

AMENDMENT NO. _____ Calendar No. _____

Purpose: To extend the Secure Rural Schools and Community Self-Determination Act of 2000.

IN THE SENATE OF THE UNITED STATES—117th Cong., 1st Sess.

S. _____

To invest in the energy and outdoor infrastructure of the United States to deploy new and innovative technologies, update existing infrastructure to be reliable and resilient, and secure energy infrastructure against physical and cyber threats, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. RISCH (for himself and Mr. WYDEN)

Viz:

1 At the end, add the following:

2 **TITLE XII—MISCELLANEOUS**

3 **SEC. 12001. EXTENSION OF SECURE RURAL SCHOOLS AND**
4 **COMMUNITY SELF-DETERMINATION ACT OF**
5 **2000.**

6 (a) DEFINITION OF FULL FUNDING AMOUNT.—Sec-
7 tion 3(11) of the Secure Rural Schools and Community
8 Self-Determination Act of 2000 (16 U.S.C. 7102(11)) is
9 amended by striking subparagraphs (D) and (E) and in-
10 serting the following:

1 “(D) for fiscal year 2017, the amount that
2 is equal to 95 percent of the full funding
3 amount for fiscal year 2015;

4 “(E) for each of fiscal years 2018 through
5 2020, the amount that is equal to 95 percent
6 of the full funding amount for the preceding fis-
7 cal year; and

8 “(F) for fiscal year 2021 and each fiscal
9 year thereafter, the amount that is equal to the
10 full funding amount for fiscal year 2017.”.

11 (b) SECURE PAYMENTS FOR STATES AND COUNTIES
12 CONTAINING FEDERAL LAND.—

13 (1) SECURE PAYMENTS.—Section 101 of the
14 Secure Rural Schools and Community Self-Deter-
15 mination Act of 2000 (16 U.S.C. 7111) is amended,
16 in subsections (a) and (b), by striking “2015, 2017,
17 2018, 2019, and 2020” each place it appears and
18 inserting “2015 and 2017 through 2023”.

19 (2) DISTRIBUTION OF PAYMENTS TO ELIGIBLE
20 COUNTIES.—Section 103(d)(2) of the Secure Rural
21 Schools and Community Self-Determination Act of
22 2000 (16 U.S.C. 7113(d)(2)) is amended by striking
23 “2020” and inserting “2023”.

24 (c) PILOT PROGRAM TO STREAMLINE NOMINATION
25 OF MEMBERS OF RESOURCE ADVISORY COMMITTEES.—

1 Section 205 of the Secure Rural Schools and Community
2 Self-Determination Act of 2000 (16 U.S.C. 7125) is
3 amended by striking subsection (g) and inserting the fol-
4 lowing:

5 “(g) RESOURCE ADVISORY COMMITTEE APPOINT-
6 MENT PILOT PROGRAMS.—

7 “(1) DEFINITIONS.—In this subsection:

8 “(A) APPLICABLE DESIGNEE.—The term
9 ‘applicable designee’ means the applicable re-
10 gional forester.

11 “(B) NATIONAL PILOT PROGRAM.—The
12 term ‘national pilot program’ means the na-
13 tional pilot program established under para-
14 graph (4)(A).

15 “(C) REGIONAL PILOT PROGRAM.—The
16 term ‘regional pilot program’ means the re-
17 gional pilot program established under para-
18 graph (3)(A).

19 “(2) ESTABLISHMENT OF PILOT PROGRAMS.—
20 In accordance with paragraphs (3) and (4), the Sec-
21 retary concerned shall carry out 2 pilot programs to
22 appoint members of resource advisory committees.

23 “(3) REGIONAL PILOT PROGRAM.—

24 “(A) IN GENERAL.—The Secretary con-
25 cerned shall carry out a regional pilot program

1 to allow an applicable designee to appoint mem-
2 bers of resource advisory committees.

3 “(B) GEOGRAPHIC LIMITATION.—The re-
4 gional pilot program shall only apply to re-
5 source advisory committees chartered in—

6 “(i) the State of Montana; and

7 “(ii) the State of Arizona.

8 “(C) RESPONSIBILITIES OF APPLICABLE
9 DESIGNEE.—

10 “(i) REVIEW.—Before appointing a
11 member of a resource advisory committee
12 under the regional pilot program, an appli-
13 cable designee shall conduct the review and
14 analysis that would otherwise be conducted
15 for an appointment to a resource advisory
16 committee if the regional pilot program
17 was not in effect, including any review and
18 analysis with respect to civil rights and
19 budgetary requirements.

20 “(ii) SAVINGS CLAUSE.—Nothing in
21 this paragraph relieves an applicable des-
22 ignee from any requirement developed by
23 the Secretary concerned for making an ap-
24 pointment to a resource advisory com-
25 mittee that is in effect on December 20,

1 2018, including any requirement for adver-
2 tising a vacancy.

3 “(4) NATIONAL PILOT PROGRAM.—

4 “(A) IN GENERAL.—The Secretary con-
5 cerned shall carry out a national pilot program
6 to allow the Chief of the Forest Service or the
7 Director of the Bureau of Land Management,
8 as applicable, to submit to the Secretary con-
9 cerned nominations of individuals for appoint-
10 ment as members of resource advisory commit-
11 tees.

