manager; and

10 (3) not more than 3 members appointed by the
11 Carson City Board of Supervisors to represent areas
12 of Carson City’s government, including the Parks,
13 Recreation, and Open Space Department, the Com-
14 munity Development Department, Property Manage-
15 ment.

16 **SEC. 602. LAND CONVEYANCES.**

17 (a) CONVEYANCE.—Subject to valid existing rights
18 and notwithstanding the land use planning requirements
19 of section 202 of the Federal Land Policy and Manage-
20 ment Act of 1976 (43 U.S.C. 1712), the Secretary shall
21 convey to the City, without consideration, all right, title,
22 and interest of the United States in and to the land de-
23 scribed in subsection (b).

24 (b) DESCRIPTION OF LAND.—The land referred to in
25 subsection (a) is the approximately 258 acres depicted as

1 “Lands to Acquire” on the map entitled “Carson City
2 OPLMA Lands” and dated 2018.

3 (c) COSTS.—Any costs relating to the conveyance
4 under subsection (a), including costs of surveys and ad-
5 ministrative costs, shall be paid by the City and are eligi-
6 ble for reimbursement under the account as described in
7 section 606(a) of this title.

8 (d) SALE OR LEASE OF LAND TO THIRD PARTIES.—
9 The City may enter into an agreement to sell, lease, or
10 otherwise convey all or part of the land described in sub-
11 section (b).

12 (e) CONDITIONS.—The City shall sell the land at fair
13 market value, and proceeds will be deposited in the ac-
14 count as described in section 606(a) of this title.

15 **SEC. 603. CARSON CITY STREET CONNECTOR CONVEYANCE.**

16 (a) AUTHORIZATION OF CONVEYANCE.—The Sec-
17 retary concerned shall convey to Carson City without con-
18 sideration all right, title, and interest of the United States
19 in and to the parcels of Federal land described in sub-
20 section (b) for expansion of roadway.

21 (b) DESCRIPTION OF FEDERAL LAND.—The Federal
22 land referred to in subsection (a) is depicted as “Proposed
23 Land Transfer” on the map entitled “Carson City
24 OPLMA Lands” and dated February 28, 2019.

1 (c) COSTS.—Any costs relating to the conveyance au-
 2 thorized under subsection (a), including any costs for sur-
 3 veys and other administrative costs, shall be paid by the
 4 city.

5 (d) REVERSION.—If the land conveyed under sub-
 6 section (a) is used in a manner inconsistent with sub-
 7 section (a), the Federal land shall, at the discretion of the
 8 Secretary, revert to the United States.

9 **SEC. 604. AMENDMENT TO REVERSIONARY INTERESTS.**

10 (a) SALE OR LEASE OF LAND TO THIRD PARTIES.—
 11 Section 2601(b)(4) of Public Law 111–11 (123 Stat.
 12 1111) is amended by inserting after subparagraph (D),
 13 the following:

14 “(E) SALE OR LEASE OF LAND TO THIRD
 15 PARTIES.—The City may enter into an agree-
 16 ment to sell, lease, or otherwise convey all or
 17 part of the land described in subparagraph (D)
 18 to third parties for public purposes.”.

19 (b) CONDITIONS.—The sale of any land under sub-
 20 section (a) shall be for not less than fair market value.

21 **SEC. 605. DISPOSAL OF FEDERAL LAND.**

22 (a) DISPOSAL.—Subject to valid existing rights and
 23 notwithstanding the land use planning requirements of
 24 section 202 of the Federal Land Policy and Management

1 Act of 1976 (43 U.S.C. 1712), the Secretary shall dispose
2 of the land described in subsection (b).

3 (b) DESCRIPTION OF LAND.—The land referred to in
4 subsection (a) is the approximately 28 acres depicted as
5 “Lands for BLM Disposal” on the map entitled “Carson
6 City OPLMA Lands” and dated 2018.

7 (c) COSTS.—Any costs relating to the disposal under
8 subsection (a), including costs of surveys and administra-
9 tive costs, shall be paid by the party entering into the dis-
10 posal agreement with the Bureau of Land Management
11 for the land described in subsection (b).

12 (d) CONDITIONS.—Upon disposal, the City shall re-
13 tain—

14 (1) a public utility easement concurrent with
15 Koontz Lane and Conti Drive, which provides
16 waterlines and access to the water tank immediately
17 east of the subject parcels; and

18 (2) an existing drainage easement for a future
19 detention basin located on APN 010–152–06 de-
20 picted as “Lands for BLM Disposal” on the map
21 entitled “Carson City OPLMA Lands” and dated
22 2018.

23 **SEC. 606. TRANSFER OF LAND TO THE UNITED STATES.**

24 (a) CONVEYANCE.—Not later than 180 days after the
25 date of the enactment of this Act, the City shall convey

1 all right and title of the land described in subsection (b)
2 to the Secretary of the Interior.

3 (b) DESCRIPTION OF LAND.—The land referred to in
4 subsection (a) is the approximately 17 acres depicted as
5 “Lands for Disposal” on the map entitled “Carson City
6 OPLMA Lands” and dated 2018.

7 (c) DISPOSAL.—Subject to valid existing rights and
8 notwithstanding the land use planning requirements of
9 section 202 of the Federal Land Policy and Management
10 Act of 1976 (43 U.S.C. 1712), the Secretary shall dispose
11 of the land described in subsection (b).

12 (d) COSTS.—

13 (1) COSTS RELATED TO DISPOSAL.—Any costs
14 relating to the disposal under subsection (c), includ-
15 ing costs of surveys and administrative costs, shall
16 be paid by the party entering into the disposal
17 agreement with the Bureau of Land Management
18 for the land described in subsection (b).

19 (2) COSTS RELATED TO CONVEYANCE.—Any
20 costs relating to the conveyance under subsection
21 (a), including costs of surveys and administrative
22 costs, shall be paid by the City and is eligible for re-
23 imbursement through the account as described in
24 section 606(a) of this title.

1 (e) CONDITIONS.—Upon disposal, the City shall re-
2 tain—

3 (1) access and a public utility easement on
4 APN 010–252–02 for operation and maintenance of
5 a municipal well; and

6 (2) a public right-of-way for Bennet Avenue.

