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(Original Signature of Member)

114TH CONGRESS
1ST SESSION

H. R. _____

To amend the Lake Tahoe Restoration Act to enhance recreational opportunities, environmental restoration activities, and forest management activities in the Lake Tahoe Basin, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. MCCLINTOCK introduced the following bill; which was referred to the
Committee on _____

A BILL

To amend the Lake Tahoe Restoration Act to enhance recreational opportunities, environmental restoration activities, and forest management activities in the Lake Tahoe Basin, 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 (a) SHORT TITLE.—This Act may be cited as the
5 “Lake Tahoe Restoration Act of 2015”.

6 (b) TABLE OF CONTENTS.—The table of contents for
7 this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Findings and purposes.
- Sec. 3. Definitions.
- Sec. 4. Improved administration of the Lake Tahoe Basin Management Unit.
- Sec. 5. Authorized programs.
- Sec. 6. Program performance and accountability.
- Sec. 7. Technical corrections and conforming amendments.
- Sec. 8. Authorization of appropriations.
- Sec. 9. Land conveyances to improve management efficiencies of State and Federal lands.
- Sec. 10. Modification of land acquisition authority under Santini-Burton Act and Southern Nevada Public Land Management Act of 1998.

1 SEC. 2. FINDINGS AND PURPOSES.

2 Section 2 of the Lake Tahoe Restoration Act (Public
3 Law 106–506; 114 Stat. 2351) is amended to read as fol-
4 lows:

5 “SEC. 2. FINDINGS AND PURPOSES.

6 “(a) FINDINGS.—Congress makes the following find-
7 ings:

8 “(1) Lake Tahoe—

9 “(A) is one of the largest, deepest, and
10 clearest fresh-water lakes in the world;

11 “(B) has a distinctive cobalt blue color, a
12 biologically diverse alpine setting, and remark-
13 able water clarity; and

14 “(C) is recognized as a natural resource of
15 special significance, so that even world-traveler
16 Mark Twain called Lake Tahoe the ‘fairest pic-
17 ture the whole earth affords’.

18 “(2) In addition to being a scenic and ecological
19 treasure, the Lake Tahoe Basin is one of the out-

1 standing recreational resources of the United States,
2 which—

3 “(A) offers skiing, water sports, biking,
4 camping, and hiking to millions of visitors each
5 year; and

6 “(B) contributes significantly to the econo-
7 mies of California, Nevada, and the United
8 States.

9 “(3) The economy in the Lake Tahoe Basin is
10 dependent on the natural beauty and recreation op-
11 portunities of Lake Tahoe and the surrounding area.

12 “(4) Forests in the Lake Tahoe Basin suffer
13 from over a century of fire damage, periodic
14 drought, and mismanagement, which have resulted
15 in—

16 “(A) high tree density and mortality;

17 “(B) the loss of biological diversity; and

18 “(C) a large quantity of combustible forest
19 fuels, which significantly increases the threat of
20 catastrophic fire and insect infestation.

21 “(5) The establishment of several aquatic and
22 terrestrial invasive species (including perennial
23 pepperweed, milfoil, and Asian clam) threatens the
24 ecosystem of the Lake Tahoe Basin, and the likeli-
25 hood exists for the introduction and establishment of

1 other invasive species (such as yellow starthistle,
2 New Zealand mud snail, Zebra mussel, and quagga
3 mussel).

4 “(6) 75 percent of the land in the Lake Tahoe
5 Basin is administered by the Federal Government,
6 which makes it a Federal responsibility to signifi-
7 cantly contribute to the restoration of the ecological
8 health of the Lake Tahoe Basin.

9 “(b) PURPOSES.—The purposes of this Act are as fol-
10 lows:

11 “(1) To identify ways and pursue options to ex-
12 pand the environmental threshold carrying capacity
13 of the Lake Tahoe Basin.

14 “(2) To enable the Chief of the Forest Service,
15 the Director of the United States Fish and Wildlife
16 Service, and the Administrator, in cooperation with
17 the Planning Agency and the States of California
18 and Nevada, to fund, plan, and implement signifi-
19 cant forest management and invasive species control
20 activities in the Lake Tahoe Basin.

21 “(3) To ensure that Federal, State, local, re-
22 gional, tribal, and private entities continue to work
23 together to manage lands and forests in the Lake
24 Tahoe Basin.

1 “(4) To support local governments in the Lake
2 Tahoe Basin in efforts related fire risk reduction
3 and forest management activities.

4 “(5) To prioritize public recreational access to
5 public lands in the Lake Tahoe Basin.

6 “(6) To ensure that management of Federal
7 land and forests in the Lake Tahoe Basin is con-
8 ducted with the understanding that—

9 “(A) public forests are renewable assets
10 that should be managed, rather than neglected,
11 and that excess timber should be harvested to
12 generate continuing revenue for care of the
13 public’s land, in accordance with a good neigh-
14 bor policy; and

15 “(B) the Federal Government will defer to
16 local communities whenever possible with re-
17 gard to land acquisition and land regulations or
18 restrictions.”.

19 **SEC. 3. DEFINITIONS.**

20 Section 3 of the Lake Tahoe Restoration Act (Public
21 Law 106–506; 114 Stat. 2353) is amended to read as fol-
22 lows:

23 **“SEC. 3. DEFINITIONS.**

24 “In this Act:

1 “(1) ADMINISTRATOR.—The term ‘Adminis-
2 trator’ means the Administrator of the Environ-
3 mental Protection Agency.

