

AMENDMENT TO H.R. 4019
OFFERED BY MR. GRIJALVA OF ARIZONA

Add at the end the following new title:

1 **TITLE IV—FOREST SERVICE AND**
2 **BUREAU OF LAND MANAGE-**
3 **MENT GOOD NEIGHBOR AU-**
4 **THORITY**

5 **SEC. 401. GOOD NEIGHBOR AUTHORITY.**

6 (a) DEFINITIONS.—In this section:

7 (1) IN GENERAL.—The terms “Federal land”
8 and “Secretary concerned” have the meanings given
9 those terms in section 101.

10 (2) AUTHORIZED RESTORATION SERVICES.—
11 The term “authorized restoration services” means
12 similar and complementary forest, rangeland, and
13 watershed restoration services carried out on adja-
14 cent Federal land and non-Federal land by either
15 the Secretary concerned or a Governor pursuant
16 to—

17 (A) a good neighbor agreement; and

18 (B) a cooperative agreement or contract
19 entered into under subsection (c).

1 (3) FOREST, RANGELAND, AND WATERSHED
2 RESTORATION SERVICES.—The term “forest, range-
3 land, and watershed restoration services” means—

4 (A) activities to treat insect- and disease-
5 infected trees;

6 (B) activities to reduce hazardous fuels;

7 (C) activities to maintain roads and trails
8 that cross a boundary between Federal land
9 and non-Federal land; and

10 (D) any other activities to restore or im-
11 prove forest, rangeland, or watershed health, in-
12 cluding fish and wildlife habitat.

13 (4) GOOD NEIGHBOR AGREEMENT.—The term
14 “good neighbor agreement” means—

15 (A) a nonfunding master cooperative
16 agreement entered into between the Secretary
17 concerned and a Governor under chapter 63 of
18 title 31, United States Code; or

19 (B) a memorandum of agreement or un-
20 derstanding entered into between the Secretary
21 concerned and a Governor.

22 (5) GOVERNOR.—The term “Governor” means
23 the Governor or any other appropriate executive offi-
24 cial of a State.

25 (b) GOOD NEIGHBOR AGREEMENTS.—

1 (1) IN GENERAL.—The Secretary concerned
2 may enter into a good neighbor agreement with a
3 Governor to coordinate the procurement and imple-
4 mentation of authorized restoration services in ac-
5 cordance with this section.

6 (2) PUBLIC NOTICE AND COMMENT.—The Sec-
7 retary concerned shall make each good neighbor
8 agreement available to the public.

9 (c) TASK ORDERS, CONTRACTS, AND COOPERATIVE
10 AGREEMENTS.—

11 (1) IN GENERAL.—The Secretary concerned
12 may issue a task order for, or enter into a contract
13 (including a sole source contract) or cooperative
14 agreement with, a Governor to carry out authorized
15 restoration services.

16 (2) REQUIREMENTS.—Each task order, con-
17 tract, or cooperative agreement entered into under
18 paragraph (1) shall be executed in accordance
19 with—

20 (A) chapter 63 of title 31, United States
21 Code; and

22 (B) the applicable good neighbor agree-
23 ment.

24 (d) CONTRACT AND SUBCONTRACT REQUIRE-
25 MENTS.—

1 (1) EMPLOYMENT-RELATED REQUIREMENTS.—

2 (A) IN GENERAL.—For authorized restora-
3 tion services carried out on Federal land under
4 subsection (c), each contract and subcontract
5 issued under the authority of a Governor shall
6 include the provisions described in subpara-
7 graph (B).

8 (B) APPLICABLE PROVISIONS.—The provi-
9 sions referred to in subparagraph (A) are the
10 following:

11 (i) Prevailing wages and benefit provi-
12 sions that would have been included in the
13 contract had the Secretary concerned been
14 a party to the contract.

15 (ii) Nondiscrimination provisions that
16 would have been included in the contract
17 had the Secretary concerned been a party
18 to the contract.

19 (iii) Worker safety and protection pro-
20 visions that would have been included in
21 the contract had the Secretary concerned
22 been a party to the contract.

23 (2) LIMITATIONS ON THE EXPORT OF UNPROC-
24 ESSED TIMBER.—Each contract and subcontract for
25 authorized restoration services under subsection (c)

1 shall contain provisions requiring compliance with
2 the requirements of the Forest Resources Conserva-
3 tion and Shortage Relief Act of 1990 (16 U.S.C.
4 620 et seq.), relating to limitations on the export of
5 unprocessed timber harvested from Federal land and
6 public lands (as defined in section 493 of such Act
7 (16 U.S.C. 620e)), except that the geographical limi-
8 tation on the applicability of such Act only to lands
9 west of the 100th meridian in the contiguous 48
10 States shall not apply for purposes of authorized
11 restoration services carried out under subsection (c).

12 (3) REQUIREMENTS FOR SMALL BUSINESSES.—
13 Each contract and subcontract for authorized res-
14 toration services under subsection (c) shall comply
15 with provisions for small business assistance and
16 protection that would have been applicable to the
17 contract had the Secretary concerned been a party
18 to the contract.

19 (4) LIABILITY.—The Secretary concerned shall
20 include provisions in each good neighbor agreement,
21 contract, or cooperative agreement, as appropriate,
22 governing the potential liability of the State and the
23 Secretary concerned for actions carried out under
24 this section.

25 (e) TERMINATION OF EFFECTIVENESS.—

1 (1) IN GENERAL.—The authority of the Sec-
2 retary concerned to enter into cooperative agree-
3 ments and contracts under this section terminates
4 on September 30, 2019.

5 (2) CONTRACT DATE.—The termination date of
6 a cooperative agreement or contract entered into
7 under this section shall not extend beyond Sep-
8 tember 30, 2020.

9 (3) EXISTING CONTRACTS.—Nothing in the
10 amendments made by this section affects contracts
11 in effect on the day before the date of enactment of
12 this Act.

