

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 934
OFFERED BY MR. MCCLINTOCK OF CALIFORNIA**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SUPPRESSION OF WILDFIRES.

2 (a) IN GENERAL.—With respect to covered National
3 Forest System lands, the Secretary of Agriculture, acting
4 through the Chief of the Forest Service—

5 (1) shall—

6 (A) use all available resources to carry out
7 wildfire suppression with the purpose of extin-
8 guishing wildfires detected on such lands not
9 later than 24 hours after such a wildfire is de-
10 tected;

11 (B) carry out wildfire suppression under
12 subparagraph (A) in a manner that is con-
13 sistent with interagency agreements and appli-
14 cable standards of firefighter safety; and

15 (C) immediately suppress any prescribed
16 fire that exceeds prescription;

1 (2) shall not inhibit the suppression efforts of
2 State or local firefighting agencies that are author-
3 ized to respond to wildfire on such lands;

4 (3) may only use fire as a resource manage-
5 ment tool if the fire is a prescribed fire that com-
6 plies with applicable law and regulations;

7 (4) may only initiate a backfire or burnout dur-
8 ing a wildfire—

9 (A) by order of the responsible incident
10 commander; or

11 (B) in instances that are necessary to pro-
12 tect the health and safety of firefighting per-
13 sonnel; and

14 (5) shall use all available resources to control
15 any such initiated backfire or burnout until extin-
16 guished.

17 (b) DEFINITIONS.—In this section:

18 (1) COVERED NATIONAL FOREST SYSTEM
19 LANDS.—The term “covered National Forest System
20 lands” means—

21 (A) during any period for which the Na-
22 tional Multi-Agency Coordination Group of the
23 National Interagency Fire Center has estab-
24 lished a National Wildland Fire Preparedness
25 level of 5, all National Forest System lands; or

1 (B) any area located in National Forest
2 System lands that—

3 (i) the U.S. Drought Monitor has
4 rated as having a D2 (severe drought) in-
5 tensity, D3 (extreme drought) intensity, or
6 D4 (exceptional drought) intensity; or

7 (ii) the Forest Service has identified
8 as being located in a fireshed ranked in the
9 top 10 percent of wildfire exposure (as de-
10 termined using the most recently published
11 models of fireshed risk exposure published
12 by the Forest Service).

13 (2) NATIONAL FOREST SYSTEM.—The term
14 “National Forest System” has the meaning given
15 that term in section 11(a) of the Forest and Range-
16 land Renewable Resources Planning Act of 1974 (16
17 U.S.C. 1609(a)).

