

Amendment #1\*\*\*\*

**Amendment to HR 2358**  
**Offered by Mr. Zinke**

On page 2, line 10, insert a comma after “TION”.

On page 3, line 17, strike “danger” and insert “hazard”.

On page 4, line 2, insert a comma after “TION”.

On page 5, line 5, strike “30” and insert “90”.

On page 5, line 7, insert “agency comments to submitted plans and final” before “approval”.

On page 6, line 16, strike “danger” and insert “hazard”.

On page 7, line 5, insert a comma after “INSPECTION”.

On page 7, line 7, insert a comma after “inspection”.

On page 7, line 24, strike “DANGER TREE” and insert “HAZARD TREE”.

On page 7, line 24, strike “danger” and insert “hazard”.

On page 8, beginning on line 1, strike “would come” and insert “has been found by the either the owner or operator of a transmission or distribution facility, or the Secretary or the Secretary of Agriculture, to be likely to fail and cause a high risk of injury, damage, or disruption”.

On page 8, line 5, strike “danger trees” and insert “hazard trees on Federal lands”.

On page 9, strike lines 11 through 24 and insert:

“(f) LIABILITY.—An owner or operator of a transmission or distribution facility shall not be held liable for wildfire damage, loss or injury, including the cost of fire suppression, if—

- (1) the Secretary or the Secretary of Agriculture fails to allow the owner or operator to operate consistently with an approved vegetation management , facility inspection, and operation and maintenance plan on Federal lands under the relevant Secretary’s jurisdiction within or adjacent to a right-of-way to comply with Federal, State or local electric system reliability and fire safety standards, including standards established by the North American Electric Reliability Corporation; or
- (2) the Secretary or the Secretary of Agriculture fails to allow the owner or operator of the transmission or distribution facility to perform appropriate vegetation management activities in response to an identified hazard tree as defined under subsection (b)(6), or a tree in imminent danger of contacting the owner ‘s or operator’s transmission or distribution facility.”.

On page 11, line 1, strike “VEGETATIVE” and insert “VEGETATION”.

On page 11, line 4, strike “vegetative” and insert “vegetation”.