4 “(2) ASSISTANT SECRETARY.—The term ‘As-
5 sistant Secretary’ means the Assistant Secretary of
6 the Army for Civil Works.

7 “(3) CHAIR.—The term ‘Chair’ means the
8 Chair of the Federal Partnership.

9 “(4) COMPACT.—The term ‘Compact’ means
10 the Tahoe Regional Planning Compact included in
11 the first section of Public Law 96–551 (94 Stat.
12 3233).

13 “(5) DIRECTORS.—The term ‘Directors’
14 means—

15 “(A) the Director of the United States
16 Fish and Wildlife Service; and

17 “(B) the Director of the United States Ge-
18 ological Survey.

19 “(6) ENVIRONMENTAL THRESHOLD CARRYING
20 CAPACITY.—The term ‘environmental threshold car-
21 rying capacity’ has the meaning given the term in
22 article II of the Compact.

23 “(7) FEDERAL PARTNERSHIP.—The term ‘Fed-
24 eral Partnership’ means the Lake Tahoe Federal
25 Interagency Partnership established by Executive

1 Order 13957 (62 Fed. Reg. 41249) (or a successor
2 Executive order).

3 “(8) FOREST MANAGEMENT ACTIVITY.—The
4 term ‘forest management activity’ includes—

5 “(A) prescribed burning for ecosystem
6 health and hazardous fuels reduction;

7 “(B) mechanical treatments, including for-
8 est thinning, sale of commercial timber and
9 firewood, and brush mastication;

10 “(C) management of non-native, invasive
11 species; and

12 “(D) other activities consistent with Forest
13 Service practices, as the Secretary determines
14 to be appropriate.

15 “(9) MAPS.—The term ‘Maps’ means the maps
16 dated April 12, 2013, and entitled ‘LTRA USFS-CA
17 Land Exchange/North Shore’, ‘USFS-CA Land Ex-
18 change/West Shore’, and ‘USFS-CA Land Ex-
19 change/South Shore’, which shall be on file and
20 available for public inspection in the appropriate of-
21 fices of the Forest Service, the California Tahoe
22 Conservancy, and the California Department of
23 Parks and Recreation.

24 “(10) NATIONAL WILDLAND FIRE CODE.—The
25 term ‘national wildland fire code’ means—

1 “(A) the most recent publication of the
2 National Fire Protection Association codes
3 numbered 1141, 1142, 1143, and 1144;

4 “(B) the most recent publication of the
5 International Wildland-Urban Interface Code of
6 the International Code Council; or

7 “(C) any other code that the Secretary de-
8 termines provides the same, or better, stand-
9 ards for protection against wildland fire as a
10 code described in subparagraph (A) or (B).

11 “(11) PLANNING AGENCY.—The term ‘Planning
12 Agency’ means the Tahoe Regional Planning Agency
13 established under Public Law 91–148 (83 Stat. 360)
14 and Public Law 96–551 (94 Stat. 3233).

15 “(12) SECRETARY.—The term ‘Secretary’
16 means the Secretary of Agriculture, acting through
17 the Chief of the Forest Service.

18 “(13) WATERCRAFT.—The term ‘watercraft’
19 means motorized and non-motorized watercraft that
20 are capable of harboring an invasive species.”.

21 **SEC. 4. IMPROVED ADMINISTRATION OF THE LAKE TAHOE**
22 **BASIN MANAGEMENT UNIT.**

23 Section 4 of the Lake Tahoe Restoration Act (Public
24 Law 106–506; 114 Stat. 2353) is amended by adding at
25 the end the following new subsections:

1 “(c) FOREST MANAGEMENT ACTIVITIES.—

2 “(1) COORDINATION.—For the purpose of in-
3 creasing efficiencies and maximizing the compat-
4 ibility of management practices across public prop-
5 erty boundaries, in conducting forest management
6 activities in the Lake Tahoe Basin Management
7 Unit, the Secretary shall coordinate, as appropriate,
8 with—

9 “(A) the Administrator;

10 “(B) State and local agencies; and

11 “(C) county governments, local govern-
12 ments, and local fire departments.

13 “(2) MULTIPLE BENEFITS.—In conducting for-
14 est management activities in the Lake Tahoe Basin
15 Management Unit, the Secretary shall conduct the
16 activities in a manner that—

17 “(A) except as provided in paragraph (3),
18 promotes multiple management benefits, includ-
19 ing—

20 “(i) reducing forest fuels;

21 “(ii) enhancing and seeking ways to
22 increase recreational opportunities;

23 “(iii) preserving existing and tradi-
24 tional uses;

1 “(iv) producing a sustainable yield of
2 natural resource production; and

3 “(v) allowing for economic develop-
4 ment; and

5 “(B) helps achieve, maintain, and identify
6 ways to expand the environmental threshold
7 carrying capacities established by the Planning
8 Agency.

9 “(3) COST-BENEFIT DETERMINATION.—Not-
10 withstanding paragraph (2)(A), the promotion of
11 multiple management benefits shall not be required
12 if the Secretary determines that management for
13 multiple benefits would excessively increase the cost
14 of a program in relation to the additional benefits
15 gained from the management activity. The Secretary
16 shall make each cost-benefit determination made
17 under this paragraph publicly available.

