

Suspend the Rules and Pass the Bill, H.R. 6299, with An Amendment

(The amendment strikes all after the enacting clause and inserts a new text)

115TH CONGRESS
2^D SESSION

H. R. 6299

To modify the process of the Secretary of the Interior for examining certain mining claims on Federal lands in Storey County, Nevada, to facilitate certain pinyon-juniper-related projects in Lincoln County, Nevada, to modify the boundaries of certain wilderness areas in the State of Nevada, to fully implement the White Pine County Conservation, Recreation, and Development Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 29, 2018

Mr. AMODEI introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on Oversight and Government Reform, 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 modify the process of the Secretary of the Interior for examining certain mining claims on Federal lands in Storey County, Nevada, to facilitate certain pinyon-juniper-related projects in Lincoln County, Nevada, to modify the boundaries of certain wilderness areas in the State of Nevada, to fully implement the White Pine County Conservation, Recreation, and Development Act, 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.**

4 This Act may be cited as the “Nevada Lands Bill
5 Technical Corrections Act of 2018”.

6 **SEC. 2. AMENDMENT TO CONVEYANCE OF FEDERAL LAND**
7 **IN STOREY COUNTY, NEVADA.**

8 Section 3009(d) of the Carl Levin and Howard P.
9 “Buck” McKeon National Defense Authorization Act for
10 Fiscal Year 2015 (128 Stat. 3751) is amended—

11 (1) in paragraph (1)—

12 (A) by striking subparagraphs (B) through
13 (D) and redesignating subparagraph (E) as
14 subparagraph (D); and

15 (B) by inserting after subparagraph (A)
16 the following:

17 “(B) FEDERAL LAND.—The term ‘Federal
18 land’ means the land generally depicted as
19 ‘Federal land’ on the map.

20 “(C) MAP.—The term ‘map’ means the
21 map entitled ‘Storey County Land Conveyance’
22 and dated June 6, 2018.”.

23 (2) in paragraph (3)—

24 (A) in subparagraph (A)(i), by striking
25 “after completing the mining claim validity re-

1 view under paragraph (2)(B), if requested by
2 the County,”; and

3 (B) in subparagraph (B)—

4 (i) in clause (i)—

5 (I) in the matter preceding sub-
6 clause (I), by striking “each parcel of
7 land located in a mining townsite”
8 and inserting “any Federal land”;

9 (II) in subclause (I), by striking
10 “mining townsite” and inserting
11 “Federal land”; and

12 (III) in subclause (II), by strik-
13 ing “mining townsite (including im-
14 provements to the mining townsite),
15 as identified for conveyance on the
16 map” and inserting “Federal land (in-
17 cluding improvements)”;

18 (ii) by striking clause (ii);

19 (iii) by striking the subparagraph des-
20 ignation and heading and all that follows
21 through “With respect” in the matter pre-
22 ceding subclause (I) of clause (i) and in-
23 serting the following:

24 “(B) VALID MINING CLAIMS.—With re-
25 spect”; and

1 (iv) by redesignating subclauses (I)
2 and (II) as clauses (i) and (ii), respec-
3 tively, and indenting appropriately;

4 (3) in paragraph (4)(A), by striking “a mining
5 townsite conveyed under paragraph (3)(B)(i)(II)”
6 and inserting “Federal land conveyed under para-
7 graph (2)(B)(ii)”;

8 (4) in paragraph (5), by striking “a mining
9 townsite under paragraph (3)” and inserting “Fed-
10 eral land under paragraph (2)”;

11 (5) in paragraph (6), in the matter preceding
12 subparagraph (A), by striking “mining townsite”
13 and inserting “Federal land”;

14 (6) in paragraph (7), by striking “A mining
15 townsite to be conveyed by the United States under
16 paragraph (3)” and inserting “The exterior bound-
17 ary of the Federal land to be conveyed by the United
18 States under paragraph (2)”;

19 (7) in paragraph (9)—

20 (A) by striking “a mining townsite under
21 paragraph (3)” and inserting “the Federal land
22 under paragraph (2)”;

23 (B) by striking “the mining townsite” and
24 inserting “the Federal land”;

1 (8) in paragraph (10), by striking “the exam-
2 ination” and all that follows through the period at
3 the end and inserting “the conveyance under para-
4 graph (2) should be completed by not later than 18
5 months after the date of enactment of the Nevada
6 Lands Bill Technical Corrections Act of 2018.”;

7 (9) by striking paragraphs (2) and (8);

8 (10) by redesignating paragraphs (3) through
9 (7) and (9) and (10) as paragraphs (2) through (6)
10 and (7) and (8) respectively; and

11 (11) by adding at the end the following:

12 “(9) AVAILABILITY OF MAP.—The map shall be
13 on file and available for public inspection in the ap-
14 propriate offices of the Bureau of Land Manage-
15 ment.”.

