

115TH CONGRESS
1ST SESSION

H. R. 4299

To provide for the indefinite duration of certain military land withdrawals, to improve the management of lands currently subject to such withdrawals and to make the management of such lands more transparent, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 8, 2017

Mr. BISHOP of Utah (for himself, Mr. THORNBERRY, and Mr. WILSON of South Carolina) introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on Armed Services, 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 provide for the indefinite duration of certain military land withdrawals, to improve the management of lands currently subject to such withdrawals and to make the management of such lands more transparent, 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. INDEFINITE DURATION OF CERTAIN MILITARY**
2 **LAND WITHDRAWALS AND RESERVATIONS**
3 **AND IMPROVED MANAGEMENT OF WITH-**
4 **DRAWN AND RESERVED LANDS.**

5 (a) IMPROVING MANAGEMENT OF CURRENT STATU-
6 TORY LAND WITHDRAWALS AND RESERVATIONS AND
7 MAKING MANAGEMENT MORE TRANSPARENT.—

8 (1) ROLE OF SECRETARY OF THE INTERIOR.—

9 Section 101(a)(2) of the Sikes Act (16 U.S.C.
10 670a(a)(2)) is amended by striking “, acting
11 through the Director of the United States Fish and
12 Wildlife Service,”.

13 (2) ADDITIONAL ELEMENTS OF INTEGRATED
14 NATURAL RESOURCES MANAGEMENT PLAN.—Section
15 101(b) of the Sikes Act (16 U.S.C. 670a(b)) is
16 amended—

17 (A) in paragraph (1)—

18 (i) in subparagraph (I), by striking
19 “and” after the semicolon;

20 (ii) by redesignating subparagraph (J)
21 as subparagraph (K); and

22 (iii) by inserting after subparagraph
23 (I) the following new subparagraph:

24 “(J) procedures to ensure that each peri-
25 odic review of the plan is conducted jointly by
26 the Secretary of the military department and

1 the Secretary of the Interior, and that affected
2 States and Indian tribes, and the public, are
3 provided a meaningful opportunity to comment
4 upon any substantial revisions to the plan that
5 may be proposed; and”;

6 (B) by redesignating paragraphs (2) and
7 (3) as paragraphs (3) and (4), respectively; and

8 (C) by inserting after paragraph (1) the
9 following new paragraph:

10 “(2) shall contain a determination by the Sec-
11 retary of the military department regarding whether
12 there will be a continuing military need for the lands
13 covered by the integrated natural resources manage-
14 ment plan during the period of the plan;”.

15 (b) EL CENTRO NAVAL AIR FACILITY RANGES.—

16 (1) ELIMINATION OF TERMINATION DATE AND
17 CONFORMING AMENDMENTS.—The El Centro Naval
18 Air Facility Ranges Withdrawal Act (subtitle B of
19 title XXIX of Public Law 104–201; 110 Stat. 2813)
20 is amended—

21 (A) in section 2921(b)(3), by striking “,
22 before the termination date specified in section
23 2925,”;

24 (B) in section 2924(a), by striking the
25 third sentence;

1 (C) by striking sections 2925 and 2927;
2 and

3 (D) in section 2928(a), by striking “speci-
4 fied in section 2925”.

5 (2) ESTABLISHMENT OF INTERGOVERNMENTAL
6 EXECUTIVE COMMITTEE.—The El Centro Naval Air
7 Facility Ranges Withdrawal Act (subtitle B of title
8 XXIX of Public Law 104–201; 110 Stat. 2813) is
9 further amended by inserting after section 2924 the
10 following new section:

11 **“SEC. 2925. INTERGOVERNMENTAL EXECUTIVE COM-
12 MITTEE.**

13 “(a) ESTABLISHMENT AND PURPOSE.—The Sec-
14 retary of the Navy and the Secretary of the Interior shall
15 establish, by memorandum of understanding, an intergov-
16 ernmental executive committee for the sole purpose of ex-
17 changing views, information, and advice relating to the
18 management of the natural and cultural resources of the
19 lands withdrawn and reserved under this subtitle.

20 “(b) COMPOSITION.—

21 “(1) REPRESENTATIVES OF OTHER FEDERAL
22 AGENCIES.—The Secretary of the Navy and the Sec-
23 retary of the Interior shall include representatives
24 from interested Federal agencies as members of the
25 intergovernmental executive committee.

1 “(2) REPRESENTATIVES OF STATE AND LOCAL
2 GOVERNMENTS.—The Secretary of the Navy and the
3 Secretary of the Interior shall invite to serve as
4 members of the intergovernmental executive com-
5 mittee—

6 “(A) at least one elected officer (or other
7 authorized representative) from the government
8 of the State of California; and

9 “(B) at least one elected officer (or other
10 authorized representative) from each local gov-
11 ernment and Indian tribal government in the vi-
12 cinity of the withdrawn and reserved lands, as
13 determined by the Secretaries.

14 “(c) OPERATION.—The intergovernmental executive
15 committee shall operate in accordance with the terms set
16 forth in the memorandum of understanding under sub-
17 section (a).

18 “(d) PROCEDURES.—The memorandum of under-
19 standing under subsection (a) shall establish procedures
20 for creating a forum for exchanging views, information,
21 and advice relating to the management of natural and cul-
22 tural resources on the lands withdrawn and reserved under
23 this subtitle, procedures for rotating the chair of the inter-
24 governmental executive committee, and procedures for

1 scheduling regular meetings, which shall occur no less fre-
2 quently than twice a year.