18 “(4) AVAILABILITY OF CATEGORICAL EXCLU-
19 SION.—A forest management activity conducted in
20 the Lake Tahoe Basin Management Unit for the
21 purpose of reducing forest fuels is categorically ex-
22 cluded from the requirements of the National Envi-
23 ronmental Policy Act of 1969 (42 U.S.C. 4331 et
24 seq.) if the activity—

25 “(A) is developed—

1 “(i) in coordination with impacted
2 parties, specifically including representa-
3 tives of local governments, such as county
4 supervisors or county commissioners; and

5 “(ii) in consultation with other inter-
6 ested parties; and

7 “(B) is consistent with the Lake Tahoe
8 Basin Management Unit land and resource
9 management plan.

10 “(d) ARBITRATION PROCESS.—

11 “(1) IN GENERAL.—Any challenge to a forest
12 management activity in the Lake Tahoe Basin Man-
13 agement Unit shall be addressed using arbitration
14 consistent with this subsection.

15 “(2) WHO MAY SEEK.—Any person who sought
16 administrative review for the forest management ac-
17 tivity and who is not satisfied with the decision
18 made under the administrative review process may
19 file a demand for arbitration regarding the covered
20 active management project in accordance with chap-
21 ter 1 of title 9, United States Code. The demand for
22 arbitration under paragraph (1) shall—

23 “(A) be filed not more than 15 days after
24 the date on which the administrative review de-
25 cision was issued; and

1 “(B) include a proposal describing the
2 modifications sought to the forest management
3 activity.

4 “(3) INTERVENING PARTIES.—Not later than
5 15 days after the date on which the demand for ar-
6 bitration was filed, any person that submitted a pub-
7 lic comment on the forest management activity sub-
8 ject to arbitration may intervene in the arbitration—

9 “(A) by endorsing the activity or the modi-
10 fication proposal; or

11 “(B) by submitting a proposal to further
12 modify the activity.

13 “(4) APPOINTMENT OF ARBITRATOR.—The
14 United States District Court in the district in which
15 the forest management activity is located shall ap-
16 point the arbitrator to conduct the arbitration pro-
17 ceedings in accordance with this subsection and
18 chapter 1 of title 9, United States Code.

19 “(5) SELECTION OF PROPOSALS.—

20 “(A) IN GENERAL.—Within 30 days after
21 appointment under paragraph (1), the arbi-
22 trator shall determine whether the proposal
23 submitted by an objector or an intervening
24 party or the forest management activity as ap-
25 proved by the Secretary best meets the purpose

1 and needs described in the environmental anal-
2 ysis conducted, in accordance with this Act, for
3 the forest management activity.

4 “(B) MODIFICATION PROHIBITED.—The
5 arbitrator appointed under paragraph (4) may
6 not modify any of the proposals submitted with
7 the demand for arbitration or a request to in-
8 tervene.

9 “(6) EFFECT OF DECISION.—The decision of an
10 arbitrator with respect to the forest management ac-
11 tivity—

12 “(A) shall not be considered a major Fed-
13 eral action; and

14 “(B) shall be binding.

15 “(7) PROHIBITION ON RESTRAINING ORDERS,
16 PRELIMINARY INJUNCTIONS, AND INJUNCTIONS
17 PENDING APPEAL.—No restraining order, prelimi-
18 nary injunction, or injunction pending appeal shall
19 be issued by an appellate court of the United States
20 with respect to the decision of an arbitrator with re-
21 spect to the forest management activity.

22 “(e) ENVIRONMENTAL THRESHOLD CARRYING CA-
23 PACITY.—The Lake Tahoe Basin Management Unit shall
24 support the attainment of the environmental threshold

1 carrying capacities and identify and pursue the means to
2 expand those capacities.

3 “(f) COOPERATIVE AUTHORITIES.—

4 “(1) IN GENERAL.—During fiscal years 2016
5 through 2020, the Secretary, in conjunction with
6 land adjustment programs, may enter into contracts
7 and cooperative agreements with States, units of
8 local government, and other public and private enti-
9 ties to provide for fuel reduction, erosion control, re-
10 forestation, and similar management activities on
11 Federal land and non-Federal land within the pro-
12 grams.

13 “(2) EXTENDED DURATION OF STEWARDSHIP
14 CONTRACTS.—Notwithstanding subsection (d)(3) of
15 section 604 of the Healthy Forests Restoration Act
16 of 2003 (16 U.S.C. 6591c), an agreement or con-
17 tract under such section for stewardship contracting
18 projects to be carried out within the Lake Tahoe
19 Basin Management Unit may be for a term in excess
20 of 10 years, but not to exceed 20 years.

21 “(g) COMMERCIAL PRODUCT RECEIPTS.—

22 “(1) RETENTION.—The Secretary shall retain
23 any commercial product receipts generated as part
24 of forest management activities or cooperative activi-
25 ties conducted in the Lake Tahoe Basin Manage-

1 ment Unit under subsection (c) or (g), other than
2 stewardship contracts described in subsection (g)(2).