16 **SEC. 3. FACILITATION OF PINYON-JUNIPER-RELATED**
17 **PROJECTS IN LINCOLN COUNTY, NEVADA.**

18 (a) **FACILITATION OF PINYON-JUNIPER-RELATED**
19 **PROJECTS.—**

20 (1) **AVAILABILITY OF SPECIAL ACCOUNT UNDER**
21 **LINCOLN COUNTY LAND ACT OF 2000.—**Section 5(b)
22 of the Lincoln County Land Act of 2000 (Public
23 Law 106–298; 114 Stat. 1048) is amended—

24 (A) in paragraph (1)—

1 (i) in subparagraph (B), by inserting
2 “and implementation” after “develop-
3 ment”; and

4 (ii) in subparagraph (C)—

5 (I) in clause (i), by striking “;
6 and” at the end and inserting a semi-
7 colon; and

8 (II) by adding at the end the fol-
9 lowing:

10 “(iii) development and implementation of
11 comprehensive, cost-effective, and multijuris-
12 dictional hazardous fuels reduction projects and
13 wildfire prevention planning activities, particu-
14 larly for pinyon-juniper-dominated landscapes,
15 and other rangeland and woodland restoration
16 projects within the County, consistent with the
17 Ely Resource Management Plan or any subse-
18 quent revisions or amendments to that plan;
19 and”; and

20 (B) by adding at the end the following:

21 “(3) COOPERATIVE AGREEMENTS.—The Direc-
22 tor of the Bureau of Land Management shall enter
23 into cooperative agreements with the County for law
24 enforcement and planning-related activities provided

1 by the County and approved by the Secretary, re-
2 garding—

3 “(A) wilderness in the County designated
4 by the Lincoln County Conservation, Recre-
5 ation, and Development Act of 2004 (Public
6 Law 108–424; 118 Stat. 2403);

7 “(B) cultural resources identified, pro-
8 tected, and managed pursuant to that Act;

9 “(C) planning, management, and law en-
10 forcement associated with the Silver State OHV
11 Trail designated by that Act; and

12 “(D) planning associated with land dis-
13 posal and related land-use authorizations re-
14 quired for utility corridors and rights-of-way to
15 serve land that has been, or is to be, disposed
16 of pursuant to that Act (other than rights-of-
17 way granted pursuant to that Act) and this
18 Act.”.

19 (2) AVAILABILITY OF SPECIAL ACCOUNT UNDER
20 LINCOLN COUNTY CONSERVATION, RECREATION,
21 AND DEVELOPMENT ACT OF 2004.—Section 103 of
22 the Lincoln County Conservation, Recreation, and
23 Development Act of 2004 (Public Law 108–424;
24 118 Stat. 2405) is amended—

25 (A) in subsection (b)(3)—

1 (i) in subparagraph (E), by striking “;
2 and” at the end and inserting a semicolon;

3 (ii) in subparagraph (F), by striking
4 the period at the end and inserting “;
5 and”; and

6 (iii) by adding at the end the fol-
7 lowing:

8 “(G) development and implementation of
9 comprehensive, cost-effective, and multijuris-
10 dictional hazardous fuels reduction projects and
11 wildfire prevention planning activities, particu-
12 larly for pinyon-juniper-dominated landscapes,
13 and other rangeland and woodland restoration
14 projects within the County, consistent with the
15 Ely Resource Management Plan or any subse-
16 quent revisions or amendments to that plan.”;
17 and

18 (B) by adding at the end the following:

19 “(d) COOPERATIVE AGREEMENTS.—The Director of
20 the Bureau of Land Management shall enter into coopera-
21 tive agreements with the County for law enforcement and
22 planning-related activities provided by the County and ap-
23 proved by the Secretary regarding—

24 “(1) wilderness in the County designated by
25 this Act;

1 “(2) cultural resources identified, protected,
2 and managed pursuant to this Act;

3 “(3) planning, management, and law enforce-
4 ment associated with the Silver State OHV Trail
5 designated by this Act; and

6 “(4) planning associated with land disposal and
7 related land-use authorizations required for utility
8 corridors and rights-of-way to serve land that has
9 been, or is to be, disposed of pursuant to this Act
10 (other than rights-of-way granted pursuant to this
11 Act) and the Lincoln County Land Act of 2000
12 (Public Law 106–298; 114 Stat. 1046).”.