7 **SEC. 607. DISPOSITION OF PROCEEDS.**

8 (a) DISPOSITION OF PROCEEDS.—The proceeds from
9 the sale of land under sections 602, 603, 604, and 605
10 of this title, and section 2601(e)(1)(B) of Public Law
11 111–11 (123 Stat. 1111(e)(1)(B)) shall be deposited in
12 a special account in the Treasury of the United States,
13 to be known as the “Carson City Special Account”, which
14 shall be available to the Secretary in collaboration with
15 and if approved in writing by the Carson City Federal
16 Land Collaboration Committee, for—

17 (1) the reimbursement of costs incurred by the
18 Secretary in preparing for the sale of the land de-
19 scribed in sections 602, 604, and 605 of this title,
20 and section 2601(e)(1)(B) of Public Law 111–11
21 (123 Stat. 1111(e)(1)(B)), including—

22 (A) the costs of surveys and appraisals;
23 and

24 (B) the costs of compliance with the Na-
25 tional Environmental Policy Act of 1969 (42

1 U.S.C. 4321 et seq.) and sections 202 and 203
2 of the Federal Land Policy and Management
3 Act of 1976 (43 U.S.C. 1712, 1713);

4 (2) the reimbursement of costs incurred as de-
5 scribed in paragraphs (3) through (8) by the City
6 for lands under sections 602, 603, 604, and 605 of
7 this title and section 2601(d) of Public Law 111–11
8 (123 Stat. 1111(d));

9 (3) the conduct of wildlife habitat conservation
10 and restoration projects, including projects that ben-
11 efit the greater sage-grouse in the City;

12 (4) the development and implementation of
13 comprehensive, cost-effective, multijurisdictional haz-
14 ardous fuels reduction and wildfire prevention and
15 restoration projects in the City;

16 (5) the acquisition of environmentally sensitive
17 land or interest in environmentally sensitive land in
18 Carson City, Nevada;

19 (6) wilderness protection and processing wilder-
20 ness designation, including the costs of appropriate
21 fencing, signage, public education, and enforcement
22 for the wilderness areas designated through this
23 title;

1 (7) capital improvements administered by the
2 Bureau of Land Management and the Forest Service
3 in the City; and

4 (8) educational purposes specific to the City.

5 (b) INVESTMENT OF SPECIAL ACCOUNT.—Amounts
6 deposited into the Carson City Special Account—

7 (1) shall earn interest in an amount determined
8 by the Secretary of the Treasury, based on the cur-
9 rent average market yield on outstanding marketable
10 obligations of the United States of comparable ma-
11 turities; and

12 (2) may be expended by the Secretary in ac-
13 cordance with this section.

14 (c) MANAGEMENT OF SPECIAL ACCOUNT.—The man-
15 agement and procedures thereof of the Carson City Spe-
16 cial Account shall be determined by an intergovernmental
17 agreement between the City and the Department of the
18 Interior’s Bureau of Land Management, Carson City of-
19 fice.

20 **SEC. 608. POSTPONEMENT; EXCLUSION FROM SALE.**

21 Section 2601(d)(6) of Public Law 111–11 (123 Stat.
22 1113) is amended to read as follows:

23 “(6) DEADLINE FOR SALE.—Not later than 1
24 year after the date of the enactment of the Northern
25 Nevada Economic Development, Conservation, and

1 Military Modernization Act of 2021, if there is a
2 qualified bidder for the land described in subpara-
3 graphs (A) and (B) of paragraph (2), the Secretary
4 of the Interior shall offer the land for sale to the
5 qualified bidder.”.

6 **TITLE VII—PERSHING COUNTY**
7 **ECONOMIC DEVELOPMENT**
8 **AND CONSERVATION**

9 **SEC. 701. SHORT TITLE.**

10 This title may be cited as the “Pershing County Eco-
11 nomic Development and Conservation Act”.

12 **SEC. 702. DEFINITIONS.**

13 In this title:

14 (1) COUNTY.—The term “County” means Per-
15 shing County, Nevada.

16 (2) SECRETARY.—The term “Secretary” means
17 the Secretary of the Interior.

18 (3) STATE.—The term “State” means the State
19 of Nevada.

20 (4) WILDERNESS AREA.—The term “wilderness
21 area” means a wilderness area designated by section
22 721(a) of this title.

Subtitle A—Checkerboard Land Resolution

SEC. 711. FINDINGS.

Congress finds that—

(1) since the passage of the Act of July 1, 1862 (12 Stat. 489, chapter 120; commonly known as the “Pacific Railway Act of 1862”), under which railroad land grants along the Union Pacific Railroad right-of-way created a checkerboard land pattern of alternating public land and privately owned land, management of the land in the checkerboard area has been a constant source of frustration for the County government, private landholders in the County, and the Federal Government;

(2) management of Federal land in the checkerboard area has been costly and difficult for the Federal land management agencies, creating a disincentive to manage the land effectively;

(3) parcels of land within the checkerboard area in the County will not vary significantly in appraised value by acre due to the similarity of highest and best use in the County; and

(4) consolidation of appropriate land within the checkerboard area through sales and exchanges for development and Federal management will—

1 (A) help improve the tax base of the Coun-
2 ty; and

3 (B) simplify management for the Federal
4 Government.

5 **SEC. 712. DEFINITIONS.**

6 In this title:

7 (1) **ELIGIBLE LAND.**—The term “eligible land”
8 means any land administered by the Director of the
9 Bureau of Land Management—

10 (A) that is within the area identified on
11 the Map as “Checkerboard Lands Resolution
12 Area” that is designated for disposal by the
13 Secretary through—

14 (i) the Winnemucca Consolidated Re-
15 source Management Plan; or

16 (ii) any subsequent amendment or re-
17 vision to the management plan that is un-
18 dertaken with full public involvement; and

19 (B) that is not encumbered land.

20 (2) **ENCUMBERED LAND.**—The term “encum-
21 bered land” means any land administered by the Di-
22 rector of the Bureau of Land Management within
23 the area identified on the Map as “Checkerboard
24 Lands Resolution Area” that is encumbered by min-
25 ing claims, millsites, or tunnel sites.

1 (3) MAP.—The term “Map” means the map
2 prepared under section 713(b)(1) of this title.

3 (4) QUALIFIED ENTITY.—The term “qualified
4 entity” means, with respect to a portion of encum-
5 bered land—

6 (A) the owner of a mining claim, millsite,
7 or tunnel site located on a portion of the en-
8 cumbered land on the date of the enactment of
9 this Act; and

10 (B) a successor in interest of an owner de-
11 scribed in subparagraph (A).

12 **SEC. 713. SALE OR EXCHANGE OF ELIGIBLE LAND.**

13 (a) AUTHORIZATION OF CONVEYANCE.—Notwith-
14 standing sections 202, 203, 206, and 209 of the Federal
15 Land Policy and Management Act of 1976 (43 U.S.C.
16 1712, 1713, 1716, 1719), as soon as practicable after the
17 date of the enactment of this Act, the Secretary, in accord-
18 ance with this title and any other applicable law and sub-
19 ject to valid existing rights, shall conduct sales or ex-
20 changes of the eligible land.

21 (b) MAP.—

22 (1) IN GENERAL.—As soon as practicable after
23 the date of the enactment of this Act, the Secretary
24 shall prepare a map that depicts the boundaries of
25 the land identified for disposal under this title, to be

1 identified as the “Checkerboard Lands Resolution
2 Area” on the Map.

3 (2) MINOR CORRECTIONS.—The Secretary, in
4 consultation with the County, may correct minor er-
5 rors in the Map.

6 (c) JOINT SELECTION REQUIRED.—After providing
7 public notice, the Secretary and the County shall jointly
8 select parcels of eligible land to be offered for sale or ex-
9 change under subsection (a).

10 (d) METHOD OF SALE.—A sale of eligible land under
11 subsection (a) shall be—

12 (1) consistent with subsections (d) and (f) of
13 section 203 of the Federal Land Policy and Manage-
14 ment Act of 1976 (43 U.S.C. 1713);

15 (2) conducted through a competitive bidding
16 process, under which adjoining landowners are of-
17 fered the first option, unless the Secretary deter-
18 mines there are suitable and qualified buyers that
19 are not adjoining landowners; and

20 (3) for not less than fair market value, based
21 on an appraisal in accordance with the Uniform
22 Standards of Professional Appraisal Practice and
23 this title.