3 “(2) AVAILABILITY AND USE.—Receipts re-
4 tained under paragraph (1) shall be available to the
5 Secretary for the purpose of funding additional for-
6 est management activities and cooperative activities,
7 developed through a collaborative process with rep-
8 resentatives from local governments with jurisdiction
9 over lands within the Lake Tahoe Basin Manage-
10 ment Unit.

11 “(3) OBLIGATION LIMIT.—The obligation and
12 expenditure of receipts retained under this sub-
13 section shall be subject to such fiscal-year limitation
14 as may be specified in an Act making appropriations
15 for the Forest Service for a fiscal year.”.

16 **SEC. 5. AUTHORIZED PROGRAMS.**

17 Section 5 of the Lake Tahoe Restoration Act (Public
18 Law 106–506; 114 Stat. 2353) is amended to read as fol-
19 lows:

20 **“SEC. 5. AUTHORIZED PROGRAMS.**

21 “(a) IN GENERAL.—The Secretary, the Assistant
22 Secretary, the Directors, and the Administrator, in coordi-
23 nation with the Planning Agency and the States of Cali-
24 fornia and Nevada, may carry out or provide financial as-
25 sistance to any program described in subsection (b) or (c).

1 “(b) FIRE RISK REDUCTION AND FOREST MANAGE-
2 MENT.—

3 “(1) IN GENERAL.—Of the amounts appro-
4 priated for a fiscal year pursuant to the authoriza-
5 tion of appropriations in subsection (a) of section
6 12, as amended by section 8 of the Lake Tahoe Res-
7 toration Act of 2015, not less than \$4,400,000 shall
8 be made available to the Secretary to carry out, in-
9 cluding by making grants, the following programs:

10 “(A) The Lake Tahoe Basin Multi-Juris-
11 dictional Fuel Reduction and Wildfire Preven-
12 tion Strategy 10-Year Plan.

13 “(B) Competitive grants for fuels work to
14 be awarded by the Secretary to communities
15 that have adopted national wildland fire codes
16 to implement the applicable portion of the plan
17 referred to in subparagraph (A).

18 “(C) Restoration activities related to any
19 residual or future wildfire damage.

20 “(D) Washoe Tribe fire risk reduction and
21 forest management programs on tribal lands
22 within the Lake Tahoe Basin.

23 “(E) Development of an updated Lake
24 Tahoe Basin multijurisdictional fuel reduction
25 and wildfire prevention strategy, consistent with

1 the requirement that forest management activi-
2 ties in the Lake Tahoe Basin promote multiple
3 management benefits as described in section
4 4(c) of this Act (as added by section 4 of the
5 Lake Tahoe Restoration Act of 2015).

6 “(F) Development of updated community
7 wildfire protection plans by local fire districts.

8 “(2) PRIORITY.—Units of local government in
9 the Lake Tahoe Basin that have dedicated funding
10 for inspections and enforcement of defensible space
11 regulations shall be given priority for amounts pro-
12 vided under this subsection.

13 “(3) COST-SHARING REQUIREMENTS.—

14 “(A) IN GENERAL.—As a condition on the
15 receipt of funds, communities or local fire dis-
16 tricts that receive funds under this subsection
17 shall provide a 25-percent match.

18 “(B) FORM OF NON-FEDERAL SHARE.—

19 “(i) IN GENERAL.—The non-Federal
20 share required under subparagraph (A)
21 may be in the form of cash contributions
22 or in-kind contributions, including pro-
23 viding labor, equipment, supplies, space,
24 and other operational needs.

1 “(ii) CREDIT FOR CERTAIN DEDI-
2 CATED FUNDING.—There shall be credited
3 toward the non-Federal share required
4 under subparagraph (A) any dedicated
5 funding of the communities or local fire
6 districts for a fuels reduction management
7 program, defensible space inspections, or
8 dooryard chipping.

9 “(C) DOCUMENTATION.—Communities and
10 local fire districts shall—

11 “(i) maintain a record of in-kind con-
12 tributions that describes—

13 “(I) the monetary value of the in-
14 kind contributions; and

15 “(II) the manner in which the in-
16 kind contributions assist in accom-
17 plishing project goals and objectives;
18 and

19 “(ii) document in all requests for Fed-
20 eral funding, and include in the total
21 project budget, evidence of the commit-
22 ment to provide the non-Federal share
23 through in-kind contributions.

24 “(c) INVASIVE SPECIES MANAGEMENT.—

1 “(1) IN GENERAL.—Of the amounts appro-
2 priated for a fiscal year pursuant to the authoriza-
3 tion of appropriations in subsection (a) of section
4 12, as amended by section 8 of the Lake Tahoe Res-
5 toration Act of 2015, not less than \$800,000 shall
6 be transferred to the Director of the United States
7 Fish and Wildlife Service for the Aquatic Invasive
8 Species Program and for the watercraft inspections
9 and decontaminations described in paragraph (2).

10 “(2) DESCRIPTION OF ACTIVITIES.—The Direc-
11 tor of the United States Fish and Wildlife Service,
12 in coordination with the Planning Agency, the Cali-
13 fornia Department of Fish and Game, and the Ne-
14 vada Department of Wildlife, shall deploy strategies
15 consistent with the Lake Tahoe Aquatic Invasive
16 Species Management Plan to prevent the introduc-
17 tion of the quagga mussel into the Lake Tahoe
18 Basin.