13 (b) DISPOSITION OF PROCEEDS.—

14 (1) DISPOSITION OF PROCEEDS UNDER LIN-
15 COLN COUNTY LAND ACT OF 2000.—Section 5(a)(2)
16 of the Lincoln County Land Act of 2000 (Public
17 Law 106–298; 114 Stat. 1047) is amended by in-
18 serting “and economic development” after “schools”.

19 (2) DISPOSITION OF PROCEEDS UNDER LIN-
20 COLN COUNTY CONSERVATION, RECREATION, AND
21 DEVELOPMENT ACT OF 2004.—Section 103(b)(2) of
22 the Lincoln County Conservation, Recreation, and
23 Development Act of 2004 (Public Law 108–424;
24 118 Stat. 2405) is amended by striking “and trans-

1 portation” and inserting “transportation, and eco-
2 nomic development”.

3 (c) MODIFICATION OF UTILITY CORRIDOR.—The
4 Secretary of the Interior shall realign the utility corridor
5 established by section 301(a) of the Lincoln County Con-
6 servation, Recreation, and Development Act of 2004 (Pub-
7 lic Law 108–424; 118 Stat. 2412) to be aligned as gen-
8 erally depicted on the map titled “Proposed LCCRDA
9 Utility Corridor Realignment” and dated March 14, 2017,
10 by modifying the map titled “Lincoln County Conserva-
11 tion, Recreation, and Development Act” (referred to in
12 this subsection as the “Map”) and dated October 1, 2004,
13 by—

14 (1) removing the utility corridor from sections
15 5, 6, 7, 8, 9, 10, 11, 14, and 15, T. 7 N., R. 68
16 E., of the Map; and

17 (2) redesignating the utility corridor so as to
18 appear on the Map in—

19 (A) sections 31, 32, and 33, T. 8 N., R.
20 68 E.;

21 (B) sections 4, 5, 6, and 7, T. 7 N., R. 68
22 E.; and

23 (C) sections 1 and 12, T. 7 N., 67 E.

24 (d) FINAL CORRECTIVE PATENT IN CLARK COUNTY,
25 NEVADA.—

1 (1) VALIDATION OF PATENT.—Patent number
2 27–2005–0081, issued by the Bureau of Land Man-
3 agement on February 18, 2005, is affirmed and vali-
4 dated as having been issued pursuant to, and in
5 compliance with, the Nevada-Florida Land Ex-
6 change Authorization Act of 1988 (Public Law 100–
7 275; 102 Stat. 52), the National Environmental Pol-
8 icy Act of 1969 (42 U.S.C. 4321 et seq.), and the
9 Federal Land Policy and Management Act of 1976
10 (43 U.S.C. 1701 et seq.) for the benefit of the desert
11 tortoise, other species, and the habitat of the desert
12 tortoise and other species to increase the likelihood
13 of the recovery of the desert tortoise and other spe-
14 cies.

15 (2) RATIFICATION OF RECONFIGURATION.—The
16 process used by the United States Fish and Wildlife
17 Service and the Bureau of Land Management in re-
18 configuring the land described in paragraph (1), as
19 depicted on Exhibit 1–4 of the Final Environmental
20 Impact Statement for the Planned Development
21 Project MSHCP, Lincoln County, NV (FWS–R8–
22 ES–2008–N0136), and the reconfiguration provided
23 for in special condition 10 of the Corps of Engineers
24 Permit No. 000005042, are ratified.

1 (e) ISSUANCE OF CORRECTIVE PATENT IN LINCOLN
2 COUNTY, NEVADA.—

3 (1) IN GENERAL.—The Secretary of the Inte-
4 rior, acting through the Director of the Bureau of
5 Land Management, may issue a corrective patent for
6 the 7,548 acres of land in Lincoln County, Nevada,
7 depicted on the map prepared by the Bureau of
8 Land Management titled “Proposed Lincoln County
9 Land Reconfiguration” and dated January 28,
10 2016.

11 (2) APPLICABLE LAW.—A corrective patent
12 issued under paragraph (1) shall be treated as
13 issued pursuant to, and in compliance with, the Ne-
14 vada-Florida Land Exchange Authorization Act of
15 1988 (Public Law 100–275; 102 Stat. 52).

16 (f) CONVEYANCE TO LINCOLN COUNTY, NEVADA, TO
17 SUPPORT A LANDFILL.—

18 (1) IN GENERAL.—As soon as practicable after
19 the date of enactment of this Act, and subject to
20 valid existing rights, at the request of Lincoln Coun-
21 ty, Nevada, the Secretary of the Interior shall con-
22 vey without consideration under the Recreation and
23 Public Purposes Act (43 U.S.C. 869 et seq.) to Lin-
24 coln County all right, title and interest of the United
25 States in and to approximately 400 acres of land in

1 Lincoln County, Nevada, more particularly described
2 as follows: T. 11 S., R. 62, E., Section 25 E 1/2 of
3 W 1/2; and W 1/2 of E 1/2; and E 1/2 of SE 1/4.

