

113TH CONGRESS
2D SESSION

H. R. 5205

To authorize certain land conveyances involving public lands in northern Nevada to promote economic development and conservation, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 25, 2014

Mr. AMODEI (for himself, Mr. HORSFORD, Mr. HECK of Nevada, and Ms. TITUS) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To authorize certain land conveyances involving public lands in northern Nevada to promote economic development and conservation, 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,*

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

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Northern Nevada Land Conservation and Economic De-
6 velopment Act”.

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

Sec. 1. Short title; table of contents.

TITLE I—PINE FOREST RANGE RECREATION ENHANCEMENT ACT

- Sec. 101. Short title.
- Sec. 102. Definitions.
- Sec. 103. Addition to National Wilderness Preservation System.
- Sec. 104. Administration.
- Sec. 105. Release of wilderness study areas.
- Sec. 106. Wildlife management.
- Sec. 107. Land exchanges.
- Sec. 108. Native American cultural and religious uses.

TITLE II—LYON COUNTY ECONOMIC DEVELOPMENT AND
CONSERVATION ACT

- Sec. 201. Short title; table of contents.
- Sec. 202. Land conveyance to Yerington, Nevada.
- Sec. 203. Addition to National Wilderness Preservation System.
- Sec. 204. Withdrawal.
- Sec. 205. Native American cultural and religious uses.

TITLE III—CARLIN ECONOMIC SELF-DETERMINATION ACT

- Sec. 301. Conveyance of certain Federal land to City of Carlin, Nevada.

TITLE IV—FERNLEY ECONOMIC SELF-DETERMINATION ACT

- Sec. 401. Definitions.
- Sec. 402. Conveyance of certain Federal land to City of Fernley, Nevada.
- Sec. 403. Release of United States.

TITLE V—RESTORING STOREY COUNTY ACT

- Sec. 501. Short title.
- Sec. 502. Definitions.
- Sec. 503. Conveyance of Federal land in Storey County, Nevada.

TITLE VI—ELKO MOTOCROSS AND TRIBAL CONVEYANCE ACT

- Sec. 601. Short title.
- Sec. 602. Definition of Secretary.

Subtitle A—Elko Motocross Land Conveyance

- Sec. 611. Definitions.
- Sec. 612. Conveyance of land to Elko County.

Subtitle B—Trust Land for Te-moak Tribe of Western Shoshone Indians of
Nevada

- Sec. 621. Land to be held in trust for the Te-moak Tribe of Western Shoshone Indians of Nevada.

TITLE VII—NAVAL AIR STATION FALLON HOUSING AND SAFETY
DEVELOPMENT ACT

- Sec. 701. Short title.
- Sec. 702. Transfer of Department of the Interior land.
- Sec. 703. Water rights.
- Sec. 704. Withdrawal.

1 **TITLE I—PINE FOREST RANGE**
2 **RECREATION ENHANCEMENT**
3 **ACT**

4 **SEC. 101. SHORT TITLE.**

5 This title may be cited as the “Pine Forest Range
6 Recreation Enhancement Act”.

7 **SEC. 102. DEFINITIONS.**

8 In this title:

9 (1) COUNTY.—The term “County” means
10 Humboldt County, Nevada.

11 (2) MAP.—The term “Map” means the map en-
12 titled “Proposed Pine Forest Range Wilderness
13 Area” and dated October 28, 2013.

14 (3) SECRETARY.—The term “Secretary” means
15 the Secretary of the Interior.

16 (4) STATE.—The term “State” means the State
17 of Nevada.

18 (5) WILDERNESS.—The term “Wilderness”
19 means the Pine Forest Range Wilderness designated
20 by section 103(a).

21 **SEC. 103. ADDITION TO NATIONAL WILDERNESS PRESERVA-**
22 **TION SYSTEM.**

23 (a) DESIGNATION.—In furtherance of the purposes of
24 the Wilderness Act (16 U.S.C. 1131 et seq.), the approxi-
25 mately 26,000 acres of Federal land managed by the Bu-

1 reau of Land Management, as generally depicted on the
2 Map, is designated as wilderness and as a component of
3 the National Wilderness Preservation System, to be known
4 as the “Pine Forest Range Wilderness”.

5 (b) BOUNDARY.—

6 (1) ROAD ACCESS.—The boundary of any por-
7 tion of the Wilderness that is bordered by a road
8 shall be 100 feet from the edge of the road.

9 (2) ROAD ADJUSTMENTS.—The Secretary
10 shall—

11 (A) reroute the road running through
12 Long Meadow to the west to remove the road
13 from the riparian area;

14 (B) reroute the road currently running
15 through Rodeo Flat/Corral Meadow to the east
16 to remove the road from the riparian area;

17 (C) except for administrative use, close the
18 road along Lower Alder Creek south of Bureau
19 of Land Management road #2083;

20 (D) manage the access road, through Lit-
21 tle Onion Basin, on the east side of the wet
22 meadow to retain travel only on the road exist-
23 ing on the date of the enactment of this Act;
24 and

1 (E) permanently leave open the Cove
2 Creek road to Little Onion Basin, but close
3 connecting spur roads.

4 (3) LITTLE ONION BASIN.—Remove Little
5 Onion Basin from the boundaries of the Wilderness
6 and from wilderness designation.

7 (4) RESERVOIR ACCESS.—The access road to
8 the Little Onion Reservoir dam will remain open and
9 the boundary of the Wilderness shall be 160 feet
10 downstream from the dam at Little Onion Reservoir
11 to allow public access and dam maintenance.

12 (c) MAP AND LEGAL DESCRIPTION.—

13 (1) IN GENERAL.—As soon as practicable after
14 the date of enactment of this Act, the Secretary
15 shall prepare a map and legal description of the Wil-
16 derness.

17 (2) EFFECT.—The map and legal description
18 prepared under paragraph (1) shall have the same
19 force and effect as if included in this title, except
20 that the Secretary may correct clerical and typo-
21 graphical errors in the map or legal description.