19 “(3) REQUIRED ELEMENTS OF STRATEGIES.—
20 The strategies referred to in paragraph (2) shall
21 provide for the following:

22 “(A) Combined inspection and decon-
23 tamination stations shall be established in the
24 Lake Tahoe Basin. As provided in paragraph
25 (4), these stations may be operated by the

1 States of California and Nevada, local govern-
2 ments, or private entities.

3 “(B) Watercraft shall not be allowed to
4 launch in waters of the Lake Tahoe Basin un-
5 less the watercraft has been inspected in ac-
6 cordance with the Lake Tahoe Aquatic Invasive
7 Species Management Plan.

8 “(4) CERTIFICATION.—The Planning Agency
9 shall certify the State of California, the State of Ne-
10 vada, local agencies, or private entities to perform
11 inspection and decontamination activities described
12 in paragraph (3)(A) at locations inside or outside
13 the Lake Tahoe Basin if such activities are con-
14 ducted in a manner consistent with the standards
15 established by this subsection.

16 “(5) APPLICABILITY.—The strategies developed
17 under this subsection shall apply to all watercraft to
18 be launched on water within the Lake Tahoe Basin.

19 “(6) FEES.—An entity performing inspection
20 and decontamination activities described in para-
21 graph (3)(A) may collect fees for such activities, but
22 not higher than the level sufficient to cover the costs
23 of operation of inspection and decontamination sta-
24 tions under this subsection.

25 “(7) VIOLATIONS.—

1 “(A) IN GENERAL.—Any person that
2 launches or attempts to launch a watercraft not
3 in compliance with strategies deployed under
4 this subsection shall be guilty of an infraction
5 and shall be subject to a fine in the amount
6 provided in title 18, United States Code.

7 “(B) OTHER AUTHORITIES.—Any fine im-
8 posed under this paragraph shall be separate
9 from penalties assessed under any other author-
10 ity.

11 “(8) LIMITATION.—The strategies deployed
12 under paragraph (2), including the specific elements
13 required by paragraph (3), may be modified if the
14 Secretary of the Interior, in a nondelegable capacity
15 and in consultation with the Planning Agency, the
16 States of California and Nevada, and State and local
17 governments, issues a determination that alternative
18 measures will be no less effective at preventing intro-
19 duction of aquatic invasive species into Lake Tahoe.

20 “(9) SUPPLEMENTAL AUTHORITY.—The au-
21 thority under this subsection is supplemental to all
22 actions taken by non-Federal regulatory authorities.

23 “(10) SAVINGS CLAUSE.—Nothing in this title
24 restricts, affects, or amends any other law or the au-
25 thority of any department, instrumentality, or agen-

1 cy of the United States, or any State or political
2 subdivision thereof, respecting the control of invasive
3 species.”.

4 **SEC. 6. PROGRAM PERFORMANCE AND ACCOUNTABILITY.**

5 Section 6 of the Lake Tahoe Restoration Act (Public
6 Law 106–506; 114 Stat. 2354) is amended to read as fol-
7 lows:

8 **“SEC. 6. PROGRAM PERFORMANCE AND ACCOUNTABILITY.**

9 “(a) PROGRAM PERFORMANCE AND ACCOUNT-
10 ABILITY.—

11 “(1) IN GENERAL.—Of the amounts appro-
12 priated for a fiscal year pursuant to the authoriza-
13 tion of appropriations in subsection (a) of section
14 12, as amended by section 8 of the Lake Tahoe Res-
15 toration Act of 2015, not less than \$150,000 shall
16 be made available to the Secretary to carry out this
17 section.

18 “(2) PLANNING AGENCY.—Of the amounts
19 made available to the Secretary under paragraph
20 (1), not less than 50 percent shall be made available
21 to the Planning Agency to carry out the program
22 oversight, coordination, and outreach activities under
23 subsections (d) and (e).

24 “(b) CONSULTATION.—In carrying out this Act, the
25 Secretary, the Administrator, and the Directors shall, as

1 appropriate and in a timely manner, consult with the
2 heads of the Washoe Tribe, applicable Federal, State, re-
3 gional, county, and local governmental agencies, and the
4 Lake Tahoe Federal Advisory Committee.

5 “(c) CORPS OF ENGINEERS; INTERAGENCY AGREE-
6 MENTS.—

7 “(1) IN GENERAL.—The Assistant Secretary
8 may enter into interagency agreements with non-
9 Federal interests in the Lake Tahoe Basin to use
10 Lake Tahoe Partnership-Miscellaneous General In-
11 vestigations funds to provide programmatic technical
12 assistance for forest management or invasive species
13 control activities.

14 “(2) LOCAL COOPERATION AGREEMENTS.—

15 “(A) IN GENERAL.—Before providing tech-
16 nical assistance under this section, the Assist-
17 ant Secretary shall enter into a local coopera-
18 tion agreement with a non-Federal interest to
19 provide for the technical assistance.

20 “(B) COMPONENTS.—The agreement en-
21 tered into under subparagraph (A) shall—

22 “(i) describe the nature of the tech-
23 nical assistance;

24 “(ii) describe any legal and institu-
25 tional structures necessary to ensure the

1 effective long-term viability of the end
2 products by the non-Federal interest; and

3 “(iii) include cost-sharing provisions
4 in accordance with subparagraph (C).