24 (e) LAND EXCHANGES.—

1 (1) IN GENERAL.—Not later than 1 year after
2 the date of the enactment of this Act and subject to
3 the joint selection requirements under subsection (c),
4 the Secretary shall offer to exchange all eligible land
5 under this section for private land.

6 (2) ADJACENT LAND.—To the extent prac-
7 ticable, the Secretary shall seek to enter into agree-
8 ments with one or more owners of private land adja-
9 cent to the eligible land for the exchange of the pri-
10 vate land for the eligible land, if the Secretary deter-
11 mines that the exchange would consolidate Federal
12 land ownership and facilitate improved Federal land
13 management.

14 (3) PRIORITY LAND EXCHANGES.—In acquiring
15 private land under this subsection, the Secretary
16 shall give priority to the acquisition of private land
17 in higher-value natural resource areas in the County.

18 (f) MASS APPRAISALS.—

19 (1) IN GENERAL.—Not later than 1 year after
20 the date of the enactment of this Act, and every 5
21 years thereafter, the Secretary shall—

22 (A) conduct a mass appraisal of eligible
23 land to be sold or exchanged under this section;

24 (B) prepare an evaluation analysis for each
25 land transaction under this section; and

1 (C) make available to the public the results
2 of the mass appraisals conducted under sub-
3 paragraph (A).

4 (2) USE.—The Secretary may use mass ap-
5 praisals and evaluation analyses conducted under
6 paragraph (1) to facilitate exchanges of eligible land
7 for private land.

8 (g) DEADLINE FOR SALE OR EXCHANGE; EXCLU-
9 SIONS.—

10 (1) DEADLINE.—Not later than 90 days after
11 the date on which the eligible land is jointly selected
12 under subsection (c), the Secretary shall offer for
13 sale or exchange the parcels of eligible land jointly
14 selected under that subsection.

15 (2) POSTPONEMENT OR EXCLUSION.—The Sec-
16 retary or the County may postpone, or exclude from,
17 a sale or exchange of all or a portion of the eligible
18 land jointly selected under subsection (c) for emer-
19 gency ecological or safety reasons.

20 (h) WITHDRAWAL.—

21 (1) IN GENERAL.—Subject to valid existing
22 rights and mining claims, millsites, and tunnel sites,
23 effective on the date on which a parcel of eligible
24 land is jointly selected under subsection (c) for sale
25 or exchange, that parcel is withdrawn from—

1 (A) all forms of entry and appropriation
2 under the public land laws, including the min-
3 ing laws;

4 (B) location, entry, and patent under the
5 mining laws; and

6 (C) operation of the mineral leasing and
7 geothermal leasing laws.

8 (2) TERMINATION.—The withdrawal of a parcel
9 of eligible land under paragraph (1) shall termi-
10 nate—

11 (A) on the date of sale or, in the case of
12 exchange, the conveyance of title of the parcel
13 of eligible land under this section; or

14 (B) with respect to any parcel of eligible
15 land selected for sale or exchange under sub-
16 section (c) that is not sold or exchanged, not
17 later than 2 years after the date on which the
18 parcel was offered for sale or exchange under
19 this section.

20 **SEC. 714. SALE OF ENCUMBERED LAND.**

21 (a) AUTHORIZATION OF CONVEYANCE.—Notwith-
22 standing sections 202, 203, 206, and 209 of the Federal
23 Land Policy and Management Act of 1976 (43 U.S.C.
24 1712, 1713, 1716, 1719), not later than 90 days after
25 the date of the enactment of this Act and subject to valid

1 existing rights held by third parties, the Secretary shall
2 offer to convey to qualified entities, for fair market value,
3 the remaining right, title, and interest of the United
4 States, in and to the encumbered land.

5 (b) COSTS OF SALES TO QUALIFIED ENTITIES.—As
6 a condition of each conveyance of encumbered land under
7 this section, the qualified entity shall pay all costs related
8 to the conveyance of the encumbered land, including the
9 costs of surveys and other administrative costs associated
10 with the conveyance.

11 (c) OFFER TO CONVEY.—

12 (1) IN GENERAL.—Not later than 180 days
13 after the date on which the Secretary receives a fair
14 market offer from a qualified entity for the convey-
15 ance of encumbered land, the Secretary shall accept
16 the fair market value offer.

17 (2) APPRAISAL.—Fair market value of the in-
18 terest of the United States in and to encumbered
19 land shall be determined by an appraisal conducted
20 in accordance with the Uniform Standards of Pro-
21 fessional Appraisal Practice.

22 (d) CONVEYANCE.—Not later than 180 days after the
23 date of acceptance by the Secretary of an offer from a
24 qualified entity under subsection (c)(1) and completion of
25 a sale for all or part of the applicable portion of encum-

bered land to the qualified entity, the Secretary, by delivery of an appropriate deed, patent, or other valid instrument of conveyance, shall convey to the qualified entity all remaining right, title, and interest of the United States in and to the applicable portion of the encumbered land.

(e) MERGER.—Subject to valid existing rights held by third parties, on delivery of the instrument of conveyance to the qualified entity under subsection (d), the prior interests in the locatable minerals and the right to use the surface for mineral purposes held by the qualified entity under a mining claim, millsite, tunnel site, or any other Federal land use authorization applicable to the encumbered land included in the instrument of conveyance, shall merge with all right, title, and interest conveyed to the qualified entity by the United States under this section to ensure that the qualified entity receives fee simple title to the purchased encumbered land.

SEC. 715. DISPOSITION OF PROCEEDS.

(a) DISPOSITION OF PROCEEDS.—Of the proceeds from the sale of land under this title—

- (1) 5 percent shall be disbursed to the State for use in the general education program of the State;
- (2) 10 percent shall be disbursed to the County for use as determined through normal County budgeting procedures; and

1 (3) the remainder shall be deposited in a special
2 account in the Treasury of the United States, to be
3 known as the “Pershing County Special Account”,
4 which shall be available to the Secretary, in con-
5 sultation with the County, for—

6 (A) the acquisition of land from willing
7 sellers (including interests in land) in the Coun-
8 ty—

9 (i) within a wilderness area;

10 (ii) that protects other environ-
11 mentally significant land;

12 (iii) that secures public access to Fed-
13 eral land for hunting, fishing, and other
14 recreational purposes; or

15 (iv) that improves management of
16 Federal land within the area identified on
17 the Map as “Checkerboard Lands Resolu-
18 tion Area”; and

19 (B) the reimbursement of costs incurred by
20 the Secretary in preparing for the sale or ex-
21 change of land under this title.

22 (b) INVESTMENT OF SPECIAL ACCOUNT.—Any
23 amounts deposited in the special account established
24 under subsection (a)(3)—

1 (1) shall earn interest in an amount determined
2 by the Secretary of the Treasury, based on the cur-
3 rent average market yield on outstanding marketable
4 obligations of the United States of comparable ma-
5 turities; and

6 (2) may be expended by the Secretary in ac-
7 cordance with this section.