22 (3) AVAILABILITY.—The map and legal descrip-
23 tion prepared under paragraph (1) shall be on file
24 and available for public inspection in the appropriate
25 offices of the Bureau of Land Management.

1 (d) WITHDRAWAL.—Subject to valid existing rights,
2 the Wilderness is withdrawn from—

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

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

7 (3) disposition under all laws relating to min-
8 eral and geothermal leasing or mineral materials.

9 **SEC. 104. ADMINISTRATION.**

10 (a) MANAGEMENT.—Subject to valid existing rights,
11 the Wilderness shall be administered by the Secretary in
12 accordance with the Wilderness Act (16 U.S.C. 1131 et
13 seq.), except that—

14 (1) any reference in the Wilderness Act to the
15 effective date of that Act shall be considered to be
16 a reference to the date of enactment of this Act; and

17 (2) any reference in the Wilderness Act to the
18 Secretary of Agriculture shall be considered to be a
19 reference to the Secretary.

20 (b) LIVESTOCK.—The grazing of livestock in the Wil-
21 derness, if established before the date of enactment of this
22 Act, is compatible with the Wilderness designation and
23 shall continue, subject to such reasonable regulations, poli-
24 cies, and practices as the Secretary considers to be nec-
25 essary in accordance with—

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

3 (2) the guidelines set forth in Appendix A of
4 the report of the Committee on Interior and Insular
5 Affairs of the House of Representatives accom-
6 panying H.R. 2570 of the 101st Congress (House
7 Report 101–405).

8 (c) ADJACENT MANAGEMENT.—

9 (1) IN GENERAL.—Congress does not intend for
10 the designation of the Wilderness to create a protec-
11 tive perimeter or buffer zone around the Wilderness.

12 (2) NONWILDERNESS ACTIVITIES.—The fact
13 that nonwilderness activities or uses can be seen,
14 heard, or detected from areas within the Wilderness
15 shall not preclude, limit, control, regulate or deter-
16 mine the conduct or management of the activities or
17 uses outside the boundary of the Wilderness.

18 (d) MILITARY OVERFLIGHTS.—Nothing in this Act
19 restricts or precludes—

20 (1) low-level overflights of military aircraft over
21 the Wilderness, including military overflights that
22 can be seen, heard, or detected within the Wilder-
23 ness;

24 (2) flight testing and evaluation; or

1 (3) the designation or creation of new units of
2 special use airspace, or the establishment of military
3 flight training routes, over the Wilderness.

4 (e) WILDFIRE, INSECT, AND DISEASE MANAGE-
5 MENT.—In accordance with section 4(d)(1) of the Wilder-
6 ness Act (16 U.S.C. 1133(d)(1)), the Secretary may take
7 such measures in the Wilderness as are necessary for the
8 control of fire, insects, and diseases (including, as the Sec-
9 retary determines to be appropriate, the coordination of
10 the activities with a State or local agency).

11 (f) WILDFIRE MANAGEMENT OPERATIONS.—Nothing
12 in this Act shall be construed to preclude a Federal, State,
13 or local agency from conducting wildfire management or
14 prevention operations (including operations using aircraft
15 or mechanized equipment) or to interfere with the author-
16 ity of the Secretary to authorize mechanical thinning of
17 trees or underbrush to prevent or control the spread of
18 wildfires or the use of mechanized equipment for wildfire
19 pre-suppression and suppression.

20 (g) WATER RIGHTS.—

21 (1) PURPOSE.—The purpose of this section is
22 to protect the wilderness recreation value of the land
23 designated as wilderness by this title by means other
24 than a federally reserved water right.

1 (2) 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 Wilderness;

6 (B) affects any water rights in the State
7 (including any water rights held by the United
8 States) in existence on the date of enactment of
9 this Act;

10 (C) establishes a precedent with regard to
11 any future wilderness designations;

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

14 (E) limits, alters, modifies, or amends any
15 interstate compact or equitable apportionment
16 decree that apportions water among and be-
17 tween the State and other States.

18 (3) NEVADA WATER LAW.—The Secretary shall
19 follow the procedural and substantive requirements
20 of State law in order to obtain and hold any water
21 rights not in existence on the date of enactment of
22 this Act with respect to the Wilderness.

23 (4) NEW PROJECTS.—

24 (A) DEFINITION OF WATER RESOURCE FA-
25 CILITY.—

1 (i) IN GENERAL.—In this paragraph,
 2 the term “water resource facility” means
 3 irrigation and pumping facilities, res-
 4 ervoirs, water conservation works, aque-
 5 ducts, canals, ditches, pipelines, wells, hy-
 6 dropower projects, transmission and other
 7 ancillary facilities, and other water diver-
 8 sion, storage, and carriage structures.

9 (ii) EXCLUSION.—In this paragraph,
 10 the term “water resource facility” does not
 11 include wildlife guzzlers.

12 (B) RESTRICTION ON NEW WATER RE-
 13 SOURCE FACILITIES.—Except as otherwise pro-
 14 vided in this title, on or after the date of enact-
 15 ment of this Act, neither the President nor any
 16 other officer, employee, or agent of the United
 17 States shall fund, assist, authorize, or issue a
 18 license or permit for the development of any
 19 new water resource facility within a wilderness
 20 area, any portion of which is located in the
 21 County.

22 **SEC. 105. RELEASE OF WILDERNESS STUDY AREAS.**

23 (a) IN GENERAL.—The Blue Lakes and Alder Creek
 24 wilderness study areas not designated as wilderness by
 25 section 104(a) have been adequately studied for wilderness

1 character and wilderness designation pursuant to section
2 603 of the Federal Land Policy and Management Act of
3 1976 (43 U.S.C. 1782) and are no longer subject to any
4 requirement pertaining to the management of wilderness
5 or wilderness study areas, including the approximately
6 990 acres in the following locations:

7 (1) Lower Adler Creek Basin.