5 “(C) FEDERAL SHARE.—

6 “(i) IN GENERAL.—The Federal share
7 of program costs under each local coopera-
8 tion agreement under this paragraph shall
9 be 75 percent.

10 “(ii) FORM.—The Federal share may
11 be in the form of reimbursements of pro-
12 gram costs.

13 “(iii) CREDIT.—The non-Federal in-
14 terest may receive credit toward the non-
15 Federal share for the reasonable costs of
16 related technical activities completed by
17 the non-Federal interest before entering
18 into a local cooperation agreement with the
19 Assistant Secretary under this paragraph.

20 “(d) PUBLIC OUTREACH AND EDUCATION.—

21 “(1) IN GENERAL.—The Secretary, the Admin-
22 istrator, and the Directors will coordinate with the
23 Planning Agency to conduct public education and
24 outreach programs, including encouraging—

1 “(A) owners of land and residences in the
2 Lake Tahoe Basin to implement defensible
3 space; and

4 “(B) owners of land and residences in the
5 Lake Tahoe Basin and visitors to the Lake
6 Tahoe Basin to help prevent the introduction
7 and proliferation of invasive species.

8 “(2) SCIENTIFIC AND TECHNICAL GUIDANCE.—
9 The Director of the United States Geological Survey
10 shall provide scientific and technical guidance to
11 public outreach and education programs conducted
12 under this subsection.

13 “(3) REQUIRED COORDINATION.—Public out-
14 reach and education programs for aquatic invasive
15 species under this subsection shall—

16 “(A) be coordinated with county govern-
17 ments in the Lake Tahoe Basin and Lake
18 Tahoe Basin tourism and business organiza-
19 tions; and

20 “(B) include provisions for the programs
21 to extend outside of the Lake Tahoe Basin.

22 “(e) EFFECTIVENESS EVALUATING AND MONI-
23 TORING.—In carrying out this Act, the Secretary, the Ad-
24 ministrators, and the Directors, in coordination with the

1 Planning Agency and States of California and Nevada,
2 shall—

3 “(1) develop and implement a plan for inte-
4 grated monitoring, assessment, and applied research
5 to evaluate the effectiveness programs funded under
6 this Act; and

7 “(2) include in each program funded under this
8 section funds for monitoring and assessment of re-
9 sults at the program level.”.

10 **SEC. 7. TECHNICAL CORRECTIONS AND CONFORMING**
11 **AMENDMENTS.**

12 (a) TECHNICAL CORRECTION.—Section 4(b)(3) of
13 the Lake Tahoe Restoration Act (Public Law 106–506;
14 114 Stat. 2353) is amended by striking “basin” and in-
15 serting “Basin”.

16 (b) RELATIONSHIP TO OTHER LAWS.—Section 11 of
17 the Lake Tahoe Restoration Act (Public Law 106–506;
18 114 Stat. 2358) is amended by inserting “, Director, or
19 Administrator” after “Secretary”.

20 (c) TAHOE REGIONAL PLANNING COMPACT UP-
21 DATE.—Paragraph (c) of Article V of the Tahoe Regional
22 Planning Compact included in the first section of Public
23 Law 96–551 (94 Stat. 3233) is amended by inserting after
24 “maintain the regional plan” the following: “and, in so
25 doing, shall ensure that the regional plan reflects changing

1 economic conditions and the economic effect of regulation
2 on commerce”.

3 **SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

4 Section 12 of the Lake Tahoe Restoration Act (Pub-
5 lic Law 106–506; 114 Stat. 2358) is amended to read as
6 follows:

7 **“SEC. 12. AUTHORIZATION OF APPROPRIATIONS.**

8 “(a) AUTHORIZATION OF APPROPRIATIONS.—There
9 is authorized to be appropriated to carry out this Act
10 \$6,000,000 for each of fiscal years 2016 through 2025.

11 “(b) SOURCE OF FUNDS.—Amounts made available
12 to carry out this Act shall be derived from—

13 “(1) amounts appropriated pursuant to the au-
14 thorization of appropriations in subsection (a) and
15 the amendment made by section 7 of this Act; and

16 “(2) from special use fees collected within the
17 Lake Tahoe Basin Management Unit under sub-
18 section (c).

19 “(c) FUNDING SOURCES OTHER THAN APPRO-
20 PRIATED FUNDS.—

21 “(1) RETENTION OF CERTAIN FEES.—

22 “(A) RETENTION.—The Secretary shall re-
23 tain fees collected for recreation and non-recre-
24 ation special uses within the Lake Tahoe Basin
25 Management Unit.

1 “(B) AVAILABILITY AND USE.—Fees re-
2 tained under subparagraph (A) shall be avail-
3 able to the Secretary, as provided in subsection
4 (b)(2), for the purpose of providing additional
5 funds to carry out this Act in excess of
6 amounts appropriated pursuant to the author-
7 ization of appropriations in subsection (a).

8 “(C) OBLIGATION LIMIT.—The obligation
9 and expenditure of fees retained under this
10 paragraph shall be subject to such fiscal-year
11 limitation as may be specified in an Act making
12 appropriations for the Forest Service for a fis-
13 cal year.