3 “(e) COORDINATOR.—The Secretary of the Navy, in
4 consultation with the Secretary of the Interior, shall ap-
5 point an individual to serve as coordinator of the intergov-
6 ernmental executive committee. The duties of the coordi-
7 nator shall be included in the memorandum of under-
8 standing under subsection (a). The coordinator shall not
9 be a member of the committee.

10 “(f) FEDERAL ADVISORY COMMITTEE ACT.—The
11 Federal Advisory Committee Act (5 U.S.C. App.) does not
12 apply to the intergovernmental executive committee.”.

13 (3) DETERMINATION OF CONTINUING MILITARY
14 NEED FOR WITHDRAWAL AND RESERVATION AND
15 PUBLIC REPORTS.—The El Centro Naval Air Facil-
16 ity Ranges Withdrawal Act (subtitle B of title XXIX
17 of Public Law 104–201; 110 Stat. 2813) is further
18 amended by inserting after section 2926 the fol-
19 lowing new section:

20 **“SEC. 2927. DETERMINATION OF CONTINUING MILITARY**
21 **NEED FOR WITHDRAWAL AND RESERVATION**
22 **AND PUBLIC REPORTS.**

23 “(a) DETERMINATION OF CONTINUING MILITARY
24 NEED.—Whenever an integrated natural resources man-
25 agement plan covering the lands withdrawn and reserved

1 under this subtitle is reviewed as to operation and effect
2 as required by section 101(b)(3) of the Sikes Act (16
3 U.S.C. 670a(b)(2)), but not less often than every five
4 years, the Secretary of the Navy shall include the Sec-
5 retary's determination regarding whether there will be a
6 continuing military need for any or all of the withdrawn
7 and reserved lands for the following five years.

8 “(b) PUBLIC REPORTS.—

9 “(1) CHANGES IN LAND CONDITIONS.—(A)

10 Concurrent with each review of an integrated nat-
11 ural resources management plan described in sub-
12 section (a), the Secretary of the Navy and the Sec-
13 retary of the Interior shall jointly prepare and issue
14 a report describing any changes in the condition of
15 the lands withdrawn and reserved under this subtitle
16 since the later of the date of any previous report
17 under this paragraph or the date of the environ-
18 mental analysis prepared to support the actions that
19 changed the condition of the lands.

20 “(B) A report under subparagraph (A) shall in-
21 clude a summary of current military use of the lands
22 withdrawn and reserved under this subtitle, any
23 changes in military use of the lands since the pre-
24 vious report, and efforts related to the management
25 of natural and cultural resources and environmental

1 remediation of the lands during the previous five
2 years.

3 “(2) COMBINATION WITH OTHER REPORTS.—A
4 report under this subsection may be combined with,
5 or incorporate by reference, any contemporary report
6 required by any other provision of law regarding the
7 lands withdrawn and reserved under this subtitle.

8 “(3) PUBLIC REVIEW AND COMMENT.—(A) Be-
9 fore the finalization of a report under this sub-
10 section, the Secretary of the Navy and the Secretary
11 of the Interior shall invite interested members of the
12 public to review and comment on the report, and
13 shall hold at least one public meeting concerning the
14 report in a location or locations reasonably accessible
15 to persons who may be affected by management of
16 the lands withdrawn and reserved under this sub-
17 title.

18 “(B) Each public meeting under subparagraph
19 (A) shall be announced not less than 15 days before
20 the date of the meeting by advertisements in local
21 newspapers of general circulation, notices on the
22 internet, including the website of El Centro, and any
23 other means considered necessary or desirable by the
24 Secretaries.

1 “(4) DISTRIBUTION OF REPORT.—The final
2 version of a report under this subsection shall be
3 made available to the public and submitted to the
4 Committees on Armed Services and Energy and
5 Natural Resources of the Senate and the Commit-
6 tees on Armed Services and Natural Resources of
7 the House of Representatives.”.

8 (c) JUNIPER BUTTE RANGE.—

9 (1) ELIMINATION OF TERMINATION DATE AND
10 CONFORMING AMENDMENTS.—The Juniper Butte
11 Range Withdrawal Act (title XXIX of Public Law
12 105–261; 112 Stat. 2226) is amended—

13 (A) in section 2915—

14 (i) in the section heading, by striking
15 “**Duration**” and inserting “**Relin-**
16 **quishment**”;

17 (ii) in subsection (a), by striking
18 “TERMINATION.—” and all that follows
19 through “At the time of termination” and
20 inserting “EFFECT OF RELINQUISHMENT
21 ON OPERATION OF GENERAL LAND
22 LAWS.—Upon relinquishment of Depart-
23 ment of the Air Force jurisdiction over
24 lands withdrawn and reserved by this
25 title”;

1 (iii) in subsection (b)—

2 (I) in the subsection heading, by
3 inserting “PROCESS” after “RELIN-
4 QUISHMENT”;

5 (II) in paragraph (1), by striking
6 “under subsection (c)”; and

7 (III) in paragraph (3), by strik-
8 ing “before the date of termination,
9 as provided for in subsection (a)(1)”;
10 and

11 (iv) by striking subsection (e); and

12 (B) in section 2916—

13 (i) in the section heading, by striking
14 “**or upon termination of with-**
15 **drawal**”;

