

H.R. 1450

Section-by-Section

Section 1. Short Title

The “Treating Tribes and Counties as Good Neighbors Act”:

Section 2. Modification of the Treatment of Certain Revenue and Payments Under Good Neighbor Agreements

Subsection (a)(1) of section 2 amends section 8206 of the Agricultural Act of 2014 to change the definition of “Governor” to no longer include an executive official of an Indian Tribe so that the word “Governor” would apply only to the executive or appropriate executive official of an affected State (or Puerto Rico).

Subsection (a)(2) of section 2 amends section 8206 of the Agricultural Act of 2014 to add “Indian tribe” alongside “county” and “Governor” as defined above, as officials or entities the Secretary of Agriculture may enter into a good neighbor agreement with.

This subsection further amends section 8206 of the Agricultural Act of 2014 by expanding which officials or entities shall keep funds received from the sale of timber under a good neighbor agreement from only a “governor” to also include Indian tribes or counties, as applicable.

This subsection also repeals the limitation that sale funds be used only on authorized restoration services on *federal* land under a good neighbor agreement, so that such funds may be used on land also held by Indian tribes or counties with a good neighbor agreement.

Furthermore, this subsection adds “Indian tribes” alongside Governor or county as an official or entity that shall not have delegated to it the power to make a decision required by the National Environmental Policy Act of 1969 regarding authorized restoration services provided by good neighbor agreements on federal land.

This subsection also strikes paragraph 4 of section 8206(b), which currently states that payments by a county to the Secretary of Agriculture under a project conducted under a good neighbor agreement shall not be considered monies received from National Forest System land or Bureau of Land Management; under H.R. 1450 counties (and Indian tribes) would keep such monies themselves.

Subsection (b) of section 2 concerns conforming amendments.

Subsection (c) of section 2 provides that the effective date of the amendments made by H.R. 1450 would apply to all good neighbor agreement projects enacted after the date of enactment of the Agriculture Improvement Act of 2018.