8 (2) Little Onion Basin.

9 (3) Lands east of Knott Creek reservoir.

10 (4) Portions of Corral Meadow and the Blue
11 Lakes trailhead.

12 (b) RELEASE.—Any public land described in sub-
13 section (a) that is not designated as wilderness by this
14 Act—

15 (1) is no longer subject to—

16 (A) section 603(c) of the Federal Land
17 Policy and Management Act of 1976 (43 U.S.C.
18 1782(c)); and

19 (B) Secretarial Order 3310 issued on De-
20 cember 22, 2010;

21 (2) shall be managed in accordance with—

22 (A) land management plans adopted under
23 section 202 of the Federal Land Policy and
24 Management Act of 1976 (43 U.S.C. 1712),

1 with strict adherence to the provisos of sub-
2 section (b)(1) in this section; and

3 (B) cooperative conservation agreements in
4 existence on the date of enactment of this Act;
5 and

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

8 **SEC. 106. WILDLIFE MANAGEMENT.**

9 (a) IN GENERAL.—In accordance with section
10 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)),
11 nothing in this title affects or diminishes the jurisdiction
12 of the State with respect to fish and wildlife management,
13 including the regulation of hunting, fishing, and trapping,
14 in the Wilderness.

15 (b) MANAGEMENT ACTIVITIES.—In furtherance of
16 the purposes and principles of the Wilderness Act (16
17 U.S.C. 1131 et seq.), the Secretary may conduct any man-
18 agement activities in the Wilderness that are necessary to
19 maintain or restore fish and wildlife populations and the
20 habitats to support those populations, if the activities are
21 carried out—

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

24 (2) in accordance with—

1 (A) the Wilderness Act (16 U.S.C. 1131 et
2 seq.); and

3 (B) appropriate policies, such as those set
4 forth in Appendix B of the report of the Com-
5 mittee on Interior and Insular Affairs of the
6 House of Representatives accompanying H.R.
7 2570 of the 101st Congress (House Report
8 101–405), including the occasional and tem-
9 porary use of motorized vehicles if the use, as
10 determined by the Secretary, would promote
11 healthy, viable, and more naturally distributed
12 wildlife populations that would enhance wilder-
13 ness recreation with the minimal impact nec-
14 essary to reasonably accomplish those tasks, in-
15 cluding but not limited to, the hunting or cull-
16 ing of wildlife and access for persons with dis-
17 abilities.

18 (c) EXISTING ACTIVITIES.—Consistent with section
19 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)(1)) and
20 in accordance with appropriate policies such as those set
21 forth in Appendix B of the report of the Committee on
22 Interior and Insular Affairs of the House of Representa-
23 tives accompanying H.R. 2570 of the 101st Congress
24 (House Report 101–405), the State may continue to use
25 aircraft, including helicopters, to survey, capture, trans-

1 plant, monitor, and provide water for wildlife in the Wil-
2 derness.

3 (d) EMERGENCY CLOSURES.—Nothing in this title
4 prohibits a Federal land management agency from estab-
5 lishing or implementing emergency closures or restrictions
6 of the smallest practicable area to provide for public safe-
7 ty, resource conservation, national security, or other pur-
8 poses as authorized by law. Such an emergency closure
9 shall terminate after a reasonable period of time, but no
10 longer than one year, unless converted to a permanent clo-
11 sure consistent with Federal statute.

12 (e) MEMORANDUM OF UNDERSTANDING.—

13 (1) IN GENERAL.—The State, including a des-
14 ignee of the State, may conduct wildlife management
15 activities in the Wilderness—

16 (A) in accordance with the terms and con-
17 ditions specified in the cooperative agreement
18 between the Secretary and the State entitled
19 “Memorandum of Understanding between the
20 Bureau of Land Management and the Nevada
21 Department of Wildlife Supplement No. 9” and
22 signed November and December 2003, includ-
23 ing any amendments to the cooperative agree-
24 ment agreed to by the Secretary and the State;
25 and

1 (B) subject to all applicable laws (including
2 regulations).

3 (2) REFERENCES; CLARK COUNTY.—For the
4 purposes of this subsection, any reference to Clark
5 County in the cooperative agreement described in
6 paragraph (1)(A) shall be considered to be a ref-
7 erence to the Pine Forest Range Wilderness.

8 **SEC. 107. LAND EXCHANGES.**

9 (a) DEFINITIONS.—In this section:

10 (1) FEDERAL LAND.—The term “Federal land”
11 means Federal land in the County that is identified
12 for disposal by the Secretary through the
13 Winnemucca Resource Management Plan.

14 (2) NON-FEDERAL LAND.—The term “non-Fed-
15 eral land” means land identified on the Map as
16 “non-Federal lands for exchange”.

17 (b) ACQUISITION OF LAND AND INTERESTS IN
18 LAND.—Consistent with applicable law and subject to sub-
19 section (c), the Secretary may exchange the Federal land
20 for non-Federal land.

21 (c) CONDITIONS.—Each land exchange under sub-
22 section (a) shall be subject to—

23 (1) the condition that the owner of the non-
24 Federal land pay not less than 50 percent of all
25 costs relating to the land exchange, including the

1 costs of appraisals, surveys, and any necessary envi-
2 ronmental clearances; and

3 (2) such additional terms and conditions as the
4 Secretary may require.

5 (d) DEADLINE FOR COMPLETION OF LAND EX-
6 CHANGE.—It is the intent of Congress that the land ex-
7 changes under this section be completed by not later than
8 5 years after the date of enactment of this Act.

9 **SEC. 108. NATIVE AMERICAN CULTURAL AND RELIGIOUS**
10 **USES.**

11 Nothing in this Act alters or diminishes the treaty
12 rights of any Indian tribe (as defined in section 204 of
13 the Indian Self-Determination and Education Assistance
14 Act (25 U.S.C. 450b)).