16 (ii) in subsection (a)(1), by striking
17 “and in all cases not later than 2 years be-
18 fore the date of termination of withdrawal
19 and reservation,”;

20 (iii) in subsection (b), by striking “en-
21 vironmental remediation” and all that fol-
22 lows through the end of the subsection and
23 inserting “environmental remediation be-
24 fore relinquishing, to the Secretary of the
25 Interior, jurisdiction over any lands identi-

1 fied in a notice of intent to relinquish
2 under section 2915(b).”; and

3 (iv) in subsection (d)—

4 (I) in the subsection heading, by
5 striking “TERMINATES” and inserting
6 “RELINQUISHED”;

7 (II) by striking “termination
8 date” both places it appears and in-
9 serting “relinquishment date”; and

10 (III) in paragraph (2), by strik-
11 ing “termination” and inserting “re-
12 linquishment”.

13 (2) ESTABLISHMENT OF INTERGOVERNMENTAL
14 EXECUTIVE COMMITTEE.—Section 2910 of the Juni-
15 per Butte Range Withdrawal Act (title XXIX of
16 Public Law 105–261; 112 Stat. 2231) is amended
17 by adding at the end the following new subsection:

18 “(d) INTERGOVERNMENTAL EXECUTIVE COM-
19 MITTEE.—

20 “(1) ESTABLISHMENT AND PURPOSE.—The
21 memorandum of understanding under subsection (a)
22 shall be modified as provided in subsection (c) to es-
23 tablish an intergovernmental executive committee for
24 the sole purpose of exchanging views, information,
25 and advice relating to the management of the nat-

1 ural and cultural resources of the lands withdrawn
2 and reserved by this title.

3 “(2) COMPOSITION.—(A) The Secretary of the
4 Air Force and the Secretary of the Interior shall in-
5 clude representatives from interested Federal agen-
6 cies as members of the intergovernmental executive
7 committee.

8 “(B) The Secretary of the Air Force and the
9 Secretary of the Interior shall invite to serve as
10 members of the intergovernmental executive com-
11 mittee—

12 “(i) at least one elected officer (or other
13 authorized representative) from the government
14 of the State of Idaho; and

15 “(ii) at least one elected officer (or other
16 authorized representative) from each local gov-
17 ernment and Indian tribal government in the vi-
18 cinity of the withdrawn and reserved lands, as
19 determined by the Secretaries.

20 “(3) OPERATION.—The intergovernmental exec-
21 utive committee shall operate in accordance with the
22 terms set forth in the memorandum of under-
23 standing.

24 “(4) PROCEDURES.—The memorandum of un-
25 derstanding shall establish procedures for creating a

1 forum for exchanging views, information, and advice
2 relating to the management of natural and cultural
3 resources on the lands withdrawn and reserved by
4 this title, procedures for rotating the chair of the
5 intergovernmental executive committee, and proce-
6 dures for scheduling regular meetings, which shall
7 occur no less frequently than twice a year.

8 “(5) COORDINATOR.—The Secretary of the Air
9 Force, in consultation with the Secretary of the In-
10 terior, shall appoint an individual to serve as coordi-
11 nator of the intergovernmental executive committee.
12 The duties of the coordinator shall be included in
13 the memorandum of understanding. The coordinator
14 shall not be a member of the committee.

15 “(6) FEDERAL ADVISORY COMMITTEE ACT.—
16 The Federal Advisory Committee Act (5 U.S.C.
17 App.) does not apply to the intergovernmental execu-
18 tive committee.”.

19 (3) DETERMINATIONS OF CONTINUING MILI-
20 TARY NEED FOR WITHDRAWAL AND RESERVATION
21 AND PUBLIC REPORTS.—Section 2909 of the Juni-
22 per Butte Range Withdrawal Act (title XXIX of
23 Public Law 105–261; 112 Stat. 2230) is amended—

24 (A) in subsection (c), by adding at the end

25 the following new sentence: “The review shall

1 include the determination of the Secretary of
2 the Air Force regarding whether there will be
3 a continuing military need for any or all of the
4 withdrawn and reserved lands for the following
5 5 years.”; and

6 (B) by adding at the end the following new
7 subsection:

8 “(d) PUBLIC REPORTS.—

9 “(1) CHANGES IN LAND CONDITIONS.—(A)
10 Concurrent with each review of an integrated nat-
11 ural resources management plan developed under
12 this section. The Secretary of the Air Force and the
13 Secretary of the Interior shall jointly prepare and
14 issue a report describing any changes in the condi-
15 tion of the lands withdrawn and reserved by this
16 title since the later of the date of any previous re-
17 port under this paragraph or the date of the envi-
18 ronmental analysis prepared to support the actions
19 that changed the condition of the lands.

20 “(B) A report under subparagraph (A) shall in-
21 clude a summary of current military use of the lands
22 withdrawn and reserved by this title, any changes in
23 military use of the lands since the previous report,
24 and efforts related to the management of natural

1 and cultural resources and environmental remedi-
2 ation of the lands during the previous 5 years.

3 “(2) COMBINATION WITH OTHER REPORTS.—A
4 report under this subsection may be combined with,
5 or incorporate by reference, any contemporary report
6 required by any other provision of law regarding the
7 lands withdrawn and reserved by this title.

