

117TH CONGRESS
1ST SESSION

H. R. 1162

To make supplemental appropriations for the Departments of Agriculture, the Interior, Homeland Security, Labor, and Commerce for the fiscal year ending September 30, 2021, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 18, 2021

Mr. NEGUSE (for himself, Mr. KILMER, Mr. LOWENTHAL, and Mr. HUFFMAN) introduced the following bill; which was referred to the Committee on Appropriations, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To make supplemental appropriations for the Departments of Agriculture, the Interior, Homeland Security, Labor, and Commerce for the fiscal year ending September 30, 2021, 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 This Act may be cited as the “21st Century Con-
5 servation Corps Act”.

1 **SEC. 2. SUPPLEMENTAL APPROPRIATIONS FOR THE DE-**
2 **PARTMENTS OF AGRICULTURE, THE INTE-**
3 **RIOR, HOMELAND SECURITY, LABOR, AND**
4 **COMMERCE.**

5 (a) IN GENERAL.—The following amounts are appro-
6 priated, out of any amounts in the Treasury not otherwise
7 appropriated, for the fiscal year ending September 30,
8 2021, and for other purposes:

9 (1) FOREST SERVICE SUPPLEMENTAL APPRO-
10 PRIATIONS.—For additional amounts for the Forest
11 Service—

12 (A) \$8,075,000,000 for “National Forest
13 System”, to remain available through Sep-
14 tember 30, 2023, of which—

15 (i) \$3,500,000,000, to remain avail-
16 able through September 30, 2023, shall be
17 used for hazardous fuels management ac-
18 tivities, subject to the conditions that the
19 Secretary of Agriculture, acting through
20 the Chief of the Forest Service (referred to
21 in this paragraph as the “Secretary”)—

22 (I) shall prioritize hazardous
23 fuels reduction projects using those
24 amounts for projects—

25 (aa) for which any applica-
26 ble processes under the National

1 Environmental Policy Act of
2 1969 (42 U.S.C. 4321 et seq.)
3 have been completed or are in the
4 process of being completed;

5 (bb) that are noncommer-
6 cial;

7 (cc) that focus on small di-
8 ameter trees, thinning, strategic
9 fuel breaks, and fire use to mod-
10 ify fire behavior, as measured by
11 the projected reduction of
12 uncharacteristically severe wild-
13 fire effects for the forest type,
14 such as adverse soil impacts, tree
15 mortality, or other impacts;

16 (dd) that maximize the re-
17 tention of large trees, as appro-
18 priate for the forest type, to the
19 extent that the trees promote
20 fire-resilient stands;

21 (ee) that do not include the
22 establishment of permanent
23 roads; and

24 (ff) for which funding would
25 be committed to decommission all

1 temporary roads constructed to
2 carry out the project;

3 (II) shall not harvest vegeta-
4 tion—

5 (aa) from any old growth
6 stand, unless the old growth
7 stand is part of a science-based
8 ecological restoration project au-
9 thorized by the Secretary that
10 meets applicable protection and
11 old growth enhancement objec-
12 tives, as determined by the Sec-
13 retary; or

14 (bb) within any inventoried
15 roadless area; and

16 (III) shall complete and submit
17 to the Committee on Energy and Nat-
18 ural Resources of the Senate and the
19 Committee on Natural Resources of
20 the House of Representatives an an-
21 nual report describing the number of
22 acres of land on which projects car-
23 ried out using those amounts effec-
24 tively mitigated wildfire risk;

1 (ii) \$150,000,000, to remain available
2 through September 30, 2023, shall be de-
3 posited in the Collaborative Forest Land-
4 scape Restoration Fund for ecological res-
5 toration treatments, as authorized by sec-
6 tion 4003(f) of the Omnibus Public Land
7 Management Act of 2009 (16 U.S.C.
8 7303(f)): *Provided*, That the Secretary
9 may expend such funds on any proposal
10 that has received or been approved for
11 funding through the Collaborative Forest
12 Landscape Restoration Fund and will be
13 implemented through the collaborative
14 process described in section 4003(b)(2) of
15 that Act (16 U.S.C. 7303(b)(2));