4 (2) RESERVATION.—The Secretary shall reserve
5 to the United States the mineral estate in any land
6 conveyed under paragraph (1).

7 (3) USE OF CONVEYED LAND.—The land con-
8 veyed under paragraph (1) shall be used by Lincoln
9 County, Nevada, to provide a suitable location for
10 the establishment of a centralized landfill and to
11 provide a designated area and authorized facilities to
12 discourage unauthorized dumping and trash disposal
13 on environmentally-sensitive public land. Lincoln
14 County may not dispose of the land conveyed under
15 paragraph (1).

16 (4) REVERSION.—If Lincoln County, Nevada,
17 ceases to use any parcel of land conveyed under
18 paragraph (1) for the purposes described in para-
19 graph (3)—

20 (A) title to the parcel shall revert to the
21 Secretary of the Interior, at the option of the
22 Secretary; and

23 (B) Lincoln County shall be responsible for
24 any reclamation necessary to restore the parcel

1 to a condition acceptable to the Secretary of the
2 Interior.

3 **SEC. 4. MT. MORIAH WILDERNESS, HIGH SCHELLS WILDER-**
4 **NESS, AND ARC DOME WILDERNESS BOUND-**
5 **ARY ADJUSTMENTS.**

6 (a) AMENDMENTS TO THE PAM WHITE WILDERNESS
7 ACT OF 2006.—Section 323 of the Pam White Wilderness
8 Act of 2006 (16 U.S.C. 1132 note; 120 Stat. 3031) is
9 amended by striking subsection (e) and inserting the fol-
10 lowing:

11 “(e) MT. MORIAH WILDERNESS ADJUSTMENT.—The
12 boundary of the Mt. Moriah Wilderness established under
13 section 2(13) of the Nevada Wilderness Protection Act of
14 1989 (16 U.S.C. 1132 note) is adjusted to include—

15 “(1) the land identified as the ‘Mount Moriah
16 Wilderness Area’ and ‘Mount Moriah Additions’ on
17 the map titled ‘Eastern White Pine County’ and
18 dated November 29, 2006; and

19 “(2) the land identified as ‘NFS Lands’ on the
20 map titled ‘Proposed Wilderness Boundary Adjust-
21 ment Mt. Moriah Wilderness Area’ and dated Janu-
22 ary 17, 2017.

23 “(f) HIGH SCHELLS WILDERNESS ADJUSTMENT.—
24 The boundary of the High Schells Wilderness established
25 under subsection (a)(11) is adjusted—

1 frastructure, public electric transmission facilities,
2 public broadband infrastructure, and planning”; and

3 (2) in paragraph (3)—

4 (A) in subparagraph (G), by striking “;
5 and” and inserting a semicolon;

6 (B) in subparagraph (H), by striking the
7 period at the end and inserting “; and”; and

8 (C) by adding at the end the following:

9 “(I) processing by a government entity of
10 public land-use authorizations and rights-of-way
11 relating to the development of land conveyed to
12 the County under this Act, with an emphasis on
13 authorizations and rights-of-way relating to any
14 infrastructure needed for the expansion of the
15 White Pine County Industrial Park under sec-
16 tion 352(c)(2).”.

17 (b) CONVEYANCE TO WHITE PINE COUNTY, NE-
18 VADA.—Section 352 of the White Pine County Conserva-
19 tion, Recreation, and Development Act of 2006 (Public
20 Law 109–432; 120 Stat. 3039) is amended—

21 (1) in subsection (a), by inserting “not later
22 than 120 days after the date of the enactment of the
23 Nevada Lands Bill Technical Corrections Act of
24 2018” before “the Secretary”;

1 (2) in subsection (c)(3)(B)(i), by striking
2 “through a competitive bidding process” and insert-
3 ing “consistent with section 244 of the Nevada Re-
4 vised Statutes (as in effect on the date of enactment
5 of the Eastern Nevada Economic Development and
6 Land Management Improvement Act)”; and

7 (3) by adding at the end the following:

8 “(e) DEADLINE.—If the Secretary has not conveyed
9 to the County the parcels of land described in subsection
10 (b) by the date that is 120 days after the date of the en-
11 actment of the Nevada Lands Bill Technical Corrections
12 Act of 2018, the Secretary shall convey to the County,
13 without consideration, all right, title, and interest of the
14 United States in and to the parcels of land.”.