8 “(3) PUBLIC REVIEW AND COMMENT.—(A) Be-
9 fore the finalization of a report under this sub-
10 section, the Secretary of the Air Force and the Sec-
11 retary of the Interior shall invite interested members
12 of the public to review and comment on the report,
13 and shall hold at least one public meeting concerning
14 the report in a location or locations reasonably ac-
15 cessible to persons who may be affected by manage-
16 ment of the lands withdrawn and reserved by this
17 title.

18 “(B) Each public meeting under subparagraph
19 (A) shall be announced not less than 15 days before
20 the date of the meeting by advertisements in local
21 newspapers of general circulation, notices on the
22 internet, including the website of the Juniper Butte
23 Range (if one exists), and any other means consid-
24 ered necessary or desirable by the Secretaries.

1 “(4) DISTRIBUTION OF REPORT.—The final
2 version of a report under this subsection shall be
3 made available to the public and submitted to the
4 Committees on Armed Services and Energy and
5 Natural Resources of the Senate and the Commit-
6 tees on Armed Services and Natural Resources of
7 the House of Representatives.”.

8 (d) RANGES COVERED BY SUBTITLE A OF MILITARY
9 LANDS WITHDRAWAL ACT OF 1999.—

10 (1) ELIMINATION OF TERMINATION DATE AND
11 CONFORMING AMENDMENTS.—The Military Lands
12 Withdrawal Act of 1999 (title XXX of Public Law
13 106–65; 113 Stat. 885) is amended—

14 (A) by striking section 3015;

15 (B) by striking section 3016 and inserting
16 the following new section:

17 **“SEC. 3016. RELINQUISHMENT.**

18 “(a) NOTICE OF INTENT REGARDING RELINQUISH-
19 MENT.—If the Secretary of the military department con-
20 cerned decides to relinquish all or any of the lands with-
21 drawn and reserved by section 3011, such Secretary shall
22 transmit a notice of intent to relinquish such lands to the
23 Secretary of the Interior.

24 “(b) OPENING DATE.—On the date of relinquishment
25 of the withdrawal and reservation of lands withdrawn and

1 reserved by section 3011, such lands shall not be open to
2 any form of appropriation under the public land laws, in-
3 cluding the mineral laws and the mineral leasing and geo-
4 thermal leasing laws, until the Secretary of the Interior
5 publishes in the Federal Register an appropriate order
6 stating the date upon which such lands shall be restored
7 to the public domain and opened.”; and

8 (C) in section 3017—

9 (i) by striking “section 3016(d)” each
10 place it appears and inserting “section
11 3016”; and

12 (ii) in subsection (e)—

13 (I) by striking “If because” and
14 everything that follows through “de-
15 termines that” and inserting “If the
16 Secretary of the Interior declines to
17 accept jurisdiction over lands with-
18 drawn by this subtitle which have
19 been proposed for relinquishment be-
20 cause the Secretary determines that”;
21 and

22 (II) in paragraph (2), by striking
23 “the expiration of the withdrawal of
24 such lands under this subtitle” and
25 inserting “such determination”.

1 (2) ESTABLISHMENT OF INTERGOVERNMENTAL
2 EXECUTIVE COMMITTEES.—Section 3014 of the
3 Military Lands Withdrawal Act of 1999 (title XXX
4 of Public Law 106–65; 113 Stat. 890) is amended
5 by adding at the end the following new subsection:

6 “(g) INTERGOVERNMENTAL EXECUTIVE COMMIT-
7 TEES.—

8 “(1) ESTABLISHMENT AND PURPOSE.—For the
9 lands withdrawn and reserved by section 3011, the
10 Secretary of the military department concerned and
11 the Secretary of the Interior shall establish, by
12 memorandum of understanding, an intergovern-
13 mental executive committee for each range for the
14 sole purpose of exchanging views, information, and
15 advice relating to the management of the natural
16 and cultural resources of the withdrawn and re-
17 served lands.

18 “(2) COMPOSITION.—(A) The Secretary of the
19 military department concerned and the Secretary of
20 the Interior shall include representatives from inter-
21 ested Federal agencies as members of the intergov-
22 ernmental executive committee for a range.

23 “(B) The Secretary of the military department
24 concerned and the Secretary of the Interior shall in-

1 vite to serve as members of the intergovernmental
2 executive committee for a range—

3 “(i) at least one elected officer (or other
4 authorized representative) from the government
5 of the State in which the withdrawn and re-
6 served lands are located; and

7 “(ii) at least one elected officer (or other
8 authorized representative) from each local gov-
9 ernment and Indian tribal government in the vi-
10 cinity of the withdrawn and reserved lands, as
11 determined by the Secretaries.

12 “(3) OPERATION.—The intergovernmental exec-
13 utive committee for a range shall operate in accord-
14 ance with the terms set forth in the memorandum
15 of understanding.

16 “(4) PROCEDURES.—The memorandum of un-
17 derstanding for a range shall establish procedures
18 for creating a forum for exchanging views, informa-
19 tion, and advice relating to the management of nat-
20 ural and cultural resources on the withdrawn and re-
21 served lands, procedures for rotating the chair of the
22 intergovernmental executive committee, and proce-
23 dures for scheduling regular meetings, which shall
24 occur no less frequently than twice a year.

1 “(5) COORDINATOR.—The Secretary of the
2 military department concerned, in consultation with
3 the Secretary of the Interior, shall appoint an indi-
4 vidual to serve as coordinator of the intergovern-
5 mental executive committee for a range. The duties
6 of the coordinator shall be included in the memo-
7 randum of understanding. The coordinator shall not
8 be a member of the committee.