16 (iii) \$300,000,000, to remain available
17 through September 30, 2023, shall be used
18 to implement watershed protection and res-
19 toration action plans developed as part of
20 the Watershed Condition Framework es-
21 tablished under section 304 of the Healthy
22 Forests Restoration Act of 2003 (16
23 U.S.C. 6543);

24 (iv) \$25,000,000, to remain available
25 through September 30, 2021, for “Recre-

1 ation, Heritage, and Wilderness”, which
2 shall be used for the Every Kid Outdoors
3 program established under section 9001 of
4 the John D. Dingell, Jr. Conservation,
5 Management, and Recreation Act (16
6 U.S.C. 6804 note; Public Law 116–9); and

7 (v) \$100,000,000, to remain available
8 through September 30, 2023, shall be used
9 for plan monitoring programs developed
10 pursuant to section 219.12 of title 36,
11 Code of Federal Regulations (or successor
12 regulations), including multi-party moni-
13 toring under those programs;

14 (B) \$6,000,000,000 for “Capital Improve-
15 ment and Maintenance”, to remain available
16 through September 30, 2023, subject to the
17 conditions that—

18 (i) the Secretary shall prioritize the
19 use of those amounts to carry out author-
20 ized activities—

21 (I) to provide stewardship for ex-
22 isting system roads and trails;

23 (II) to improve water quality;

24 (III) to improve, maintain, or re-
25 store infrastructure for—

1 (aa) the passage of fish and
2 wildlife; and

3 (bb) recreational use;

4 (IV) to decommission unneeded
5 roads;

6 (V) to improve visitor services;
7 and

8 (VI) to improve recreational and
9 educational access, opportunities, and
10 other services to underserved commu-
11 nities; and

12 (ii) \$300,000,000 shall be used for
13 the Forest Service Legacy Roads and
14 Trails Remediation Program established by
15 section 8 of Public Law 88–657 (as added
16 by section 5);

17 (C) \$2,400,000,000 for “State and Private
18 Forestry”, of which—

19 (i) \$100,000,000, to remain available
20 through September 30, 2023, shall be used
21 for competitive grants under the land-
22 scape-scale restoration program established
23 under section 13A of the Cooperative For-
24 estry Assistance Act of 1978 (16 U.S.C.
25 2109a), of which \$50,000,000 shall be

1 used to enter into contracts with Indian
2 tribes pursuant to the Indian Self-Deter-
3 mination and Education Assistance Act
4 (25 U.S.C. 5301 et seq.);

5 (ii) \$100,000,000, to remain available
6 until expended, shall be used for the For-
7 est Legacy Program;

8 (iii) \$100,000,000, to remain available
9 through September 30, 2023, shall be used
10 for the urban and community forestry pro-
11 gram;

12 (iv) \$100,000,000, to remain available
13 through September 30, 2023, shall be used
14 for the community forest and open space
15 conservation program; and

16 (v) \$2,000,000,000, to remain avail-
17 able through September 30, 2023, shall be
18 used for State fire assistance (National
19 Fire Capacity);

20 (D) \$30,000,000, to remain available
21 through September 30, 2023, shall be used for
22 the Water Source Protection Program estab-
23 lished under section 303 of the Healthy Forests
24 Restoration Act of 2003 (16 U.S.C. 6542);

1 (E) \$100,000,000 for the purchase of per-
2 sonal protective equipment and other prepared-
3 ness and response expenses relating to COVID-
4 19, to remain available through September 30,
5 2023: *Provided*, That the Administrator of the
6 Federal Emergency Management Agency shall
7 consider allocating personal protective equip-
8 ment and appropriate testing for COVID-19 to
9 Federal and cooperating wildland firefighters
10 and law enforcement personnel from Federal
11 land management agencies; and

12 (F) \$2,000,000,000, to remain available
13 through September 30, 2023, to carry out the
14 National Forest System Trails Stewardship Act
15 (16 U.S.C. 583k et seq.).