15 **TITLE II—LYON COUNTY ECO-**
16 **NOMIC DEVELOPMENT AND**
17 **CONSERVATION ACT**

18 **SEC. 201. SHORT TITLE; TABLE OF CONTENTS.**

19 This title may be cited as the “Lyon County Eco-
20 nomic Development and Conservation Act”.

21 **SEC. 202. LAND CONVEYANCE TO YERINGTON, NEVADA.**

22 (a) DEFINITIONS.—In this section:

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

1 (2) FEDERAL LAND.—The term “Federal land”
2 means the land located in Lyon County and Mineral
3 County, Nevada, that is identified on the map as
4 “City of Yerington Sustainable Development Con-
5 veyance Lands”.

6 (3) MAP.—The term “map” means the map en-
7 titled “Yerington Land Conveyance” and dated De-
8 cember 19, 2012.

9 (4) SECRETARY.—The term “Secretary” means
10 the Secretary of the Interior.

11 (b) CONVEYANCES OF LAND TO CITY OF YERINGTON,
12 NEVADA.—

13 (1) IN GENERAL.—Not later than 180 days
14 after the date of enactment of this Act, subject to
15 valid existing rights and notwithstanding the land
16 use planning requirements of sections 202 and 203
17 of the Federal Land Policy and Management Act of
18 1976 (43 U.S.C. 1712, 1713), the Secretary shall
19 convey to the City, subject to the agreement of the
20 City, all right, title, and interest of the United
21 States in and to the Federal land identified on the
22 map.

23 (2) APPRAISAL TO DETERMINE FAIR MARKET
24 VALUE.—The Secretary shall determine the fair
25 market value of the Federal land to be conveyed—

1 (A) in accordance with the Federal Land
2 Policy and Management Act of 1976 (43 U.S.C.
3 1701 et seq.); and

4 (B) based on an appraisal that is con-
5 ducted in accordance with—

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

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

10 (3) AVAILABILITY OF MAP.—The map shall be
11 on file and available for public inspection in the ap-
12 propriate offices of the Bureau of Land Manage-
13 ment.

14 (4) APPLICABLE LAW.—Beginning on the date
15 on which the Federal land is conveyed to the City,
16 the development of and conduct of activities on the
17 Federal land shall be subject to all applicable Fed-
18 eral laws (including regulations).

19 (5) COSTS.—As a condition of the conveyance
20 of the Federal land under paragraph (1), the City
21 shall pay—

22 (A) an amount equal to the appraised
23 value determined in accordance with paragraph
24 (2); and

1 (B) all costs related to the conveyance, in-
 2 cluding all surveys, appraisals, and other ad-
 3 ministrative costs associated with the convey-
 4 ance of the Federal land to the City under
 5 paragraph (1).

6 **SEC. 203. ADDITION TO NATIONAL WILDERNESS PRESERVA-**
 7 **TION SYSTEM.**

8 (a) DEFINITIONS.—In this section:

9 (1) COUNTY.—The term “County” means Lyon
 10 County, Nevada.

11 (2) MAP.—The term “map” means the map en-
 12 titled “Wovoka Wilderness Area” and dated Decem-
 13 ber 18, 2012.

14 (3) SECRETARY.—The term “Secretary” means
 15 the Secretary of Agriculture.

16 (4) STATE.—The term “State” means the State
 17 of Nevada.

18 (5) WILDERNESS.—The term “Wilderness”
 19 means the approximately 47,449 acres to be known
 20 as the Wovoka Wilderness designated by subsection
 21 (b)(1).

22 (b) ADDITIONS TO NATIONAL WILDERNESS PRESER-
 23 VATION SYSTEM.—

24 (1) DESIGNATION.—In furtherance of the pur-
 25 poses of the Wilderness Act (16 U.S.C. 1131 et

1 seq.), the Federal land managed by the Forest Serv-
2 ice, as generally depicted on the Map, is designated
3 as wilderness and as a component of the National
4 Wilderness Preservation System, to be known as the
5 “Wovoka Wilderness”.

6 (2) BOUNDARY.—The boundary of any portion
7 of the Wilderness that is bordered by a road shall
8 be 150 feet from the centerline of the road.

9 (3) MAP AND LEGAL DESCRIPTION.—

10 (A) IN GENERAL.—As soon as practicable
11 after the date of enactment of this Act, the Sec-
12 retary shall prepare a map and legal description
13 of the Wilderness.

14 (B) EFFECT.—The map and legal descrip-
15 tion prepared under subparagraph (A) shall
16 have the same force and effect as if included in
17 this section, except that the Secretary may cor-
18 rect any clerical and typographical errors in the
19 map or legal description.

20 (C) AVAILABILITY.—Each map and legal
21 description prepared under subparagraph (A)
22 shall be on file and available for public inspec-
23 tion in the appropriate offices of the Forest
24 Service.

1 (4) WITHDRAWAL.—Subject to valid existing
2 rights, the Wilderness is withdrawn from—

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

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

7 (C) disposition under all laws relating to
8 mineral and geothermal leasing or mineral ma-
9 terials.

10 (c) ADMINISTRATION.—

11 (1) MANAGEMENT.—Subject to valid existing
12 rights, the Wilderness shall be administered by the
13 Secretary in accordance with the Wilderness Act (16
14 U.S.C. 1131 et seq.), except that any reference in
15 that Act to the effective date shall be considered to
16 be a reference to the date of enactment of this Act.

17 (2) LIVESTOCK.—The grazing of livestock in
18 the Wilderness, if established before the date of en-
19 actment of this Act, shall continue, subject to such
20 reasonable regulations, policies, and practices as the
21 Secretary considers to be necessary, in accordance
22 with—

23 (A) section 4(d)(4) of the Wilderness Act
24 (16 U.S.C. 1133(d)(4)); and

1 (B) the guidelines set forth in Appendix A
2 of the report of the Committee on Interior and
3 Insular Affairs of the House of Representatives
4 accompanying H.R. 2570 of the 101st Congress
5 (House Report 101-405).