9 “(6) FEDERAL ADVISORY COMMITTEE ACT.—
10 The Federal Advisory Committee Act (5 U.S.C.
11 App.) does not apply to an intergovernmental execu-
12 tive committee established under this subsection.”.

13 (3) DETERMINATION OF CONTINUING MILITARY
14 NEED FOR WITHDRAWAL AND RESERVATION AND
15 PUBLIC REPORTS.—The Military Lands Withdrawal
16 Act of 1999 (title XXX of Public Law 106–65; 113
17 Stat. 885) is further amended by inserting after sec-
18 tion 3014 the following new section:

19 **“SEC. 3015. DETERMINATION OF CONTINUING MILITARY**
20 **NEED FOR WITHDRAWAL AND RESERVATION**
21 **AND PUBLIC REPORTS.**

22 “(a) DETERMINATION OF CONTINUING MILITARY
23 NEED.—Whenever an integrated natural resources man-
24 agement plan covering the lands withdrawn and reserved
25 under section 3011 is reviewed as to operation and effect

1 as required by section 101(b)(3) of the Sikes Act (16
2 U.S.C. 670a(b)(2)), but not less often than every five
3 years, the Secretary of the military department concerned
4 shall include the Secretary's determination regarding
5 whether there will be a continuing military need for any
6 or all of the withdrawn and reserved lands for the fol-
7 lowing five years.

8 “(b) PUBLIC REPORTS.—

9 “(1) CHANGES IN LAND CONDITIONS.—(A)

10 Concurrent with each review of an integrated nat-
11 ural resources management plan described in sub-
12 section (a), the Secretary of the military department
13 concerned and the Secretary of the Interior shall
14 jointly prepare and issue a report describing any
15 changes in the condition of the lands covered by the
16 plan since the later of the date of any previous re-
17 port under this paragraph or the date of the envi-
18 ronmental analysis prepared to support the actions
19 that changed the condition of the lands.

20 “(B) A report under subparagraph (A) shall in-
21 clude a summary of current military use of the lands
22 covered by the plan, any changes in military use of
23 the lands since the previous report, and efforts re-
24 lated to the management of natural and cultural re-

1 sources and environmental remediation of the lands
2 during the previous five years.

3 “(2) COMBINATION WITH OTHER REPORTS.—A
4 report under this subsection may be combined with,
5 or incorporate by reference, any contemporary report
6 required by any other provision of law regarding the
7 lands covered by the integrated natural resources
8 management plan.

9 “(3) PUBLIC REVIEW AND COMMENT.—(A) Be-
10 fore the finalization of a report under this sub-
11 section, the Secretary of the military department
12 concerned and the Secretary of the Interior shall in-
13 vite interested members of the public to review and
14 comment on the report, and shall hold at least one
15 public meeting concerning the report in a location or
16 locations reasonably accessible to persons who may
17 be affected by management of the lands addressed
18 by the report.

19 “(B) Each public meeting under subparagraph
20 (A) shall be announced not less than 15 days before
21 the date of the meeting by advertisements in local
22 newspapers of general circulation, notices on the
23 internet, including the website of the affected mili-
24 tary range (if one exists), and any other means con-
25 sidered necessary or desirable by the Secretaries.

1 “(4) DISTRIBUTION OF REPORT.—The final
2 version of a report under this subsection shall be
3 made available to the public and submitted to the
4 Committees on Armed Services and Energy and
5 Natural Resources of the Senate and the Commit-
6 tees on Armed Services and Natural Resources of
7 the House of Representatives.”.

8 (e) BARRY M. GOLDWATER RANGE.—

9 (1) ELIMINATION OF TERMINATION DATE AND
10 CONFORMING AMENDMENTS.—Section 3031 of the
11 Military Lands Withdrawal Act of 1999 (title XXX
12 of Public Law 106–65; 113 Stat. 897) is amended—

13 (A) in subsection (c)—

14 (i) in paragraph (1), by striking “, in-
15 cluding the duration of any renewal or ex-
16 tension”;

17 (ii) in paragraph (2)—

18 (I) in the paragraph heading, by
19 striking “OR TERMINATION”; and

20 (II) in subparagraph (C), by
21 striking the last sentence; and

22 (iii) in paragraph (3)(A), by striking
23 “or termination”; and

24 (B) in subsection (d), by striking “DURA-
25 TION” and all that follows through “of the ter-

1 mination” and inserting “EFFECT OF RELIN-
2 QUISHMENT ON OPERATION OF GENERAL
3 LAND LAWS.—On the date of relinquishment”;

4 (C) by striking subsection (e); and

5 (D) in subsection (f)—

6 (i) in the subsection heading, by strik-
7 ing “TERMINATION AND”;

8 (ii) in paragraph (1), by striking “but
9 not later than three years before the termi-
10 nation of the withdrawal and reservation,”;

11 (iii) in paragraph (3), by striking “be-
12 fore the termination date of the withdrawal
13 and reservation of such lands under this
14 section”; and

15 (iv) in paragraph (4)(A), by striking
16 “Notwithstanding the termination date,
17 unless” and inserting “Unless”.