12 “(B) APPOINTMENT.—Under the national
13 pilot program, subject to subparagraph (C), not
14 later than 30 days after the date on which a
15 nomination is transmitted to the Secretary con-
16 cerned under subparagraph (A), the Secretary
17 concerned shall—

18 “(i) appoint the nominee to the appli-
19 cable resource advisory committee; or

20 “(ii) reject the nomination.

21 “(C) AUTOMATIC APPOINTMENT.—If the
22 Secretary concerned does not act on a nomina-
23 tion in accordance with subparagraph (B) by
24 the date described in that subparagraph, the

1 nominee shall be deemed appointed to the appli-
2 cable resource advisory committee.

3 “(D) GEOGRAPHIC LIMITATION.—The na-
4 tional pilot program shall apply to a resource
5 advisory committee chartered in any State other
6 than—

7 “(i) the State of Montana; or

8 “(ii) the State of Arizona.

9 “(E) SAVINGS CLAUSE.—Nothing in this
10 paragraph relieves the Secretary concerned
11 from any requirement relating to an appoint-
12 ment to a resource advisory committee, includ-
13 ing any requirement with respect to civil rights
14 or advertising a vacancy.

15 “(5) TERMINATION OF EFFECTIVENESS.—The
16 authority provided under this subsection terminates
17 on October 1, 2023.

18 “(6) REPORT TO CONGRESS.—Not later 180
19 days after the date described in paragraph (5), the
20 Secretary concerned shall submit to Congress a re-
21 port that includes—

22 “(A) with respect to appointments made
23 under the regional pilot program compared to
24 appointments made under the national pilot
25 program, a description of the extent to which—

1 “(i) appointments were faster or slow-
2 er; and

3 “(ii) the requirements described in
4 paragraph (3)(C)(i) differ; and

5 “(B) a recommendation with respect to
6 whether Congress should terminate, continue,
7 modify, or expand the pilot programs.”.

8 (d) EXTENSION OF AUTHORITY TO CONDUCT SPE-
9 CIAL PROJECTS ON FEDERAL LAND.—

10 (1) EXISTING ADVISORY COMMITTEES.—Section
11 205(a)(4) of the Secure Rural Schools and Commu-
12 nity Self-Determination Act of 2000 (16 U.S.C.
13 7125(a)(4)) is amended by striking “December 20,
14 2021” each place it appears and inserting “Decem-
15 ber 20, 2023”.

16 (2) EXTENSION OF AUTHORITY.—Section 208
17 of the Secure Rural Schools and Community Self-
18 Determination Act of 2000 (16 U.S.C. 7128) is
19 amended—

20 (A) in subsection (a), by striking “2022”
21 and inserting “2025”; and

22 (B) in subsection (b), by striking “2023”
23 and inserting “2026”.

24 (e) ACCESS TO BROADBAND AND OTHER TECH-
25 NOLOGY.—Section 302(a) of the Secure Rural Schools and

1 Community Self-Determination Act of 2000 (16 U.S.C.
2 7142(a)) is amended—

3 (1) in paragraph (3), by striking “and” at the
4 end;

5 (2) in paragraph (4), by striking the period at
6 the end and inserting “; and”; and

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

8 “(5) to provide or expand access to—

9 “(A) broadband telecommunications serv-
10 ices at local schools; or

11 “(B) the technology and connectivity nec-
12 essary for students to use a digital learning tool
13 at or outside of a local school campus.”.

14 (f) EXTENSION OF AUTHORITY TO EXPEND COUNTY
15 FUNDS.—Section 304 of the Secure Rural Schools and
16 Community Self-Determination Act of 2000 (16 U.S.C.
17 7144) is amended—

18 (1) in subsection (a), by striking “2022” and
19 inserting “2025”; and

20 (2) in subsection (b), by striking “2023” and
21 inserting “2026”.

22 (g) AMOUNTS OBLIGATED BUT UNSPENT; PROHIBI-
23 TION ON USE OF FUNDS.—Title III of the Secure Rural
24 Schools and Community Self-Determination Act of 2000
25 (16 U.S.C. 7141 et seq.) is amended—

1 (1) by redesignating section 304 as section 305;

2 and

3 (2) by inserting after section 303 the following:

4 **“SEC. 304. AMOUNTS OBLIGATED BUT UNSPENT; PROHIBI-**
5 **TION ON USE OF FUNDS.**

6 “(a) AMOUNTS OBLIGATED BUT UNSPENT.—Any
7 county funds that were obligated by the applicable partici-
8 pating county before October 1, 2017, but are unspent on
9 October 1, 2020—

10 “(1) may, at the option of the participating
11 county, be deemed to have been reserved by the par-
12 ticipating county on October 1, 2020, for expendi-
13 ture in accordance with this title; and

14 “(2)(A) may be used by the participating coun-
15 ty for any authorized use under section 302(a); and

16 “(B) on a determination by the participating
17 county under subparagraph (A) to use the county
18 funds, shall be available for projects initiated after
19 October 1, 2020, subject to section 305.

20 “(b) PROHIBITION ON USE OF FUNDS.—Notwith-
21 standing any other provision of law, effective beginning
22 on the date of enactment of the Energy Infrastructure
23 Act, no county funds made available under this title may
24 be used by any participating county for any lobbying activ-

1 ity, regardless of the purpose for which the funds are obli-
2 gated on or before that date.”.