8 (c) REPORTS.—

9 (1) IN GENERAL.—Not later than September
10 30 of the fifth fiscal year after the date of the enact-
11 ment of this Act, and every 5 fiscal years thereafter,
12 the Secretary shall submit to the State, the County,
13 and the appropriate committees of Congress a report
14 on the operation of the special account established
15 under subsection (a)(3) for the preceding 5 fiscal
16 years.

17 (2) CONTENTS.—Each report submitted under
18 paragraph (1) shall include, for the fiscal year cov-
19 ered by the report—

20 (A) a statement of the amounts deposited
21 into the special account;

22 (B) a description of the expenditures made
23 from the special account for the fiscal year, in-
24 cluding the purpose of the expenditures;

1 (C) recommendations for additional au-
2 thorities to fulfill the purpose of the special ac-
3 count; and

4 (D) a statement of the balance remaining
5 in the special account at the end of the fiscal
6 year.

7 **SEC. 716. CONVEYANCE OF LAND FOR USE AS A PUBLIC**
8 **CEMETERY.**

9 (a) IN GENERAL.—The Secretary shall convey to the
10 County, without consideration, the Federal land described
11 in subsection (b).

12 (b) DESCRIPTION OF FEDERAL LAND.—The Federal
13 land referred to in subsection (a) is the approximately 10
14 acres of land depicted as “Unionville Cemetery” on the
15 Map.

16 (c) USE OF CONVEYED LAND.—The Federal land
17 conveyed under subsection (a) shall be used by the County
18 as a public cemetery.

19 **Subtitle B—Wilderness Areas**

20 **SEC. 721. ADDITIONS TO THE NATIONAL WILDERNESS**
21 **PRESERVATION SYSTEM.**

22 (a) ADDITIONS.—In accordance with the Wilderness
23 Act (16 U.S.C. 1131 et seq.), the following parcels of Fed-
24 eral land in the State are designated as wilderness and

1 as components of the National Wilderness Preservation
2 System:

3 (1) CAIN MOUNTAIN WILDERNESS.—Certain
4 Federal land managed by the Bureau of Land Man-
5 agement, comprising approximately 12,339 acres, as
6 generally depicted on the map entitled “Proposed
7 Cain Mountain Wilderness” and dated February 9,
8 2017, which, together with the Federal land des-
9 ignated as wilderness by section 403(a)(3) of divi-
10 sion A, shall be known as the “Cain Mountain Wil-
11 derness”.

12 (2) BLUEWING WILDERNESS.—Certain Federal
13 land managed by the Bureau of Land Management,
14 comprising approximately 24,900 acres, as generally
15 depicted on the map entitled “Proposed Bluewing
16 Wilderness” and dated February 9, 2017, which
17 shall be known as the “Bluewing Wilderness”.

18 (3) SELENITE PEAK WILDERNESS.—Certain
19 Federal land managed by the Bureau of Land Man-
20 agement, comprising approximately 22,822 acres, as
21 generally depicted on the map entitled “Proposed
22 Selenite Peak Wilderness” and dated February 9,
23 2017, which shall be known as the “Selenite Peak
24 Wilderness”.

1 (4) MOUNT LIMBO WILDERNESS.—Certain Fed-
2 eral land managed by the Bureau of Land Manage-
3 ment, comprising approximately 11,855 acres, as
4 generally depicted on the map entitled “Proposed
5 Mt. Limbo Wilderness” and dated February 9,
6 2017, which shall be known as the “Mount Limbo
7 Wilderness”.

8 (5) NORTH SAHWAVE WILDERNESS.—Certain
9 Federal land managed by the Bureau of Land Man-
10 agement, comprising approximately 13,875 acres, as
11 generally depicted on the map entitled “Proposed
12 North Sahwave Wilderness” and dated February 9,
13 2017, which shall be known as the “North Sahwave
14 Wilderness”.

15 (6) GRANDFATHERS WILDERNESS.—Certain
16 Federal land managed by the Bureau of Land Man-
17 agement, comprising approximately 35,339 acres, as
18 generally depicted on the map entitled “Proposed
19 Grandfathers Wilderness” and dated February 9,
20 2017, which shall be known as the “Grandfathers
21 Wilderness”.

22 (7) FENCEMAKER WILDERNESS.—Certain Fed-
23 eral land managed by the Bureau of Land Manage-
24 ment, comprising approximately 14,942 acres, as
25 generally depicted on the map entitled “Proposed

1 Fencemaker Wilderness” and dated February 9,
2 2017, which shall be known as the “Fencemaker
3 Wilderness”.

4 (b) BOUNDARY.—The boundary of any portion of a
5 wilderness area that is bordered by a road shall be 100
6 feet from the centerline of the road.

7 (c) MAP AND LEGAL DESCRIPTION.—

8 (1) IN GENERAL.—As soon as practicable after
9 the date of the enactment of this Act, the Secretary
10 shall file a map and legal description of each wilder-
11 ness area.

12 (2) EFFECT.—Each map and legal description
13 prepared under paragraph (1) shall have the same
14 force and effect as if included in this title, except
15 that the Secretary may correct clerical and typo-
16 graphical errors in the map or legal description.

17 (3) AVAILABILITY.—Each map and legal de-
18 scription prepared under paragraph (1) shall be on
19 file and available for public inspection in the appro-
20 priate offices of the Bureau of Land Management.

21 (4) WITHDRAWAL.—Subject to valid existing
22 rights, the wilderness areas designated by subsection
23 (a) are withdrawn from—

24 (A) all forms of entry, appropriation, and
25 disposal under the public land laws;

1 (B) location, entry, and patent under the
2 mining laws; and

3 (C) disposition under all laws relating to
4 mineral and geothermal leasing or mineral ma-
5 terials.

6 **SEC. 722. ADMINISTRATION.**

7 (a) MANAGEMENT.—Subject to valid existing rights,
8 the wilderness areas shall be administered by the Sec-
9 retary in accordance with the Wilderness Act (16 U.S.C.
10 1131 et seq.), except that with respect to the wilderness
11 areas—

12 (1) any reference in that Act to the effective
13 date shall be considered to be a reference to the date
14 of the enactment of this Act; and

15 (2) any reference in that Act to the Secretary
16 of Agriculture shall be considered to be a reference
17 to the Secretary.

18 (b) LIVESTOCK.—The grazing of livestock in the wil-
19 derness areas, if established before the date of the enact-
20 ment of this Act, shall be allowed to continue, subject to
21 such reasonable regulations, policies, and practices as the
22 Secretary considers to be necessary in accordance with—

23 (1) section 4(d)(4) of the Wilderness Act (16
24 U.S.C. 1133(d)(4)); and

1 (2) the guidelines set forth in Appendix A of
2 the report of the Committee on Interior and Insular
3 Affairs of the House of Representatives accom-
4 panying H.R. 2570 of the 101st Congress (House
5 Report 101–405).

6 (c) INCORPORATION OF ACQUIRED LAND AND INTER-
7 ESTS.—Any land or interest in land within the boundary
8 of a wilderness area that is acquired by the United States
9 after the date of the enactment of this Act shall be added
10 to and administered as part of the wilderness area.