16 (2) NATURAL RESOURCES CONSERVATION
17 SERVICE.—For an additional amount for the Nat-
18 ural Resources Conservation Service,
19 \$5,500,000,000 for “Conservation Operations”, to
20 remain available through September 30, 2025, which
21 shall be used to fund alternative funding arrange-
22 ments under section 1271C(d) of the Food Security
23 Act of 1985 (16 U.S.C. 3871c(d)), the eligible part-
24 ner (as defined in section 1271A of that Act (16
25 U.S.C. 3871a)) with respect to which demonstrates

1 quantifiable and cost-efficient sediment and nutrient
2 reductions, and near-term job creation, subject to
3 the conditions that—

4 (A) the amounts shall be used—

5 (i) to fund high-impact resiliency
6 projects to restore watersheds, the eligible
7 partner (as so defined) with respect to
8 which demonstrates—

9 (I) quantifiable reductions to
10 nonpoint source pollution;

11 (II) quantified increases in
12 streamflow that functionally benefit
13 native fish and wildlife species; or

14 (III) quantified streamflow pref-
15 erence to account for recreational
16 usage; and

17 (ii) to provide \$200,000,000 in tech-
18 nical assessment funding to eligible part-
19 ners (as so defined) to analyze and identify
20 the high-impact sediment, nutrient, and
21 streamflow benefits available in watersheds
22 in advance of projects carried out using
23 those amounts, on a State-by-State and
24 watershed-by-watershed basis, by Decem-
25 ber 31, 2022; and

1 (B) with respect to a high-impact resiliency
2 project described in subparagraph (A)(i) funded
3 using amounts made available under this para-
4 graph—

5 (i) the project shall be approved on an
6 expedited basis;

7 (ii) the project shall receive 100 per-
8 cent Federal financial assistance, including
9 60 percent of the assistance provided at
10 the beginning of the project, with eligible
11 partners (as so defined) managing the
12 projects receiving an additional 20 percent
13 administrative rate; and

14 (iii) of the amount provided for the
15 project, not more than 15 percent shall be
16 used by the Secretary of Agriculture to
17 provide technical assistance and measure
18 project results.

19 (3) COMMUNITY WOOD ENERGY AND WOOD IN-
20 NOVATION PROGRAM.—\$100,000,000 for the Sec-
21 retary of Agriculture for competitive grants under
22 the Community Wood Energy and Wood Innovation
23 Program established under section 9013 of the
24 Farm Security and Rural Investment Act of 2002 (7
25 U.S.C. 8113), to remain available through Sep-

1 tember 30, 2023: *Provided*, That the Secretary of
2 Agriculture may award the grants without regard to
3 section 9013(g)(2) of the Farm Security and Rural
4 Investment Act of 2002 (7 U.S.C. 8113(g)(2)).

5 (4) DEPARTMENT OF THE INTERIOR SUPPLE-
6 MENTAL APPROPRIATIONS.—For additional
7 amounts—

8 (A) for the Bureau of Land Manage-
9 ment—

10 (i) \$2,025,000,000 for “Management
11 of Lands and Resources”, to remain avail-
12 able until September 30, 2023, which shall
13 be used for hazardous fuels management
14 activities, subject to the conditions that the
15 Secretary of the Interior, acting through
16 the Director of the Bureau of Land Man-
17 agement (referred to in this subparagraph
18 as the “Secretary”)—

19 (I) shall prioritize hazardous
20 fuels reduction projects using those
21 amounts for projects—

22 (aa) for which any applica-
23 ble processes under the National
24 Environmental Policy Act of
25 1969 (42 U.S.C. 4321 et seq.)

1 have been completed or are in the
2 process of being completed;

3 (bb) that are noncommer-
4 cial;

5 (cc) that focus on small di-
6 ameter trees, thinning, strategic
7 fuel breaks, and fire use to mod-
8 ify fire behavior, as measured by
9 the projected reduction of
10 uncharacteristically severe wild-
11 fire effects for the forest type,
12 such as adverse soil impacts, tree
13 mortality, or other impacts;

14 (dd) that maximize the re-
15 tention of large trees, as appro-
16 priate for the forest type, to the
17 extent that the trees promote
18 fire-resilient stands;

19 (ee) that do not include the
20 establishment of permanent
21 roads; and

22 (ff) for which funding would
23 be committed to decommission all
24 temporary roads constructed to
25 carry out the project;

