

116TH CONGRESS
1ST SESSION

H. R. 253

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

JANUARY 4, 2019

Mr. AMODEI (for himself and Mr. HORSFORD) introduced the following bill;
which was referred to the Committee on Natural Resources

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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Nevada Lands Bill
3 Technical Corrections Act of 2019”.

4 **SEC. 2. AMENDMENT TO CONVEYANCE OF FEDERAL LAND**
5 **IN STOREY COUNTY, NEVADA.**

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

9 (1) in paragraph (1)—

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

13 (B) by inserting after subparagraph (A)
14 the following:

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

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

21 (2) in paragraph (3)—

22 (A) in subparagraph (A)(i), by striking
23 “after completing the mining claim validity re-
24 view under paragraph (2)(B), if requested by
25 the County,”; and

26 (B) in subparagraph (B)—

1 (i) in clause (i)—

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

6 (II) in subclause (I), by striking
7 “mining townsite” and inserting
8 “Federal land”; and

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

15 (ii) by striking clause (ii);

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

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

23 (iv) by redesignating subclauses (I)
24 and (II) as clauses (i) and (ii), respec-
25 tively, and indenting appropriately;

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

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

8 (5) in paragraph (6), in the matter preceding
9 subparagraph (A), by striking “mining townsite”
10 and inserting “Federal land”;

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

16 (7) in paragraph (9)—

17 (A) by striking “a mining townsite under
18 paragraph (3)” and inserting “the Federal land
19 under paragraph (2)”;

20 (B) by striking “the mining townsite” and
21 inserting “the Federal land”;

22 (8) in paragraph (10), by striking “the exam-
23 ination” and all that follows through the period at
24 the end and inserting “the conveyance under para-
25 graph (2) should be completed by not later than 18

1 months after the date of enactment of the Nevada
 2 Lands Bill Technical Corrections Act of 2019.”;

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

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

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

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

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

14 (a) FACILITATION OF PINYON-JUNIPER-RELATED
 15 PROJECTS.—

16 (1) AVAILABILITY OF SPECIAL ACCOUNT UNDER
 17 LINCOLN COUNTY LAND ACT OF 2000.—Section 5(b)
 18 of the Lincoln County Land Act of 2000 (Public
 19 Law 106–298; 114 Stat. 1048) is amended—

20 (A) in paragraph (1)—

21 (i) in subparagraph (B), by inserting
 22 “and implementation” after “develop-
 23 ment”; and

24 (ii) in subparagraph (C)—

1 (I) in clause (i), by striking “;
2 and” at the end and inserting a semi-
3 colon; and

4 (II) by adding at the end the fol-
5 lowing:

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

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

17 “(3) COOPERATIVE AGREEMENTS.—The Direc-
18 tor of the Bureau of Land Management shall enter
19 into cooperative agreements with the County for law
20 enforcement and planning-related activities provided
21 by the County and approved by the Secretary, re-
22 garding—

23 “(A) wilderness in the County designated
24 by the Lincoln County Conservation, Recre-

1 ation, and Development Act of 2004 (Public
2 Law 108–424; 118 Stat. 2403);

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

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

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

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

21 (A) in subsection (b)(3)—

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

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

4 (iii) by adding at the end the fol-
5 lowing:

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

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

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

22 “(1) wilderness in the County designated by
23 this Act;

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

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

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

11 (b) DISPOSITION OF PROCEEDS.—

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

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

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

12 (1) removing the utility corridor from sections
 13 5, 6, 7, 8, 9, 10, 11, 14, and 15, T. 7 N., R. 68
 14 E., of the Map; and

15 (2) redesignating the utility corridor so as to
 16 appear on the Map in—

17 (A) sections 31, 32, and 33, T. 8 N., R.
 18 68 E.;

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

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

22 (d) FINAL CORRECTIVE PATENT IN CLARK COUNTY,
 23 NEVADA.—

24 (1) VALIDATION OF PATENT.—Patent number
 25 27–2005–0081, issued by the Bureau of Land Man-

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

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

23 (e) ISSUANCE OF CORRECTIVE PATENT IN LINCOLN
24 COUNTY, NEVADA.—

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

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

14 (f) CONVEYANCE TO LINCOLN COUNTY, NEVADA, TO
15 SUPPORT A LANDFILL.—

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

1 as follows: T. 11 S., R. 62, E., Section 25 E $\frac{1}{2}$ of
2 W $\frac{1}{2}$; and W $\frac{1}{2}$ of E $\frac{1}{2}$; and E $\frac{1}{2}$ of SE $\frac{1}{4}$.

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

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

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

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

22 (B) Lincoln County shall be responsible for
23 any reclamation necessary to restore the parcel
24 to a condition acceptable to the Secretary of the
25 Interior.

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

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

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

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

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

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

24 “(1) to include the land identified as ‘Include
25 as Wilderness’ on the map titled ‘McCoy Creek Ad-
26 justment’ and dated November 3, 2014; and

1 “(2) to exclude the land identified as ‘NFS
2 Lands’ on the map titled ‘Proposed Wilderness
3 Boundary Adjustment High Schells Wilderness
4 Area’ and dated January 19, 2017.”.

5 (b) AMENDMENTS TO THE NEVADA WILDERNESS
6 PROTECTION ACT OF 1989.—The Nevada Wilderness
7 Protection Act of 1989 (16 U.S.C. 1132 note) is amended
8 by adding at the end the following:

9 **“SEC. 12. ARC DOME BOUNDARY ADJUSTMENT.**

10 “The boundary of the Arc Dome Wilderness estab-
11 lished under section 2(2) is adjusted to exclude the land
12 identified as ‘Exclude from Wilderness’ on the map titled
13 ‘Arc Dome Adjustment’ and dated November 3, 2014.”.

14 **SEC. 5. IMPLEMENTATION OF WHITE PINE COUNTY CON-**
15 **SERVATION, RECREATION, AND DEVELOP-**
16 **MENT ACT.**

17 (a) DISPOSITION OF PROCEEDS.—Section 312 of the
18 White Pine County Conservation, Recreation, and Devel-
19 opment Act of 2006 (Public Law 109–432; 120 Stat.
20 3030) is amended—

21 (1) in paragraph (2), by striking “and plan-
22 ning” and inserting “municipal water and sewer in-
23 frastructure, public electric transmission facilities,
24 public broadband infrastructure, and planning”; and

25 (2) in paragraph (3)—

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

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

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

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

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

18 (1) in subsection (a), by inserting “not later
19 than 120 days after the date of the enactment of the
20 Nevada Lands Bill Technical Corrections Act of
21 2019” before “the Secretary”;

22 (2) in subsection (c)(3)(B)(i), by striking
23 “through a competitive bidding process” and insert-
24 ing “consistent with section 244 of the Nevada Re-
25 vised Statutes (as in effect on the date of enactment

1 of the Eastern Nevada Economic Development and
2 Land Management Improvement Act)”; and
3 (3) by adding at the end the following:
4 “(e) DEADLINE.—If the Secretary has not conveyed
5 to the County the parcels of land described in subsection
6 (b) by the date that is 120 days after the date of the en-
7 actment of the Nevada Lands Bill Technical Corrections
8 Act of 2019, the Secretary shall convey to the County,
9 without consideration, all right, title, and interest of the
10 United States in and to the parcels of land.”.

○