11 (d) ADJACENT MANAGEMENT.—

12 (1) IN GENERAL.—Congress does not intend for
13 the designation of the wilderness areas to create pro-
14 tective perimeters or buffer zones around the wilder-
15 ness areas.

16 (2) NONWILDERNESS ACTIVITIES.—The fact
17 that nonwilderness activities or uses can be seen or
18 heard from areas within a wilderness area shall not
19 preclude the conduct of those activities or uses out-
20 side the boundary of the wilderness area.

21 (e) MILITARY OVERFLIGHTS.—Nothing in this title
22 restricts or precludes—

23 (1) low-level overflights of military aircraft over
24 the wilderness areas, including military overflights

1 that can be seen or heard within the wilderness
2 areas;

3 (2) flight testing and evaluation; or

4 (3) the designation or creation of new units of
5 special use airspace, or the establishment of military
6 flight training routes, over the wilderness areas.

7 (f) WILDFIRE, INSECT, AND DISEASE MANAGE-
8 MENT.—In accordance with section 4(d)(1) of the Wilder-
9 ness Act (16 U.S.C. 1133(d)(1)), the Secretary may take
10 such measures in the wilderness areas as are necessary
11 for the control of fire, insects, and diseases (including, as
12 the Secretary determines to be appropriate, the coordina-
13 tion of the activities with a State or local agency).

14 (g) CLIMATOLOGICAL DATA COLLECTION.—In ac-
15 cordance with the Wilderness Act (16 U.S.C. 1131 et seq.)
16 and subject to such terms and conditions as the Secretary
17 may prescribe, the Secretary may authorize the installa-
18 tion and maintenance of hydrologic, meteorologic, or cli-
19 matological data collection devices in the wilderness areas
20 if the Secretary determines that the facilities and access
21 to the facilities are essential to flood warning, flood con-
22 trol, or water reservoir operation activities.

23 (h) WATER RIGHTS.—

24 (1) FINDINGS.—Congress finds that—

25 (A) the wilderness areas are located—

1 (i) in the semiarid region of the Great
2 Basin; and

3 (ii) at the headwaters of the streams
4 and rivers on land with respect to which
5 there are few, if any—

6 (I) actual or proposed water re-
7 source facilities located upstream; and

8 (II) opportunities for diversion,
9 storage, or other uses of water occur-
10 ring outside the land that would ad-
11 versely affect the wilderness values of
12 the land;

13 (B) the wilderness areas are generally not
14 suitable for use or development of new water re-
15 source facilities; and

16 (C) because of the unique nature of the
17 wilderness areas, it is possible to provide for
18 proper management and protection of the wil-
19 derness and other values of land in ways dif-
20 ferent from those used in other laws.

21 (2) PURPOSE.—The purpose of this section is
22 to protect the wilderness values of the wilderness
23 areas by means other than a federally reserved water
24 right.

1 (3) STATUTORY CONSTRUCTION.—Nothing in
2 this title—

3 (A) constitutes an express or implied res-
4 ervation by the United States of any water or
5 water rights with respect to the wilderness
6 areas;

7 (B) affects any water rights in the State
8 (including any water rights held by the United
9 States) in existence on the date of the enact-
10 ment of this Act;

11 (C) establishes a precedent with regard to
12 any future wilderness designations;

13 (D) affects the interpretation of, or any
14 designation made under, any other Act; or

15 (E) limits, alters, modifies, or amends any
16 interstate compact or equitable apportionment
17 decree that apportions water among and be-
18 tween the State and other States.

19 (4) NEVADA WATER LAW.—The Secretary shall
20 follow the procedural and substantive requirements
21 of State law in order to obtain and hold any water
22 rights not in existence on the date of the enactment
23 of this Act with respect to the wilderness areas.

24 (5) NEW PROJECTS.—

1 (A) DEFINITION OF WATER RESOURCE FA-
2 CILITY.—

3 (i) IN GENERAL.—In this paragraph,
4 the term “water resource facility” means
5 irrigation and pumping facilities, res-
6 ervoirs, water conservation works, aque-
7 ducts, canals, ditches, pipelines, wells, hy-
8 dropower projects, transmission and other
9 ancillary facilities, and other water diver-
10 sion, storage, and carriage structures.

11 (ii) EXCLUSION.—In this paragraph,
12 the term “water resource facility” does not
13 include wildlife guzzlers.

14 (B) RESTRICTION ON NEW WATER RE-
15 SOURCE FACILITIES.—Except as otherwise pro-
16 vided in this title, on and after the date of the
17 enactment of this Act, neither the President nor
18 any other officer, employee, or agent of the
19 United States shall fund, assist, authorize, or
20 issue a license or permit for the development of
21 any new water resource facility within the wil-
22 derness areas.

23 (i) TEMPORARY TELECOMMUNICATIONS DEVICE.—

24 (1) IN GENERAL.—Nothing in this title pre-
25 vents the placement of a temporary telecommuni-

1 cations device for law enforcement or agency admin-
2 istrative purposes in the Selenite Peak Wilderness in
3 accordance with paragraph (2).

4 (2) ADDITIONAL REQUIREMENTS.—Any tem-
5 porary telecommunications device authorized by the
6 Secretary under paragraph (1) shall—

7 (A) be carried out in accordance with—

8 (i) the Wilderness Act (16 U.S.C.
9 1131 et seq.); and

10 (ii) all other applicable laws (including
11 regulations);

12 (B) to the maximum practicable, be located
13 in such a manner as to minimize impacts on the
14 recreational and other wilderness values of the
15 area; and

16 (C) be for a period of not longer than 7
17 years.

18 **SEC. 723. WILDLIFE MANAGEMENT.**

19 (a) IN GENERAL.—In accordance with section
20 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)),
21 nothing in this title affects or diminishes the jurisdiction
22 of the State with respect to fish and wildlife management,
23 including the regulation of hunting, fishing, and trapping,
24 in the wilderness areas.

1 (b) MANAGEMENT ACTIVITIES.—In furtherance of
2 the purposes and principles of the Wilderness Act (16
3 U.S.C. 1131 et seq.), the Secretary may conduct any man-
4 agement activities in the wilderness areas that are nec-
5 essary to maintain or restore fish and wildlife populations
6 and the habitats to support the populations, if the activi-
7 ties are carried out—

8 (1) consistent with relevant wilderness manage-
9 ment plans; and

10 (2) in accordance with—

11 (A) the Wilderness Act (16 U.S.C. 1131 et
12 seq.); and

13 (B) appropriate policies, such as those set
14 forth in Appendix B of the report of the Com-
15 mittee on Interior and Insular Affairs of the
16 House of Representatives accompanying H.R.
17 2570 of the 101st Congress (House Report
18 101–405), including noxious weed treatment
19 and the occasional and temporary use of motor-
20 ized vehicles if the use, as determined by the
21 Secretary, would promote healthy, viable, and
22 more naturally distributed wildlife populations
23 that would enhance wilderness values with the
24 minimal impact necessary to reasonably accom-
25 plish those tasks.