18 (2) DETERMINATIONS OF CONTINUING MILI-
19 TARY NEED FOR WITHDRAWAL AND RESERVA-
20 TION.—Section 3031 of the Military Lands With-
21 drawal Act of 1999 (title XXX of Public Law 106–
22 65; 113 Stat. 897) is further amended by inserting
23 after subsection (d) the following new subsection:

24 “(e) PERIODIC DETERMINATION OF CONTINUING
25 MILITARY NEED.—Whenever an integrated natural re-

1 sources management plan covering the lands withdrawn
2 and reserved under this section is reviewed as to operation
3 and effect as required by section 101(b)(3) of the Sikes
4 Act (16 U.S.C. 670a(b)(2)), but not less often than every
5 five years, the Secretary of the Navy and the Secretary
6 of the Air Force shall include the Secretary's determina-
7 tion regarding whether there will be a continuing military
8 need for any or all of the withdrawn and reserved lands
9 for the following five years.”.

10 (3) USE OF DEFINITIONS.—Section 3031(e)(5)
11 of the Military Lands Withdrawal Act of 1999 (title
12 XXX of Public Law 106–65; 113 Stat. 907) is
13 amended by striking subparagraphs (A) and (B) and
14 inserting the following:

15 “(A) The term ‘military munitions’ has the
16 meaning given that term in section 101(e)(4) of
17 title 10, United States Code.

18 “(B) The term ‘unexploded ordnance’ has
19 the meaning given that term in section
20 101(e)(5) of such title.”.

21 (f) NATIONAL TRAINING CENTER.—

22 (1) ELIMINATION OF TERMINATION DATE AND
23 CONFORMING AMENDMENTS.—The Fort Irwin Mili-
24 tary Land Withdrawal Act of 2001 (title XXIX of
25 Public Law 107–107; 115 Stat. 1335) is amended—

1 (A) in section 2910, by striking the section
 2 heading and all that follows through “At the
 3 time of the termination” and inserting the fol-
 4 lowing:

5 **“SEC. 2910. EFFECT OF RELINQUISHMENT ON OPERATION**
 6 **OF GENERAL LAND LAWS.**

7 “On the date of relinquishment”;

8 (B) by striking section 2911; and

9 (C) in section 2912—

10 (i) in the section heading, by striking
 11 **“Termination and”**;

12 (ii) in subsection (a), by striking
 13 “During the first 22 years of the with-
 14 drawal and reservation made by this title,
 15 if” and inserting “If”;

16 (iii) in subsection (e), by striking “be-
 17 fore the termination date of the withdrawal
 18 and reservation”; and

19 (iv) in subsection (d), by striking
 20 “Notwithstanding the termination date
 21 specified in section 2910, unless” and in-
 22 serting “Unless”.

23 (2) DETERMINATION OF CONTINUING MILITARY
 24 NEED FOR WITHDRAWAL AND RESERVATION AND
 25 PUBLIC REPORTS.—The Fort Irwin Military Land

1 Withdrawal Act of 2001 (title XXIX of Public Law
2 107–107; 115 Stat. 1335) is further amended by in-
3 serting after section 2910 the following new section:

4 **“SEC. 2911. DETERMINATION OF CONTINUING MILITARY**
5 **NEED FOR WITHDRAWAL AND RESERVATION**
6 **AND PUBLIC REPORTS.**

7 “(a) PERIODIC DETERMINATION OF CONTINUING
8 NEED.—Whenever an integrated natural resources man-
9 agement plan covering the lands withdrawn and reserved
10 under this title is reviewed as to operation and effect as
11 required by section 101(b)(3) of the Sikes Act (16 U.S.C.
12 670a(b)(2)), but not less often than every five years, the
13 Secretary of the Army shall include in the plan the Sec-
14 retary’s determination regarding whether there will be a
15 continuing military need for any or all of the withdrawn
16 and reserved lands for the following five years.

17 “(b) PUBLIC REPORTS.—

18 “(1) CHANGES IN LAND CONDITIONS.—(A)
19 Concurrent with each review of an integrated nat-
20 ural resources management plan described in sub-
21 section (a), the Secretary of the Army and the Sec-
22 retary of the Interior shall jointly prepare and issue
23 a report describing any changes in the condition of
24 the lands withdrawn and reserved by this title since
25 the later of the date of any previous report under

1 this paragraph or the date of the environmental
2 analysis prepared to support the actions that
3 changed the condition of the lands.

4 “(B) A report under subparagraph (A) shall in-
5 clude a summary of current military use of the lands
6 withdrawn and reserved by this title, any changes in
7 military use of the lands since the previous report,
8 and efforts related to the management of natural
9 and cultural resources and environmental remedi-
10 ation of the lands during the previous five years.

11 “(2) COMBINATION WITH OTHER REPORTS.—A
12 report under this subsection may be combined with,
13 or incorporate by reference, any contemporary report
14 required by any other provision of law regarding the
15 lands withdrawn and reserved by this title.

16 “(3) PUBLIC REVIEW AND COMMENT.—(A) Be-
17 fore the finalization of a report under this sub-
18 section, the Secretary of the Army and the Secretary
19 of the Interior shall invite interested members of the
20 public to review and comment on the report, and
21 shall hold at least one public meeting concerning the
22 report in a location or locations reasonably accessible
23 to persons who may be affected by management of
24 the lands withdrawn and reserved by this title.