1 (II) shall not harvest vegetation
2 from any old growth stand, unless the
3 old growth stand is part of a science-
4 based ecological restoration project
5 authorized by the Secretary that
6 meets applicable protection and old
7 growth enhancement objectives, as de-
8 termined by the Secretary; and

9 (III) shall complete and submit
10 to the Committee on Energy and Nat-
11 ural Resources of the Senate and the
12 Committee on Natural Resources of
13 the House of Representatives an an-
14 nual report describing the number of
15 acres of land on which projects car-
16 ried out using those amounts effec-
17 tively mitigated wildfire risk;

18 (ii) \$25,000,000, to remain available
19 until September 30, 2021, for the Every
20 Kid Outdoors program established under
21 section 9001 of the John D. Dingell, Jr.
22 Conservation, Management, and Recre-
23 ation Act (16 U.S.C. 6804 note; Public
24 Law 116–9); and

1 (iii) \$2,000,000,000, to remain avail-
2 able until September 30, 2023, for “Man-
3 agement of Lands and Resources”, subject
4 to the condition that the Secretary shall
5 prioritize the use of those amounts to carry
6 out authorized activities—

7 (I) to provide stewardship for ex-
8 isting system roads and trails;

9 (II) to improve water quality;

10 (III) to improve, maintain, or re-
11 store infrastructure for the passage of
12 fish and wildlife;

13 (IV) to decommission unneeded
14 roads;

15 (V) to improve visitor services;

16 and

17 (VI) to improve recreational and
18 educational access, opportunities, and
19 other services to underserved commu-
20 nities;

21 (B) for the United States Fish and Wild-
22 life Service, to remain available until September
23 30, 2023—

24 (i) \$300,000,000 for “Resource Man-
25 agement”, of which—

1 (I) \$150,000,000 shall be used
2 for the partners for fish and wildlife
3 program; and

4 (II) \$150,000,000 shall be used
5 for migratory bird management under
6 the North American waterfowl joint
7 ventures program; and

8 (ii) \$15,000,000 for “National Wild-
9 life Refuge System”, which shall be used
10 for the Every Kid Outdoors program es-
11 tablished under section 9001 of the John
12 D. Dingell, Jr. Conservation, Management,
13 and Recreation Act (16 U.S.C. 6804 note;
14 Public Law 116–9);

15 (C) for the Bureau of Reclamation,
16 \$4,505,000,000 for “Water and Related Re-
17 sources”, of which—

18 (i) \$4,500,000, to remain available
19 through September 30, 2023, shall be used
20 to carry out the WaterSMART program
21 authorized by subtitle F of title IX of the
22 Omnibus Public Land Management Act of
23 2009 (42 U.S.C. 10361 et seq.), subject to
24 the conditions that—

1 (I) high-impact resiliency projects
2 funded using those amounts shall
3 have—

4 (aa) quantifiable and high-
5 efficiency improvements to re-
6 gional drought resiliency; and

7 (bb) quantifiable increases
8 in streamflows that functionally
9 benefit native fish and wildlife
10 species;

11 (II) grants provided using those
12 amounts shall be approved on an ex-
13 pedited basis;

14 (III) the amount of a grant pro-
15 vided using those amounts shall be
16 not more than \$50,000,000; and

17 (IV) \$100,000,000 shall be pro-
18 vided in technical assessment funding
19 to recipients of amounts under that
20 program to analyze and identify the
21 high-impact sediment, nutrient, and
22 streamflow benefits available in water-
23 sheds in advance of projects carried
24 out using those amounts, on a State-

1 by-State basis, by December 31,
2 2022; and

3 (ii) \$5,000,000, to remain available
4 through September 30, 2021, shall be used
5 for the Every Kid Outdoors program es-
6 tablished under section 9001 of the John
7 D. Dingell, Jr. Conservation, Management,
8 and Recreation Act (16 U.S.C. 6804 note;
9 Public Law 116–9);

10 (D) for the Bureau of Indian Affairs—

11 (i) \$500,000,000 for maintenance or
12 repairs to Tribal drinking water infrastruc-
13 ture; and

14 (ii) \$45,000,000 for “Operation of In-
15 dian Programs”, of which—

16 (I) \$20,000,000 shall be used for
17 forestry, subject to the condition that
18 such amount shall be divided equally
19 between Tribal priority allocation and
20 forest projects;