6 (3) ADJACENT MANAGEMENT.—

7 (A) IN GENERAL.—Congress does not in-
8 tend for the designation of the Wilderness to
9 create a protective perimeter or buffer zone
10 around the Wilderness.

11 (B) NONWILDERNESS ACTIVITIES.—The
12 fact that nonwilderness activities or uses can be
13 seen, heard, or detected from areas within the
14 Wilderness shall not preclude, limit, control,
15 regulate, or determine the conduct of the activi-
16 ties or uses outside the boundary of the Wilder-
17 ness.

18 (4) OVERFLIGHTS.—Nothing in this section re-
19 stricts or precludes—

20 (A) low-level overflights of aircraft over the
21 Wilderness, including military overflights that
22 can be seen, heard, or detected within the Wil-
23 derness;

24 (B) flight testing and evaluation; or

1 (C) the designation or creation of new
2 units of special use airspace, or the establish-
3 ment of military flight training routes, over the
4 Wilderness.

5 (5) WILDFIRE, INSECT, AND DISEASE MANAGE-
6 MENT.—In accordance with section 4(d)(1) of the
7 Wilderness Act (16 U.S.C. 1133(d)(1)), the Sec-
8 retary may take any measures in the Wilderness
9 that the Secretary determines to be necessary for
10 the control of fire, insects, and diseases, including,
11 as the Secretary determines to be appropriate, the
12 coordination of the activities with a State or local
13 agency.

14 (6) WATER RIGHTS.—

15 (A) PURPOSE.—The purpose of this para-
16 graph is to protect the wilderness values of the
17 Wilderness by means other than a federally re-
18 served water right.

19 (B) STATUTORY CONSTRUCTION.—Nothing
20 in this paragraph—

21 (i) constitutes an express or implied
22 reservation by the United States of any
23 water or water rights with respect to the
24 Wilderness;

1 (ii) affects any water rights in the
2 State (including any water rights held by
3 the United States) in existence on the date
4 of enactment of this Act;

5 (iii) establishes a precedent with re-
6 gard to any future wilderness designations;

7 (iv) affects the interpretation of, or
8 any designation made under, any other
9 Act; or

10 (v) limits, alters, modifies, or amends
11 any interstate compact or equitable appor-
12 tionment decree that apportions water
13 among and between the State and other
14 States.

15 (C) NEVADA WATER LAW.—The Secretary
16 shall follow the procedural and substantive re-
17 quirements of State law in order to obtain and
18 hold any water rights not in existence on the
19 date of enactment of this Act with respect to
20 the Wilderness.

21 (D) NEW PROJECTS.—

22 (i) DEFINITION OF WATER RESOURCE
23 FACILITY.—

24 (I) IN GENERAL.—In this sub-
25 paragraph, the term “water resource

1 facility” means irrigation and pump-
2 ing facilities, reservoirs, water con-
3 servation works, aqueducts, canals,
4 ditches, pipelines, wells, hydropower
5 projects, transmission and other ancil-
6 lary facilities, and other water diver-
7 sion, storage, and carriage structures.

8 (II) EXCLUSION.—In this sub-
9 paragraph, the term “water resource
10 facility” does not include wildlife guz-
11 zlers.

12 (ii) RESTRICTION ON NEW WATER RE-
13 SOURCE FACILITIES.—

14 (I) IN GENERAL.—Except as oth-
15 erwise provided in this section, on or
16 after the date of enactment of this
17 Act, no officer, employee, or agent of
18 the United States shall fund, assist,
19 authorize, or issue a license or permit
20 for the development of any new water
21 resource facility within the Wilder-
22 ness, any portion of which is located
23 in the County.

24 (II) EXCEPTION.—If a permittee
25 within the Bald Mountain grazing al-

1 lotment submits an application for the
2 development of water resources for
3 the purpose of livestock watering by
4 the date that is 10 years after the
5 date of enactment of this Act, the
6 Secretary shall issue a water develop-
7 ment permit within the non-wilderness
8 boundaries of the Bald Mountain
9 grazing allotment for the purposes of
10 carrying out activities under para-
11 graph (2).

12 (d) WILDLIFE MANAGEMENT.—

13 (1) IN GENERAL.—In accordance with section
14 4(d)(7) of the Wilderness Act (16 U.S.C.
15 1133(d)(7)), nothing in this section affects or dimin-
16 ishes the jurisdiction of the State with respect to
17 fish and wildlife management, including the regula-
18 tion of hunting, fishing, and trapping, in the Wilder-
19 ness.

20 (2) MANAGEMENT ACTIVITIES.—In furtherance
21 of the purposes and principles of the Wilderness Act
22 (16 U.S.C. 1131 et seq.), the Secretary may conduct
23 any management activities in the Wilderness that
24 are necessary to maintain or restore fish and wildlife

1 populations and the habitats to support the popu-
2 lations, if the activities are carried out—

3 (A) consistent with relevant wilderness
4 management plans; and

5 (B) in accordance with—

6 (i) the Wilderness Act (16 U.S.C.
7 1131 et seq.); and

8 (ii) appropriate policies, such as those
9 set forth in Appendix B of the report of
10 the Committee on Interior and Insular Af-
11 fairs of the House of Representatives ac-
12 companying H.R. 2570 of the 101st Con-
13 gress (House Report 101–405), including
14 the occasional and temporary use of motor-
15 ized vehicles and aircraft, if the use, as de-
16 termined by the Secretary, would promote
17 healthy, viable, and more naturally distrib-
18 uted wildlife populations that would en-
19 hance wilderness values with the minimal
20 impact necessary to reasonably accomplish
21 those tasks, including but not limited to,
22 the hunting or culling of wildlife and ac-
23 cess for persons with disabilities.

24 (3) EXISTING ACTIVITIES.—Consistent with
25 section 4(d)(1) of the Wilderness Act (16 U.S.C.