14 “(2) USE OF RETAINED FEES.—Of the fees re-
15 tained under paragraph (1) and available for a fiscal
16 year, the Secretary shall use—

17 “(A) at least 50 percent to establish, main-
18 tain, and expand recreation improvements, spe-
19 cifically existing and traditional uses, within the
20 Lake Tahoe Basin Management Unit, including
21 trails, interpretation, and on-the-ground pres-
22 ence of Forest Service personnel; and

23 “(B) the remainder to support other activi-
24 ties authorized by this Act.

1 “(3) COLLABORATIVE PROCESS.—The Secretary
2 shall make decisions under paragraph (2) regarding
3 the use of fees retained under this subsection
4 through a collaborative process with representatives
5 from local governments, such as county supervisors
6 and county commissioners, with jurisdiction over
7 lands within the Lake Tahoe Basin Management
8 Unit.

9 “(d) EFFECT ON OTHER FUNDS.—Amounts made
10 available to carry out this Act—

11 “(1) shall be in addition to any other amounts
12 made available to the Secretary, the Administrator,
13 or the Directors for expenditure in the Lake Tahoe
14 Basin; and

15 “(2) shall not reduce allocations for other Re-
16 gions of the Forest Service.

17 “(e) COST-SHARING REQUIREMENT.—Except as pro-
18 vided in subsection (b)(3) of section 5 of this Act, as
19 amended by section 5 of the Lake Tahoe Restoration Act
20 of 2015, funds for activities under section 5 of this Act
21 shall be available for obligation on a dollar-for-dollar basis
22 with funding of restoration activities in the Lake Tahoe
23 Basin by the States of California and Nevada.”.

1 **SEC. 9. LAND CONVEYANCES TO IMPROVE MANAGEMENT**
2 **EFFICIENCIES OF STATE AND FEDERAL**
3 **LANDS.**

4 (a) CALIFORNIA CONVEYANCE.—Section 3(b) of Pub-
5 lic Law 96–586 (94 Stat. 3384; commonly known as the
6 Santini-Burton Act) is amended—

7 (1) by striking “(b) Lands” and inserting the
8 following:

9 “(b) ADMINISTRATION OF ACQUIRED LAND.—

10 “(1) IN GENERAL.—Land”; and

11 (2) by adding at the end the following new
12 paragraph:

13 “(2) CONVEYANCE TO CALIFORNIA.—

14 “(A) IN GENERAL.—If the State of Cali-
15 fornia (acting through the California Tahoe
16 Conservancy and the California Department of
17 Parks and Recreation) offers to donate to the
18 United States acceptable title to the non-Fed-
19 eral land described in subparagraph (B)(i), the
20 Secretary of Agriculture—

21 “(i) may accept the offer; and

22 “(ii) not later than 180 days after the
23 date on which the Secretary receives ac-
24 ceptable title to the non-Federal land de-
25 scribed in subparagraph (B)(i), convey to
26 the State of California, subject to valid ex-

1 isting rights and for no consideration, all
2 right, title, and interest of the United
3 States in and to the Federal land that is
4 acceptable to the State of California.

5 “(B) DESCRIPTION OF LAND.—

6 “(i) NON-FEDERAL LAND.—The non-
7 Federal land referred to in subparagraph
8 (A) includes—

9 “(I) the approximately 1,981
10 acres of land administered by the
11 California Tahoe Conservancy and
12 identified on the Maps as ‘Conser-
13 vancy to the United States Forest
14 Service’; and

15 “(II) the approximately 187
16 acres of land administered by Cali-
17 fornia State Parks and identified on
18 the Maps as ‘State Parks to the U.S.
19 Forest Service’.

20 “(ii) FEDERAL LAND.—The Federal
21 land referred to in subparagraph (A) in-
22 cludes the approximately 1,995 acres of
23 Forest Service land identified on the Maps
24 as ‘U.S. Forest Service to Conservancy
25 and State Parks’.

1 “(C) USE OF LAND.—The land conveyance
2 authorized under this paragraph shall—

3 “(i) be for the purpose of consoli-
4 dating Federal and State ownerships and
5 improving management efficiencies; and

6 “(ii) not result in any substantial re-
7 duction in public access or reduction in
8 availability of existing and traditional pub-
9 lic recreation uses.”.

10 (b) NEVADA CONVEYANCE.—Section 3(b) of Public
11 Law 96–586 (94 Stat. 3384; commonly known as the
12 Santini-Burton Act) is further amended by inserting after
13 paragraph (2), as added by subsection (a)(2), the fol-
14 lowing new paragraph:

15 “(3) CONVEYANCE TO NEVADA.—

16 “(A) IN GENERAL.—At the request of the
17 State of Nevada, the Secretary of Agriculture
18 may convey, without consideration, the land or
19 interests in land described in subparagraph (B)
20 to the State, subject to appropriate deed re-
21 strictions to protect public access and existing
22 or traditional public recreational uses of the
23 conveyed land.

24 “(B) DESCRIPTION OF LAND.—The land
25 referred to in subsection (a) includes the ap-

1 proximately 39 acres of National Forest System
2 land identified on the map entitled ‘State of
3 Nevada Conveyances’ as ‘Van Sickle Unit
4 USFS Inholding’.