1 (c) EXISTING ACTIVITIES.—In accordance with sec-
2 tion 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)(1))
3 and in accordance with appropriate policies such as those
4 set forth in Appendix B of the Committee on Interior and
5 Insular Affairs of the House of Representatives accom-
6 panying H.R. 2570 of the 101st Congress (House Report
7 101–405), the State may continue to use aircraft, includ-
8 ing helicopters, to survey, capture, transplant, monitor,
9 and provide water for wildlife populations.

10 (d) WILDLIFE WATER DEVELOPMENT PROJECTS.—
11 Subject to subsection (f), the Secretary shall authorize
12 structures and facilities, including existing structures and
13 facilities, for wildlife water development projects, including
14 guzzlers, in the wilderness areas if—

15 (1) the structures and facilities will, as deter-
16 mined by the Secretary, enhance wilderness values
17 by promoting healthy, viable and more naturally dis-
18 tributed wildlife populations; and

19 (2) the visual impacts of the structures and fa-
20 cilities on the wilderness areas can reasonably be
21 minimized.

22 (e) HUNTING, FISHING, AND TRAPPING.—

23 (1) IN GENERAL.—The Secretary may des-
24 ignate areas in which, and establish periods during
25 which, for reasons of public safety, administration,

1 or compliance with applicable laws, no hunting, fish-
2 ing, or trapping will be permitted in the wilderness
3 areas.

4 (2) CONSULTATION.—Except in emergencies,
5 the Secretary shall consult with the appropriate
6 State agency and notify the public before taking any
7 action under paragraph (1).

8 (f) COOPERATIVE AGREEMENT.—

9 (1) IN GENERAL.—The State, including a des-
10 ignee of the State, may conduct wildlife management
11 activities in the wilderness areas—

12 (A) in accordance with the terms and con-
13 ditions specified in the cooperative agreement
14 between the Secretary and the State entitled
15 “Memorandum of Understanding between the
16 Bureau of Land Management and the Nevada
17 Department of Wildlife Supplement No. 9” and
18 signed November and December 2003, includ-
19 ing any amendments to the cooperative agree-
20 ment agreed to by the Secretary and the State;
21 and

22 (B) subject to all applicable laws (including
23 regulations).

24 (2) REFERENCES; CLARK COUNTY.—For the
25 purposes of this subsection, any references to Clark

1 County in the cooperative agreement described in
2 paragraph (1)(A) shall be considered to be a ref-
3 erence to the wilderness areas.

4 **SEC. 724. RELEASE OF WILDERNESS STUDY AREAS.**

5 (a) FINDING.—Congress finds that, for the purposes
6 of section 603(c) of the Federal Land Policy and Manage-
7 ment Act of 1976 (43 U.S.C. 1782(c)), the approximately
8 48,600 acres of public land in the portions of the China
9 Mountain, Mt. Limbo, Selenite Mountains, and Tobin
10 Range wilderness study areas that have not been des-
11 ignated as wilderness by section 721(a) of this title and
12 the portion of the Augusta Mountains wilderness study
13 area within the County that has not been designated as
14 wilderness by section 721(a) of this title have been ade-
15 quately studied for wilderness designation.

16 (b) RELEASE.—The public land described in sub-
17 section (a)—

18 (1) is no longer subject to section 603(c) of the
19 Federal Land Policy and Management Act of 1976
20 (43 U.S.C. 1782(c)); and

21 (2) shall be managed in accordance with the ap-
22 plicable land use plans adopted under section 202 of
23 the Federal Land Policy and Management Act of
24 1976 (43 U.S.C. 1712).

1 **SEC. 725. NATIVE AMERICAN CULTURAL AND RELIGIOUS**
2 **USES.**

3 (a) IN GENERAL.—Nothing in this title alters or di-
4 minishes the treaty rights of any Indian tribe (as defined
5 in section 4 of the Indian Self-Determination and Edu-
6 cation Assistance Act (25 U.S.C. 5304)).

7 (b) CULTURAL USES.—Nothing in this title precludes
8 the traditional collection of pine nuts in a wilderness area
9 for personal, noncommercial use consistent with the Wil-
10 derness Act (16 U.S.C. 1131 et seq.).

11 **TITLE VIII—FEDERAL COMPLEX**

12 **SEC. 801. FEDERAL COMPLEX.**

13 (a) ESTABLISHMENT.—The Secretary of the Interior
14 and Secretary of Agriculture shall establish on Federal
15 lands identified as “Federal Complex” on the map titled
16 “Proposed Federal Complex”, and dated January 27,
17 2020, a Federal complex for—

18 (1) department agencies and operations for the
19 Bureau of Land Management and the Forest Serv-
20 ice;

21 (2) the Bureau of Land Management Nevada
22 State Office;

23 (3) the Forest Service Humboldt-Toiyabe Head-
24 quarters;

25 (4) the United States Fish and Wildlife Service
26 Nevada State Office;

1 (5) the Bureau of Reclamation Nevada State
2 Office;

3 (6) the Bureau of Indian Affairs Western Ne-
4 vada Agency Office;

5 (7) the option for the Forest Service to house
6 the Carson Ranger District Office; and

7 (8) the option for the Bureau of Land Manage-
8 ment to house the Carson City District Office.

9 (b) FUNDING SOURCES.—

10 (1) SPECIAL ACCOUNTS.—Ten percent of the
11 total amount deposited in the Federal special ac-
12 counts established under title VI of division A and
13 titles I, VI, and VII of this division shall be available
14 to the Secretary of the Interior and Secretary of Agri-
15 culture for construction of the Federal complex.

16 (2) SECONDARY SOURCES.—If the amount
17 made available by paragraph (1) is insufficient to
18 complete construction of the Federal complex, the
19 Secretary of the Interior and Secretary of Agri-
20 culture may use other accounts available for the op-
21 eration of the Bureau of Land Management, the
22 Fish and Wildlife Service, the Bureau of Reclama-
23 tion, the Bureau of Indian Affairs, and the Forest
24 Service in Nevada to provide such additional

1 amounts as may be necessary to complete construc-
2 tion of the Federal complex.

3 **TITLE IX—IMPLEMENTATION OF**
4 **WHITE PINE COUNTY CON-**
5 **SERVATION, RECREATION,**
6 **AND DEVELOPMENT ACT**

7 **SEC. 901. DISPOSITION OF PROCEEDS.**

8 Section 312 of the White Pine County Conservation,
9 Recreation, and Development Act of 2006 (Public Law
10 109–432; 120 Stat. 3030) is amended—

11 (1) by striking “Of the” and inserting the fol-
12 lowing:

13 “(a) IN GENERAL.—Of the”;

14 (2) in paragraph (2), by striking “use of fire
15 protection, law enforcement, education, public safety,
16 housing, social services, transportation and plan-
17 ning” and inserting “for use as determined through
18 normal County budgeting procedures”;

19 (3) in paragraph (3)—

20 (A) in subparagraph (G), by striking “;
21 and” and inserting a semicolon;

22 (B) in subparagraph (H), by striking the
23 period at the end and inserting “; and”; and

24 (C) by adding at the end the following:

“(I) processing by a government entity of public land-use authorizations and rights-of-way relating to the development of land conveyed to the County under this Act, with an emphasis on authorizations and rights-of-way relating to any infrastructure needed for the expansion of the White Pine County Industrial Park under section 352(c)(2).”; and

(4) by adding at the end the following:

“(b) INVESTMENT OF FUNDS.—Amounts deposited in the special account shall earn interest in an amount determined by the Secretary of the Treasury on the basis of the current average market yield on outstanding marketable obligations of the United States of comparable maturities, and may be expended according to the provisions of this section.”.