1 1133(d)(1)) and in accordance with appropriate poli-
2 cies such as those set forth in Appendix B of House
3 Report 101–405, the State may continue to use air-
4 craft, including helicopters, to survey, capture,
5 transplant, monitor, and provide water for wildlife
6 populations in the Wilderness.

7 (4) EMERGENCY CLOSURES.—Nothing in this
8 title prohibits a Federal land management agency
9 from establishing or implementing emergency clo-
10 sures or restrictions of the smallest practicable area
11 to provide for public safety, resource conservation,
12 national security, or other purposes as authorized by
13 law. Such an emergency closure shall terminate after
14 a reasonable period of time, unless converted to a
15 permanent closure consistent with Federal statute.

16 (5) MEMORANDUM OF UNDERSTANDING.—The
17 State, including a designee of the State, may con-
18 duct wildlife management activities in the Wilder-
19 ness—

20 (A) in accordance with the terms and con-
21 ditions specified in the cooperative agreement
22 between the Secretary and the State entitled
23 “Memorandum of Understanding: Inter-
24 mountain Region USDA Forest Service and the
25 Nevada Department of Wildlife State of Ne-

1 vada” and signed by the designee of the State
2 on February 6, 1984, and by the designee of
3 the Secretary on January 24, 1984, including
4 any amendments, appendices, or additions to
5 the agreement agreed to by the Secretary and
6 the State or a designee; and

7 (B) subject to all applicable laws (including
8 regulations).

9 (e) WILDLIFE WATER DEVELOPMENT PROJECTS.—
10 Subject to subsection (c), the Secretary shall authorize
11 structures and facilities, including existing structures and
12 facilities, for wildlife water development projects (includ-
13 ing guzzlers) in the Wilderness if—

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

18 (2) the visual impacts of the structures and fa-
19 cilities on the Wilderness can reasonably be mini-
20 mized.

21 **SEC. 204. WITHDRAWAL.**

22 (a) DEFINITION OF WITHDRAWAL AREA.—In this
23 section, the term “Withdrawal Area” means the land ad-
24 ministered by the Forest Service and identified as “With-
25 drawal Area” on the map described in section 203(b)(2).

1 (b) WITHDRAWAL.—Subject to valid existing rights,
2 all Federal land within the Withdrawal Area is withdrawn
3 from all forms of—

4 (1) entry, appropriation, or disposal under the
5 public land laws;

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

8 (3) operation of the mineral laws, geothermal
9 leasing laws, and mineral materials laws.

10 (c) MOTORIZED AND MECHANICAL VEHICLES.—

11 (1) IN GENERAL.—Subject to paragraphs (2)
12 and (3), use of motorized and mechanical vehicles in
13 the Withdrawal Area shall be permitted only on
14 roads and trails designated for the use of those vehi-
15 cles, unless the use of those vehicles is needed—

16 (A) for administrative purposes; or

17 (B) to respond to an emergency.

18 (2) EXCEPTION.—Paragraph (1) does not apply
19 to aircraft (including helicopters).

20 **SEC. 205. NATIVE AMERICAN CULTURAL AND RELIGIOUS**
21 **USES.**

22 Nothing in this title alters or diminishes the treaty
23 rights of any Indian tribe.

1 **TITLE III—CARLIN ECONOMIC**
2 **SELF-DETERMINATION ACT**

3 **SEC. 301. CONVEYANCE OF CERTAIN FEDERAL LAND TO**
4 **CITY OF CARLIN, NEVADA.**

5 (a) DEFINITIONS.—In this title:

6 (1) CITY.—The term “City” means the City of
7 Carlin, Nevada.

8 (2) FEDERAL LAND.—The term “Federal land”
9 means the approximately 1329 acres of land located
10 in the City of Carlin, Nevada, that is identified on
11 the map as “Carlin Selected Parcels”.

12 (3) MAP.—The term “map” means the map en-
13 titled “Proposed Carlin, Nevada Land Sales” map
14 dated October 25, 2013.

15 (b) CONVEYANCE REQUIRED.—Subject to valid exist-
16 ing rights and notwithstanding the land use planning re-
17 quirements of sections 202 and 203 of the Federal Land
18 Policy and Management Act of 1976 (43 U.S.C. 1712,
19 1713), not later than 180 days after the date on which
20 the Secretary of the Interior receives a request from the
21 City for the Federal land, the Secretary shall convey to
22 the City, without consideration, all right, title, and interest
23 of the United States to and in the Federal land.

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

4 (d) COSTS.—At closing for the conveyance authorized
5 under subsection (b) the City shall pay or reimburse the
6 Secretary, as appropriate, for the reasonable transaction
7 and administrative personnel costs associated with the
8 conveyance authorized under such subsection, including
9 the costs of title searches, maps, and boundary and cadas-
10 tral surveys.

11 (e) RELEASE OF UNITED STATES.—Upon making
12 the conveyance under subsection (b), notwithstanding any
13 other provision of law, the United States is released from
14 any and all liabilities or claims of any kind or nature aris-
15 ing from the presence, release, or threat of release of any
16 hazardous substance, pollutant, contaminant, petroleum
17 product (or derivative of a petroleum product of any kind),
18 solid waste, mine materials or mining related features (in-
19 cluding tailings, overburden, waste rock, mill remnants,
20 pits, or other hazards resulting from the presence of min-
21 ing related features) on the Federal land in existence on
22 or before the date of the conveyance.

23 (f) WITHDRAWAL.—Subject to valid existing rights,
24 the Federal land identified for conveyance shall be with-
25 drawn from all forms of—

1 (1) entry, appropriation, or disposal under the
2 public land laws;

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

5 (3) disposition under the mineral leasing, min-
6 eral materials and geothermal leasing laws.

7 **TITLE IV—FERNLEY ECONOMIC** 8 **SELF-DETERMINATION ACT**

9 **SEC. 401. DEFINITIONS.**

10 In this title:

11 (1) CITY.—The term “City” means the City of
12 Fernley, Nevada.