5 “(C) USE OF LAND.—The land conveyance
6 authorized under this paragraph shall—

7 “(i) be for the purpose of consoli-
8 dating Federal and State ownerships and
9 improving management efficiencies; and

10 “(ii) not result in any substantial re-
11 duction in public access or reduction in
12 availability of existing and traditional pub-
13 lic recreation uses.”.

14 (c) AUTHORIZATION FOR CONVEYANCE OF FOREST
15 SERVICE URBAN LOTS.—

16 (1) CONVEYANCE AUTHORITY.—The Secretary
17 of Agriculture is authorized to convey all urban lots
18 within the Lake Tahoe Basin under the administra-
19 tive jurisdiction of the Forest Service.

20 (2) CONSIDERATION.—A conveyance under the
21 authority of paragraph (1) shall require consider-
22 ation in an amount equal to the fair-market value of
23 the conveyed lot.

24 (3) AVAILABILITY AND USE.—The proceeds
25 from conveyances under paragraph (1) shall be re-

1 tained by the Secretary of Agriculture and used for
2 the purpose of—

3 (A) purchasing inholdings throughout the
4 Lake Tahoe Basin; or

5 (B) providing additional funds to carry out
6 the Lake Tahoe Restoration Act (Public Law
7 106–506) in excess of amounts appropriated
8 pursuant to the authorization of appropriations
9 in section 12 of such Act, as amended by sec-
10 tion 8 of this Act.

11 (4) OBLIGATION LIMIT.—The obligation and ex-
12 penditure of proceeds retained under this subsection
13 shall be subject to such fiscal-year limitation as may
14 be specified in an Act making appropriations for the
15 Forest Service for a fiscal year.

16 (5) INHOLDING DEFINED.—In paragraph
17 (3)(A), the term “inholding” means a parcel of land
18 that is surrounded on all sides by Federal land.

19 **SEC. 10. MODIFICATION OF LAND ACQUISITION AUTHORITY**
20 **UNDER SANTINI-BURTON ACT AND SOUTH-**
21 **ERN NEVADA PUBLIC LAND MANAGEMENT**
22 **ACT OF 1998.**

23 (a) ADDITIONAL LAND ACQUISITION CRITERIA.—
24 Section 3(a)(1) of Public Law 96–586 (94 Stat. 3383;
25 commonly known as the Santini-Burton Act) is amended

1 by adding before the period at the end of the first sentence
2 the following: “and, with respect to any land acquisition
3 under this section within the Lake Tahoe Basin Manage-
4 ment Unit that is proposed after the date of the enactment
5 of the Lake Tahoe Restoration Act of 2015, which will
6 provide critical access for recreational use and resolve sig-
7 nificant inholding issues in that a parcel of land to be ac-
8 quired is wholly surrounded by Federal land”.

9 (b) CONSENT OF LOCAL GOVERNMENT REQUIRED.—
10 Section 3(a) of Public Law 96–586 (94 Stat. 3383; com-
11 monly known as the Santini-Burton Act) is amended by
12 adding at the end the following new paragraph:

13 “(6) CONSENT OF LOCAL GOVERNMENT RE-
14 QUIRED.—With respect to any land acquisition
15 under this section within the Lake Tahoe Basin
16 Management Unit that is proposed after the date of
17 the enactment of the Lake Tahoe Restoration Act of
18 2015, the Secretary of Agriculture shall obtain the
19 consent of the government of the county within the
20 boundaries of which the land is located before exe-
21 cuting the land acquisition.”.

22 (c) ADMINISTRATIVE EXPENSES.—Section 3 of Pub-
23 lic Law 96–586 (94 Stat. 3383; commonly known as the
24 Santini-Burton Act) is amended by adding at the end the
25 following new subsection:

1 “(h) ADMINISTRATIVE EXPENSES RELATED TO
2 LAND ADJUSTMENTS.—Amounts appropriated pursuant
3 to the authorization of appropriations in subsection (g)
4 shall be available to the Secretary of Agriculture to cover
5 staffing costs and related expenses incurred to accomplish
6 land adjustments in the Lake Tahoe Basin Management
7 Unit to create more efficient land management patterns.”.

8 (d) CONFORMING AMENDMENTS TO SOUTHERN NE-
9 VADA PUBLIC LAND MANAGEMENT ACT OF 1998.—Sec-
10 tion 5(a) of the Southern Nevada Public Land Manage-
11 ment Act of 1998 (Public Law 105–263; 112 Stat. 2347)
12 is amended by adding at the end the following new para-
13 graph:

14 “(4) ADDITIONAL REQUIREMENTS RELATED TO
15 ACQUISITIONS IN LAKE TAHOE BASIN MANAGEMENT
16 UNIT.—With respect to any land acquisition under
17 this subsection within the Lake Tahoe Basin Man-
18 agement Unit that is proposed after the date of the
19 enactment of the Lake Tahoe Restoration Act of
20 2015, the Secretary of Agriculture shall, before exe-
21 cuting the land acquisition—

22 “(A) obtain the consent of each county
23 within whose boundaries the parcel of land is
24 located; and

1 “(B) certify that, in addition to being envi-
2 ronmentally sensitive land, the parcel of land
3 will provide critical access for recreational use
4 and resolve significant inholding issues in that
5 the parcel is wholly surrounded by National
6 Forest System land.”.