SEC. 902. CONVEYANCE TO WHITE PINE COUNTY, NEVADA.

Section 352 of the White Pine County Conservation, Recreation, and Development Act of 2006 (Public Law 109–432; 120 Stat. 3039) is amended—

(1) in subsection (a), by inserting “not later than 120 days after the date of the enactment of the Northern Nevada Economic Development, Conservation, and Military Modernization Act of 2021,” before “the Secretary”;

1 (2) in subsection (c)—

2 (A) in paragraph (3)(A), by inserting “or
3 other nonresidential development as determined
4 by the County and in compliance with County
5 planning and zoning codes” before the final pe-
6 riod;

7 (B) in paragraph (3)(B)(i), by striking
8 “through a competitive bidding process” and in-
9 serting “consistent with section 244 of the Ne-
10 vada Revised Statutes (as in effect on the date
11 of the enactment of the Northern Nevada Eco-
12 nomic Development, Conservation, and Military
13 Modernization Act of 2021”; and

14 (C) in paragraph (3)(C)—

15 (i) by striking “gross” and inserting
16 “net”; and

17 (ii) by adding at the end the fol-
18 lowing: “For the purpose of this subpara-
19 graph, the term ‘net proceeds’ means
20 funds remaining from disposal after all
21 costs described in section 312(a)(2).”; and

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

23 “(e) DEADLINE.—If the Secretary has not conveyed
24 to the County the parcels of land described in subsection
25 (b) by the date that is 120 days after the date of the en-

1 actment of the Northern Nevada Economic Development,
2 Conservation, and Military Modernization Act of 2021, the
3 Secretary shall convey to the County, without consider-
4 ation, all right, title, and interest of the United States in
5 and to the parcels of land.”.

6 **SEC. 903. ISSUANCE OF CORRECTIVE PATENTS.**

7 The White Pine County Conservation, Recreation,
8 and Development Act of 2006 (Public Law 109–432; 120
9 Stat. 3028 et seq.) is amended by inserting after section
10 352 the following:

11 **“SEC. 353. ISSUANCE OF CORRECTIVE PATENTS.**

12 “(a) ISSUANCE.—Notwithstanding sections 202 and
13 203 of the Federal Land Policy and Management Act of
14 1976 (43 U.S.C. 1711, 1712), not later than 60 days after
15 the date of the enactment of this section or 60 days after
16 the Secretary receives written notification under this sec-
17 tion from a private landowner, the Secretary of the Inte-
18 rior, acting through the Bureau of Land Management,
19 shall issue corrective patents, subject to valid existing
20 rights, for private lands adjacent to public land when—

21 “(1) a cloud on the title demonstrates that the
22 private land had been patented before 1976; and

23 “(2) the correction is for 5 acres or less.

1 “(b) ADMINISTRATIVE COSTS.—The United States
2 shall pay administrative costs of corrective patents issued
3 under this section.”.

4 **TITLE X—FERNLEY ECONOMIC**
5 **DEVELOPMENT ACT**

6 **SEC. 1001. SHORT TITLE.**

7 This title may be cited as the “Fernley Economic De-
8 velopment Act”.

9 **SEC. 1002. LAND CONVEYANCES.**

10 (a) CONVEYANCE.—Subject to valid existing rights,
11 the Secretary shall convey to the City, for fair market
12 value, all right, title, and interest of the United States in
13 and to the Federal land.

14 (b) APPRAISAL.—The Secretary shall determine fair
15 market value of the Federal land in accordance with the
16 Federal Lands Management Act of 1976 (43 U.S.C.
17 1701) and based on an appraisal conducted in accordance
18 with—

19 (1) the Uniform Appraisal Standards for Fed-
20 eral Land Acquisition; and

21 (2) the Uniform Standards of Professional Ap-
22 praisal Practice.

23 (c) COSTS.—As a condition of the conveyance of the
24 Federal land under subsection (a), the City shall pay—

1 (1) an amount equal to the appraised value de-
2 termined in accordance with subsection (b); and

3 (2) all costs related to the conveyance, including
4 all surveys, appraisals, and other administrative
5 costs associated with the conveyance of the Federal
6 land to the City.

7 (d) DISPOSITION OF PROCEEDS.—Any gross pro-
8 ceeds from the sale lease or conveyance of Federal land
9 under this section shall be deposited into the special ac-
10 count created by the Southern Nevada Public Lands Man-
11 agement Act of 1998 (Public Law 105–263).

12 (e) DEFINITIONS.—In this Act:

13 (1) CITY.—The term “City” means the city of
14 Fernley, Nevada.

15 (2) MAP.—The term “map” means the map en-
16 titled “Fernley Economic Development Map” and
17 dated September 23, 2020.

18 (3) FEDERAL LAND.—The term “Federal land”
19 means the approximately 12,085 acres of federally
20 owned land generally depicted within “Tri II EDCA-
21 V Prop Boundary” on the map.

22 (4) SECRETARY.—The term “Secretary” means
23 the Secretary of the Interior.

1 **TITLE XI—CONVEYANCES TO**
2 **THE CITY OF SPARKS**

3 **SEC. 1101. DEFINITIONS.**

4 In this title:

5 (1) CITY.—The term “City” means the City of
6 Sparks, Nevada.

7 (2) MAP.—The term “Map” means the map en-
8 titled “Sparks Public Purpose Conveyances” and
9 dated April 15, 2020.

10 (3) SECRETARY.—The term “Secretary” means
11 the Secretary of the Interior.

12 **SEC. 1102. CONVEYANCE OF LAND FOR USE AS A PUBLIC**
13 **CEMETERY.**

14 (a) CONVEYANCE.—Subject to valid and existing
15 rights and notwithstanding the land use planning require-
16 ments of section 202 of the Federal Land Policy and Man-
17 agement Act of 1976 (43 U.S.C. 1712), the Secretary
18 shall convey to the City without consideration all right,
19 title, and interest of the United States in and to the land
20 described in subsection (b).

21 (b) DESCRIPTION OF LAND.—The land referred to in
22 subsection (a) is the approximately 40 acres of land de-
23 picted as “Cemetery Conveyance” on the Map.

1 (c) COSTS.—Any costs relating to the conveyance
 2 under subsection (a), including the costs of surveys and
 3 administrative costs, shall be paid by the City.

4 (d) USE OF LAND.—The land conveyed under sub-
 5 section (a) shall be used only for a cemetery.

6 **SEC. 1103. CONVEYANCE OF LAND FOR USE AS REGIONAL**
 7 **PUBLIC PARKS.**

8 (a) CONVEYANCE.—Subject to valid and existing
 9 rights and notwithstanding the land use planning require-
 10 ments of section 202 of the Federal Land Policy and Man-
 11 agement Act of 1976 (43 U.S.C. 1712), the Secretary
 12 shall convey to the City without consideration all right,
 13 title, and interest of the United States in and to the land
 14 described in subsection (b).

