

AMENDMENT TO H.R. 3382
OFFERED BY MR. McCLINTOCK

Page 10, beginning line 22, strike paragraph (4)
and insert the following new paragraph

1 “(4) AVAILABILITY OF CATEGORICAL EXCLU-
2 SION FOR CERTAIN FOREST MANAGEMENT
3 PROJECTS.—A forest management activity con-
4 ducted in the Lake Tahoe Basin Management Unit
5 for the purpose of reducing forest fuels is categori-
6 cally excluded from the requirements of the National
7 Environmental Policy Act of 1969 (42 U.S.C. 4331
8 et seq.) if the forest management activity—

9 “(A) notwithstanding section 423 of the
10 Department of the Interior, Environment, and
11 Related Agencies Appropriations Act, 2009 (di-
12 vision E of Public Law 111–8; 123 Stat. 748),
13 does not exceed 10,000 acres, including no
14 more than 3,000 acres of mechanical thinning;

15 “(B) is developed—

16 “(i) in coordination with impacted
17 parties, specifically including representa-
18 tives of local governments, such as county
19 supervisors or county commissioners; and

1 “(ii) in consultation with other inter-
2 ested parties; and

3 “(C) is consistent with the Lake Tahoe
4 Basin Management Unit land and resource
5 management plan.”.

Page 19, strike lines 22 through 24, and insert the following: “Species Management Plan to prevent the introduction and spread of aquatic invasive species into the Lake Tahoe Basin.”.

Page 29, beginning line 3, strike paragraph (2) and insert the following new paragraph:

6 “(2) USE OF RETAINED FEES.—

7 “(A) FEES COLLECTED FOR RECREATION
8 SPECIAL USES.—In the case of fees collected for
9 recreation special uses within the Lake Tahoe
10 Basin Management Unit that are deposited
11 under paragraph (1) and appropriated for a fis-
12 cal year, the Secretary shall use the funds to
13 establish, maintain, and expand recreation im-
14 provements, specifically existing and traditional
15 uses, within the Lake Tahoe Basin Manage-
16 ment Unit, including trails, facilities, activities,
17 interpretation, and on-the-ground presence of
18 Forest Service personnel.

1 “(B) FEES COLLECTED FOR NON-RECRE-
2 ATION SPECIAL USES.—In the case of fees col-
3 lected for non-recreation special uses within the
4 Lake Tahoe Basin Management Unit that are
5 deposited under paragraph (1) and appro-
6 priated for a fiscal year, the Secretary shall use
7 the funds to support other activities authorized
8 by this Act.”.

Page 32, after line 22, add the following new sub-
paragraph:

9 “(D) CONTINUATION OF SPECIAL USE
10 PERMITS.—The land conveyance authorized
11 under this paragraph shall be subject to the
12 condition that the State of California accept all
13 special use permits applicable, as of the date of
14 the enactment of this subparagraph, to the Na-
15 tional Forest System land described in subpara-
16 graph (B)(ii) for the duration of such permits,
17 and subject to the terms and conditions of such
18 permits.”.

Page 33, line 13, strike “subsection (a)” and insert
“subparagraph (A)”.

Page 34, after line 2, add the following new sub-
paragraph:

1 “(D) CONTINUATION OF SPECIAL USE
2 PERMITS.—The land conveyance authorized
3 under this paragraph shall be subject to the
4 condition that the State of Nevada accept all
5 special use permits applicable, as of the date of
6 the enactment of this subparagraph, to the Na-
7 tional Forest System land described in subpara-
8 graph (B) for the duration of such permits, and
9 subject to the terms and conditions of such per-
10 mits.”.

Page 37, after line 20, add the following new section:

11 **SEC. 11. AVAILABILITY OF CATEGORICAL EXCLUSION FOR**
12 **LAKE TAHOE HERBICIDE APPLICATIONS TO**
13 **CONTROL CERTAIN AQUATIC WEEDS.**

14 (a) FINDING.—Congress finds that ongoing efforts to
15 eradicate Eurasian watermilfoil and curlyleaf pondweed in
16 Lake Tahoe, using mechanical methods has had only lim-
17 ited success, threatening the rest of Lake Tahoe with the
18 spread of these non-native aquatic invasive plants.

19 (b) AVAILABILITY OF CATEGORICAL EXCLUSION.—
20 Any project to be conducted by the Tahoe Regional Plan-
21 ning Agency that will use a registered herbicide to eradi-
22 cate Eurasian watermilfoil and curlyleaf pondweed from
23 the south end of Lake Tahoe, known as the Lake Tahoe

1 Keys, is categorically excluded from the requirements of
2 the National Environmental Policy Act of 1969 (42 U.S.C.
3 4331 et seq.).

4 (c) REGISTERED HERBICIDE DEFINED.—In this sec-
5 tion, the term “registered herbicide” means a herbicide
6 that is approved by the United States Environmental Pro-
7 tection Agency and the California Environmental Protec-
8 tion Agency for aquatic use.