13 (2) FEDERAL LAND.—The term “Federal land”
14 means the land located in the City of Fernley, Ne-
15 vada, that is identified by the Secretary and the City
16 for conveyance under this title as depicted on the
17 map.

18 (3) MAP.—The term “map” means the map en-
19 titled “Proposed Fernley, Nevada, Land Sales” and
20 dated January 25, 2013.

21 **SEC. 402. CONVEYANCE OF CERTAIN FEDERAL LAND TO** 22 **CITY OF FERNLEY, NEVADA.**

23 (a) CONVEYANCE AUTHORIZED.—Subject to valid ex-
24 isting rights and notwithstanding the land use planning
25 requirements of sections 202 and 203 of the Federal Land

1 Policy and Management Act of 1976 (43 U.S.C. 1712,
2 1713), not later than 180 days after the date on which
3 the Secretary of the Interior receives a request from the
4 City for the Federal land, the Secretary shall convey to
5 the City, without consideration, all right, title, and interest
6 of the United States to and in the Federal land.

7 (b) AVAILABILITY OF MAP.—The map shall be on file
8 and available for public inspection in the appropriate of-
9 fices of the Bureau of Land Management.

10 (c) RESERVATION OF EASEMENTS AND RIGHTS-OF-
11 WAY.—The City and the Bureau of Reclamation may re-
12 tain easements or rights-of-way on the Federal land to be
13 conveyed, including easements or rights-of-way that the
14 Bureau of Reclamation determines are necessary to carry
15 out—

16 (1) the operation and maintenance of the
17 Truckee Canal Irrigation District Canal; or

18 (2) the Newlands Project.

19 (d) COSTS.—At closing for the conveyance authorized
20 under subsection (a), the City shall pay or reimburse the
21 Secretary, as appropriate, for the reasonable transaction
22 and administrative personnel costs associated with the
23 conveyance authorized under such subsection, including
24 the costs of title searches, maps, and boundary and cadas-
25 tral surveys.

1 **SEC. 403. RELEASE OF UNITED STATES.**

2 Upon making the conveyance under section 402, not-
3 withstanding any other provision of law, the United States
4 is released from any and all liabilities or claims of any
5 kind or nature arising from the presence, release, or threat
6 of release of any hazardous substance, pollutant, contami-
7 nant, petroleum product (or derivative of a petroleum
8 product of any kind), solid waste, mine materials or min-
9 ing related features (including tailings, overburden, waste
10 rock, mill remnants, pits, or other hazards resulting from
11 the presence of mining related features) on the Federal
12 land in existence on or before the date of the conveyance.

13 **TITLE V—RESTORING STOREY**
14 **COUNTY ACT**

15 **SEC. 501. SHORT TITLE.**

16 This title may be cited as the “Restoring Storey
17 County Act”.

18 **SEC. 502. DEFINITIONS.**

19 In this title:

20 (1) **COUNTY.**—The term “County” means
21 Storey County, Nevada.

22 (2) **FEDERAL LAND.**—The term “Federal land”
23 means the approximately 1,745 acres of Federal
24 land identified on the map as “BLM Owned - Coun-
25 ty Request Transfer”.

1 (3) MAP.—The term “map” means the map ti-
 2 tled “Restoring Storey County Act” and dated No-
 3 vember 20, 2012.

4 (4) SECRETARY.—The term “Secretary” means
 5 the Secretary of the Interior, acting through the Bu-
 6 reau of Land Management.

7 **SEC. 503. CONVEYANCE OF FEDERAL LAND IN STOREY**
 8 **COUNTY, NEVADA.**

9 Subject to valid existing rights and notwithstanding
 10 the land use planning requirements of sections 202 and
 11 203 of the Federal Land Policy and Management Act of
 12 1976 (43 U.S.C. 1712, 1713), not later than 180 days
 13 after the date of the enactment of this Act, the Secretary
 14 shall convey to the County, by quitclaim deed, all surface
 15 rights of the United States in and to the Federal land,
 16 including any improvements thereon. All costs associated
 17 with the conveyance under this section shall be the respon-
 18 sibility of the Bureau of Land Management.

19 **TITLE VI—ELKO MOTOCROSS**
 20 **AND TRIBAL CONVEYANCE ACT**

21 **SEC. 601. SHORT TITLE.**

22 This title may be cited as the “Elko Motocross and
 23 Tribal Conveyance Act”.

1 **SEC. 602. DEFINITION OF SECRETARY.**

2 In this title, the term “Secretary” means the Sec-
3 retary of the Interior, acting through the Bureau of Land
4 Management.

5 **Subtitle A—Elko Motocross Land**
6 **Conveyance**

7 **SEC. 611. DEFINITIONS.**

8 In this subtitle:

9 (1) CITY.—The term “city” means the city of
10 Elko, Nevada.

11 (2) COUNTY.—The term “county” means the
12 county of Elko, Nevada.

13 (3) MAP.—The term “map” means the map en-
14 titled “Elko Motocross Park” and dated April 19,
15 2013.

16 **SEC. 612. CONVEYANCE OF LAND TO ELKO COUNTY.**

17 (a) IN GENERAL.—As soon as practicable after the
18 date of enactment of this Act, subject to valid existing
19 rights and the provisions of this section, the Secretary
20 shall convey to the county, without consideration, all right,
21 title, and interest of the United States in and to the land
22 described in subsection (b).

23 (b) DESCRIPTION OF LAND.—The land referred to in
24 subsection (a) consists of approximately 275 acres of land
25 managed by the Bureau of Land Management, Elko Dis-

1 triet, Nevada, as generally depicted on the map as “Elko
2 Motocross Park”.

3 (c) MAP AND LEGAL DESCRIPTION.—

4 (1) IN GENERAL.—As soon as practicable after
5 the date of enactment of this Act, the Secretary
6 shall finalize the legal description of the parcel to be
7 conveyed under this section.