15 (b) DESCRIPTION OF LAND.—The land referred to in
 16 subsection (a) is the approximately 448.16 acres depicted
 17 as “Golden Eagle Regional Park” and 266.04 acres de-
 18 picted as “Wedekind Regional Park” on the Map.

19 (c) COSTS.—Any costs relating to the conveyance
 20 under subsection (a), including the costs of surveys and
 21 administrative costs, shall be paid by the City.

22 (d) USE OF LAND.—

23 (1) IN GENERAL.—The land conveyed under
 24 subsection (a) shall be used only for public parks.

(2) REVERSION.—If any portion of the land conveyed under subsection (a) is used in a manner that is inconsistent with the use described in paragraph (1), the land shall revert, at the discretion of the Secretary, to the United States.

TITLE XII—GENERAL PROVISIONS

SEC. 1201. PUBLIC PURPOSE CONVEYANCES.

(a) DEFINITIONS.—In this section:

(1) ELIGIBLE ENTITY.—The term “eligible entity” means the State of Nevada, a political subdivision of the State, a unit of local government, or a regional governmental entity in any county of the State of Nevada.

(2) FEDERAL LAND.—The term “Federal land” means any Federal land in the State of Nevada—

(A) that is leased, patented, authorized as a right-of-way, or otherwise approved for use pursuant to the Act of June 14, 1926 (commonly known as the “Recreation and Public Purposes Act”; 44 Stat. 741, chapter 578; 43 U.S.C. 869 et seq.), the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.), the National Environmental Policy Act

1 of 1969 (42 U.S.C. 4321 et seq.), or any other
2 applicable Federal law; and

3 (B) on which a permanent public facility
4 has been or may be constructed.

5 (b) AUTHORIZATION FOR CONVEYANCE.—Subject to
6 valid existing rights and subsection (d), on request by an
7 eligible entity for the conveyance of a parcel of Federal
8 land, the Secretary of the Interior shall convey to the eligi-
9 ble entity by quitclaim deed, without consideration, terms,
10 conditions, reservations, or stipulations, all right, title, and
11 interest of the United States in and to the parcel of Fed-
12 eral land for any public purpose.

13 (c) MAP AND LEGAL DESCRIPTION.—

14 (1) IN GENERAL.—Not later than 180 days
15 after the date of a request by an eligible entity for
16 a conveyance of Federal land under subsection (b),
17 the Secretary shall file a map and legal description
18 of the parcel of Federal land to be conveyed under
19 that paragraph.

20 (2) EFFECT; AVAILABILITY.—Each map and
21 legal description filed under paragraph (1) shall—

22 (A) have the same force and effect as if in-
23 cluded in this Act; and

1 (B) be on file and available for public in-
2 spection in the Nevada State Office of the Bu-
3 reau of Land Management.

4 (3) ERRORS.—The Secretary may correct any
5 minor error in a map or legal description filed under
6 paragraph (1).

7 (d) REVERSION.—

8 (1) IN GENERAL.—As a condition of a convey-
9 ance under subsection (b) and except as provided in
10 paragraph (2), the Secretary shall require that, if
11 any parcel of the Federal land conveyed under that
12 subsection is no longer used for any public purpose,
13 all right, title, and interest in and to the parcel of
14 Federal land shall—

15 (A) revert to the United States; or

16 (B) on authorization by the Secretary, be
17 disposed of by the eligible entity through a sale,
18 lease, or other conveyance, in accordance with
19 subsection (e).

20 (2) EXCEPTION.—The removal of sediment
21 from a stormwater detention basin or the movement
22 or removal of minerals on a parcel of Federal land
23 conveyed under subsection (b) that may be inter-
24 fering with or precluding any public purpose shall
25 not result in the parcel being considered to be no

1 longer used for a public purpose under paragraph
2 (1).

3 (3) REQUIREMENTS FOR SALE, LEASE, OR
4 OTHER CONVEYANCE.—

5 (A) FAIR MARKET VALUE.—The sale,
6 lease, or other conveyance of a parcel of Fed-
7 eral land by an eligible entity under paragraph
8 (1)(B) shall be for fair market value.

9 (B) DISPOSITION OF PROCEEDS.—Any
10 gross proceeds received by an eligible entity
11 from the sale, lease, or other conveyance of a
12 parcel of Federal land under such paragraph
13 shall be deposited in the special account.

14 (4) RESPONSIBILITY FOR REMEDIATION.—If a
15 parcel of Federal land reverts to the Secretary under
16 paragraph (1)(A) and the Secretary determines that
17 the Federal land is contaminated with hazardous
18 waste, the eligible entity to which the Federal land
19 was conveyed shall be responsible for remediation of
20 the contamination of the parcel of Federal land.

21 (e) APPLICABLE LAW.—Any lease, patent, or real es-
22 tate transaction for Federal land conveyed under sub-
23 section (b) is affirmed and validated as having been com-
24 pleted pursuant to, and in compliance with, the Act of
25 June 14, 1926 (commonly known as the “Recreation and

1 Public Purposes Act”; 44 Stat. 741, chapter 578; 43
2 U.S.C. 869 et seq.), the Federal Land Policy and Manage-
3 ment Act of 1976 (43 U.S.C. 1701 et seq.), and the Na-
4 tional Environmental Policy Act of 1969 (42 U.S.C. 4321
5 et seq.), for the construction of public schools, fire sta-
6 tions, parks, community centers, law enforcement facili-
7 ties, flood control facilities, and other public infrastruc-
8 ture.

9 (f) PAYMENT OF COSTS.—The Secretary shall pay
10 for any administrative and real estate transfer costs in-
11 curred in carrying out the conveyances of Federal land
12 under subsection (b) using amounts from the special ac-
13 count.

14 **SEC. 1202. USE OF CERTAIN SAND AND GRAVEL.**

15 The movement of common varieties of sand and grav-
16 el on a surface estate acquired under Public Law 105–
17 263, Public Law 107–282, or under the provisions of this
18 division, by the owner of the surface estate, for purposes
19 including but not limited to recontouring or balancing the
20 surface estate or filling utility trenches on the surface es-
21 tate, or the disposal of such sand and gravel at an off-
22 site landfill, shall not constitute the unauthorized use of
23 such sand and gravel.

1 **SEC. 1203. ADMINISTRATION OF STATE WATER RIGHTS.**

2 Nothing in this division affects the allocation, owner-
3 ship, interest, or control, as in existence on the date of
4 the enactment of this Act, of any water, water right, or
5 any other valid existing right held by the United States,
6 an Indian tribe, a State, or a person.

7 **SEC. 1204. AMENDMENT TO CONVEYANCE OF FEDERAL**
8 **LAND IN STOREY COUNTY, NEVADA.**

9 Section 3009(d)(1)(B) of division B of the Carl Levin
10 and Howard P. “Buck” McKeon National Defense Au-
11 thorization Act for Fiscal Year 2015 (128 Stat. 3751) is
12 amended by striking the period at the end and inserting
13 the following: “; and the land generally depicted as ‘BLM
14 Owned County Request Transfer’ on the map entitled ‘Re-
15 storing Storey County’, dated October 22, 2020.”.

○