1 “(B) Each public meeting under subparagraph
2 (A) shall be announced not less than 15 days before
3 the date of the meeting by advertisements in local
4 newspapers of general circulation, notices on the
5 internet, including the website of National Training
6 Range, and any other means considered necessary or
7 desirable by the Secretaries.

8 “(4) DISTRIBUTION OF REPORT.—The final
9 version of a report under this subsection shall be
10 made available to the public and submitted to the
11 Committees on Armed Services and Energy and
12 Natural Resources of the Senate and the Commit-
13 tees on Armed Services and Natural Resources of
14 the House of Representatives.”.

15 (3) ESTABLISHMENT OF INTERGOVERNMENTAL
16 EXECUTIVE COMMITTEE.—The Fort Irwin Military
17 Land Withdrawal Act of 2001 (title XXIX of Public
18 Law 107–107; 115 Stat. 1335) is further amended
19 by adding at the end the following new section:

20 **“SEC. 2914. INTERGOVERNMENTAL EXECUTIVE COM-**
21 **MITTEE.**

22 “(a) ESTABLISHMENT AND PURPOSE.—The Sec-
23 retary of the Army and the Secretary of the Interior shall
24 establish, by memorandum of understanding, an intergov-
25 ernmental executive committee for the sole purpose of ex-

1 changing views, information, and advice relating to the
2 management of the natural and cultural resources of the
3 lands withdrawn and reserved by this title.

4 “(b) COMPOSITION.—

5 “(1) REPRESENTATIVES OF OTHER FEDERAL
6 AGENCIES.—The Secretary of the Army and the Sec-
7 retary of the Interior shall include representatives
8 from interested Federal agencies as members of the
9 intergovernmental executive committee.

10 “(2) REPRESENTATIVES OF STATE AND LOCAL
11 GOVERNMENTS.—The Secretary of the Army and
12 the Secretary of the Interior shall invite to serve as
13 members of the intergovernmental executive com-
14 mittee—

15 “(A) at least one elected officer (or other
16 authorized representative) from the government
17 of the State of California; and

18 “(B) at least one elected officer (or other
19 authorized representative) from each local gov-
20 ernment and Indian tribal government in the vi-
21 cinity of the withdrawn and reserved lands, as
22 determined by the Secretaries.

23 “(c) OPERATION.—The intergovernmental executive
24 committee shall operate in accordance with the terms set

1 forth in the memorandum of understanding under sub-
2 section (a).

3 “(d) PROCEDURES.—The memorandum of under-
4 standing under subsection (a) shall establish procedures
5 for creating a forum for exchanging views, information,
6 and advice relating to the management of natural and cul-
7 tural resources on the lands withdrawn and reserved by
8 this title, procedures for rotating the chair of the intergov-
9 ernmental executive committee, and procedures for sched-
10 uling regular meetings, which shall occur no less fre-
11 quently than twice a year.

12 “(e) COORDINATOR.—The Secretary of the Army, in
13 consultation with the Secretary of the Interior, shall ap-
14 point an individual to serve as coordinator of the intergov-
15 ernmental executive committee. The duties of the coordi-
16 nator shall be included in the memorandum of under-
17 standing under subsection (a). The coordinator shall not
18 be a member of the committee.

19 “(f) FEDERAL ADVISORY COMMITTEE ACT.—The
20 Federal Advisory Committee Act (5 U.S.C. App.) does not
21 apply to the intergovernmental executive committee.”

22 (g) RANGES COVERED BY MILITARY LAND WITH-
23 DRAWALS ACT OF 2013.—

24 (1) ELIMINATION OF TERMINATION DATE AND
25 CONFORMING AMENDMENTS.—The Military Land

1 Withdrawals Act of 2013 (title XXIX of Public Law
2 113–66; 127 Stat. 1025) is amended—

3 (A) by striking sections 2919, 2920; 2936,
4 2946, and 2979;

5 (B) in section 2921, by striking “On the
6 termination of” and inserting “On the relin-
7 quishment of”; and

8 (C) in section 2922(d)(3)—

9 (i) in the paragraph heading, by strik-
10 ing “ON TERMINATION” and inserting
11 “UPON RELINQUISHMENT”; and

12 (ii) by striking “or if at the expiration
13 of the withdrawal and reservation,”.

14 (2) ESTABLISHMENT OF INTERGOVERNMENTAL
15 EXECUTIVE COMMITTEE.—The Military Land With-
16 drawals Act of 2013 (title XXIX of Public Law
17 113–66; 127 Stat. 1025) is further amended by in-
18 serting after section 2918 the following new section:

19 **“SEC. 2919. INTERGOVERNMENTAL EXECUTIVE COM-
20 MITTEE.**

21 **“(a) ESTABLISHMENT AND PURPOSE.—**For the lands
22 withdrawn and reserved by sections 2931, 2941, and
23 2971, the Secretary concerned and the Secretary of the
24 Interior shall establish, by memorandum of under-
25 standing, an intergovernmental executive committee for

1 each location for the sole purpose of exchanging views, in-
2 formation, and advice relating to the management of the
3 natural and cultural resources of the withdrawn and re-
4 served lands.

5 “(b) COMPOSITION.—

6 “(1) REPRESENTATIVES OF OTHER FEDERAL
7 AGENCIES.—The Secretary concerned and the Sec-
8 retary of the Interior shall include representatives
9 from interested Federal agencies as members of the
10 intergovernmental executive committee for a location
11 covered by subsection (a).