8 (2) MINOR ERRORS.—The Secretary may cor-
9 rect any minor error in the map or the legal descrip-
10 tion.

11 (3) AVAILABILITY.—The map and legal descrip-
12 tion shall be on file and available for public inspec-
13 tion in the appropriate offices of the Bureau of
14 Land Management.

15 (d) USE OF CONVEYED LAND.—The land conveyed
16 under this section shall be used only as a motocross, bicy-
17 cle, off-highway vehicle, or stock car racing area, or for
18 any other public purpose consistent with uses allowed
19 under the Act of June 14, 1926 (commonly known as the
20 “Recreation and Public Purposes Act”) (43 U.S.C. 869
21 et seq.).

22 (e) ADMINISTRATIVE COSTS.—The Secretary shall
23 require the county to pay all survey costs and other admin-
24 istrative costs necessary for the preparation and comple-

tion of any patents for, and transfers of title to, the land described in subsection (b).

Subtitle B—Trust Land for Te-moak Tribe of Western Shoshone Indians of Nevada

SEC. 621. LAND TO BE HELD IN TRUST FOR THE TE-MOAK TRIBE OF WESTERN SHOSHONE INDIANS OF NEVADA.

(a) IN GENERAL.—Subject to valid existing rights, all right, title, and interest of the United States in and to the land described in subsection (b)—

(1) shall be held in trust by the United States for the benefit and use of the Te-moak Tribe of Western Shoshone Indians of Nevada (referred to in this subtitle as the “Tribe”); and

(2) shall be part of the reservation of the Tribe.

(b) DESCRIPTION OF LAND.—The land referred to in subsection (a) is the approximately 373 acres of land administered by the Bureau of Land Management, as generally depicted on the map as “Expansion Area”.

(c) MAP.—The term “map” means the map entitled “Te-moak Tribal Land Expansion”, dated April 19, 2013, and on file and available for public inspection in the appropriate offices of the Bureau of Land Management.

1 (d) SURVEY.—Not later than 180 days after the date
2 of enactment of this Act, the Secretary shall complete a
3 survey of the boundary lines to establish the boundaries
4 of the land taken into trust under subsection (a).

5 (e) USE OF TRUST LAND.—

6 (1) GAMING.—Land taken into trust under sub-
7 section (a) shall not be eligible, or considered to
8 have been taken into trust, for class II gaming or
9 class III gaming (as those terms are defined in sec-
10 tion 4 of the Indian Gaming Regulatory Act (25
11 U.S.C. 2703)).

12 (2) GENERAL USES.—

13 (A) IN GENERAL.—The Tribe shall use the
14 land taken into trust under subsection (a) only
15 for—

16 (i) traditional and customary uses;

17 (ii) stewardship conservation for the
18 benefit of the Tribe; or

19 (iii) residential or recreational devel-
20 opment.

21 (B) OTHER USES.—If the Tribe uses any
22 portion of the land taken into trust under sub-
23 section (a) for a purpose other than a purpose
24 described in subparagraph (A), the Tribe shall
25 pay to the Secretary an amount that is equal to

1 the fair market value of the portion of the land,
 2 as determined by an appraisal.

3 (3) THINNING; LANDSCAPE RESTORATION.—

4 With respect to the land taken into trust under sub-
 5 section (a), the Secretary, in consultation and co-
 6 ordination with the Tribe, may carry out any fuels
 7 reduction and other landscape restoration activities
 8 on the land that is beneficial to the Tribe and the
 9 Bureau of Land Management.

10 **TITLE VII—NAVAL AIR STATION**
 11 **FALLON HOUSING AND SAFE-**
 12 **TY DEVELOPMENT ACT**

13 **SEC. 701. SHORT TITLE.**

14 This title may be cited as the “Naval Air Station
 15 Fallon Housing and Safety Development Act”.

16 **SEC. 702. TRANSFER OF DEPARTMENT OF THE INTERIOR**
 17 **LAND.**

18 (a) IN GENERAL.—Not later than 180 days after the
 19 date of enactment of this Act, the Secretary of the Interior
 20 shall transfer to the Secretary of the Navy, without reim-
 21 bursement, the Federal land described in subsection (b).

22 (b) DESCRIPTION OF FEDERAL LAND.—The Federal
 23 land referred to in subsection (a) is the parcel of approxi-
 24 mately 400 acres of land under the jurisdiction of the Sec-
 25 retary of the Interior that—

1 (1) is adjacent to Naval Air Station Fallon in
2 Churchill County, Nevada; and

3 (2) was withdrawn under Public Land Order
4 6834 (NV-943-4214-10; N-37875).

5 (c) MANAGEMENT.—On transfer of the Federal land
6 described under subsection (b) to the Secretary of the
7 Navy, the Secretary of the Navy shall have full jurisdic-
8 tion, custody, and control of the Federal land.

9 **SEC. 703. WATER RIGHTS.**

10 (a) WATER RIGHTS.—Nothing in this title shall be
11 construed—

12 (1) to establish a reservation in favor of the
13 United States with respect to any water or water
14 right on lands transferred by this title; or

15 (2) to authorize the appropriation of water on
16 lands transferred by this title except in accordance
17 with applicable State law.

18 (b) EFFECT ON PREVIOUSLY ACQUIRED OR RE-
19 SERVED WATER RIGHTS.—This section shall not be con-
20 strued to affect any water rights acquired or reserved by
21 the United States before the date of the enactment of this
22 Act.

23 **SEC. 704. WITHDRAWAL.**

24 Subject to valid existing rights, the Federal land to
25 be transferred under section 702 is withdrawn from all

1 forms of appropriation under the public land laws, includ-
2 ing the mining laws and the mineral leasing and geo-
3 thermal leasing laws, so long as the land remains under
4 the administrative jurisdiction of the Secretary of the
5 Navy.