12 “(2) REPRESENTATIVES OF STATE AND LOCAL
13 GOVERNMENTS.—The Secretary concerned and the
14 Secretary of the Interior shall invite to serve as
15 members of the intergovernmental executive com-
16 mittee for a location covered by subsection (a)—

17 “(A) at least one elected officer (or other
18 authorized representative) from the government
19 of the State in which the withdrawn and re-
20 served lands are located; and

21 “(B) at least one elected officer (or other
22 authorized representative) from each local gov-
23 ernment and Indian tribal government in the vi-
24 cinity of the withdrawn and reserved lands, as
25 determined by the Secretaries.

1 “(c) OPERATION.—The intergovernmental executive
2 committee for a location covered by subsection (a) shall
3 operate in accordance with the terms set forth in the
4 memorandum of understanding under subsection (a).

5 “(d) PROCEDURES.—The memorandum of under-
6 standing under subsection (a) shall establish procedures
7 for creating a forum for exchanging views, information,
8 and advice relating to the management of natural and cul-
9 tural resources on the withdrawn and reserved lands, pro-
10 cedures for rotating the chair of the intergovernmental ex-
11 ecutive committee, and procedures for scheduling regular
12 meetings, which shall occur no less frequently than twice
13 a year.

14 “(e) COORDINATOR.—The Secretary concerned, in
15 consultation with the Secretary of the Interior, shall ap-
16 point an individual to serve as coordinator of the intergov-
17 ernmental executive committee for a location covered by
18 subsection (a). The duties of the coordinator shall be in-
19 cluded in the memorandum of understanding under sub-
20 section (a). The coordinator shall not be a member of the
21 committee.

22 “(f) FEDERAL ADVISORY COMMITTEE ACT.—The
23 Federal Advisory Committee Act (5 U.S.C. App.) does not
24 apply to a intergovernmental executive committee for a lo-
25 cation covered by subsection (a).”.

1 (3) DETERMINATION OF CONTINUING MILITARY
2 NEED FOR WITHDRAWAL AND RESERVATION AND
3 PUBLIC REPORTS.—The Military Land Withdrawals
4 Act of 2013 (title XXIX of Public Law 113–66; 127
5 Stat. 1025) is further amended by inserting after
6 section 2919, as added by paragraph (2), the fol-
7 lowing new section:

8 **“SEC. 2920. DETERMINATION OF CONTINUING MILITARY**
9 **NEED FOR WITHDRAWAL AND RESERVATION**
10 **AND PUBLIC REPORTS.**

11 “(a) PERIODIC DETERMINATION OF CONTINUING
12 NEED.—Whenever an integrated natural resources man-
13 agement plan covering the lands withdrawn and reserved
14 under a subtitle of this title is reviewed as to operation
15 and effect as required by section 101(b)(3) of the Sikes
16 Act (16 U.S.C. 670a(b)(2)), but not less often than every
17 five years, the Secretary concerned shall include in the
18 plan the Secretary’s determination regarding whether
19 there will be a continuing military need for any or all of
20 the withdrawn and reserved lands for the following five
21 years.

22 “(b) PUBLIC REPORTS.—

23 “(1) CHANGES IN LAND CONDITIONS.—(A)
24 Concurrent with each review of an integrated nat-
25 ural resources management plan described in sub-

1 section (a), the Secretary concerned and the Sec-
2 retary of the Interior shall jointly prepare and issue
3 a report describing any changes in the condition of
4 the lands covered by the plan since the later of the
5 date of any previous report under this paragraph or
6 the date of the environmental analysis prepared to
7 support the actions that changed the condition of
8 the lands.

9 “(B) A report under subparagraph (A) shall in-
10 clude a summary of current military use of the lands
11 covered by the plan, any changes in military use of
12 the lands since the previous report, and efforts re-
13 lated to the management of natural and cultural re-
14 sources and environmental remediation of the lands
15 during the previous five years.

16 “(2) COMBINATION WITH OTHER REPORTS.—A
17 report under this subsection may be combined with,
18 or incorporate by reference, any contemporary report
19 required by any other provision of law regarding the
20 lands addressed by the report.

21 “(3) PUBLIC REVIEW AND COMMENT.—(A) Be-
22 fore the finalization of a report under this sub-
23 section, the Secretary concerned and the Secretary
24 of the Interior shall invite interested members of the
25 public to review and comment on the report, and

1 shall hold at least one public meeting concerning the
2 report in a location or locations reasonably accessible
3 to persons who may be affected by management of
4 the lands addressed by the report.

5 “(B) Each public meeting under subparagraph
6 (A) shall be announced not less than 15 days before
7 the date of the meeting by advertisements in local
8 newspapers of general circulation, notices on the
9 internet, including the website of the affected mili-
10 tary range (if one exists), and any other means con-
11 sidered necessary or desirable by the Secretaries.

12 “(4) DISTRIBUTION OF REPORT.—The final
13 version of a report under this subsection shall be
14 made available to the public and submitted to the
15 Committees on Armed Services and Energy and
16 Natural Resources of the Senate and the Commit-
17 tees on Armed Services and Natural Resources of
18 the House of Representatives.”.

19 (h) EFFECT ON NEW LAND WITHDRAWALS AND
20 RESERVATIONS.—Nothing in this Act or the amendments
21 made by this Act shall be construed as changing the re-
22 quirements imposed on the Department of Defense to ob-
23 tain a new or expanded land withdrawal and reservation.

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