21 (II) \$20,000,000 shall be made
22 available to Indian Tribes on a com-
23 petitive basis to build capacity for
24 participation in large landscape-scale
25 forest health treatments; and

1 (III) \$5,000,000 shall be used
2 for a workforce development initiative
3 to recruit and retain forestry profes-
4 sionals on Indian land; and

5 (E) for the National Park Service—

6 (i) \$575,000,000 for “Operation of
7 the National Park Service”, to remain
8 available through September 30, 2021, of
9 which—

10 (I) \$25,000,000 shall be used for
11 the Every Kid Outdoors program es-
12 tablished under section 9001(b)(1) of
13 the John D. Dingell, Jr. Conservation,
14 Management, and Recreation Act (16
15 U.S.C. 6804 note; Public Law 116–
16 9);

17 (II) \$50,000,000 shall be used to
18 support programming and partner-
19 ships with youth-serving organiza-
20 tions; and

21 (III) \$500,000,000 shall be used
22 for the Outdoor Recreation Legacy
23 Partnership Program of the Land and
24 Water Conservation Fund, subject to
25 the conditions that—

1 (aa) 49 percent of the funds
2 shall be divided equally among
3 each State, territory of the
4 United States, and the District
5 of Columbia;

6 (bb) 49 percent of the funds
7 shall be divided proportionally
8 among the States and territories
9 of the United States based on the
10 urban population of the States
11 and territories of the United
12 States, as determined by the
13 2010 census;

14 (cc) 2 percent of the funds
15 shall be reserved for the provision
16 of funds to Tribal governments
17 by the Secretary;

18 (dd) the Secretary shall co-
19 ordinate with the chief executive
20 officers of the States and terri-
21 tories of the United States to dis-
22 tribute grants at a Federal share
23 of 100 percent on an expedited
24 basis to support job creation and
25 economic revitalization in low-in-

1 come communities through
2 projects that—

3 (AA) acquire land and
4 water for parks and other
5 public outdoor recreation
6 purposes;

7 (BB) develop new, or
8 renovate existing, public out-
9 door recreation facilities;
10 and

11 (CC) improve delivery
12 of recreation services, in-
13 cluding personnel, training,
14 facilities, programming,
15 recreation equipment, and
16 supplies; and

17 (ee) priority shall be given
18 to projects that—

19 (AA) create or signifi-
20 cantly enhance access to
21 park, waterway, and rec-
22 reational opportunities in a
23 qualifying urban area that
24 lacks parks and outdoor
25 recreation areas within 0.5

1 miles of, or 10-minute walk-
2 ing distance from, the quali-
3 fying urban area;

4 (BB) improve outdoor
5 recreation opportunities for
6 high-need populations based
7 on income, age, or other
8 measures of vulnerability
9 and need;

10 (CC) provide opportuni-
11 ties for employment or job
12 training in park construc-
13 tion, site rehabilitation, or
14 operations;

15 (DD) engage and em-
16 power underserved commu-
17 nities and youth; and

18 (EE) take advantage of
19 coordination among various
20 levels of government; and

21 (ii) \$6,000,000,000 for “Construc-
22 tion”, to remain available through Sep-
23 tember 30, 2023, subject to the condition
24 that the Secretary of the Interior (acting
25 through the Director of the National Park

1 Service) shall prioritize the use of the
2 amounts to carry out authorized activi-
3 ties—

4 (I) to provide stewardship for ex-
5 isting National Park System roads
6 and trails;

7 (II) to improve water quality;

8 (III) to improve, maintain, or re-
9 store infrastructure for the passage of
10 fish and wildlife;

11 (IV) to improve visitor services;
12 and

13 (V) to improve recreational and
14 educational access, opportunities, and
15 other services to underserved commu-
16 nities.

17 (5) DEPARTMENT OF HOMELAND SECURITY
18 SUPPLEMENTAL APPROPRIATIONS.—For an addi-
19 tional amount for the Department of Homeland Se-
20 curity for “Disaster Relief Fund”, \$2,000,000,000
21 for the Building Resilient Infrastructure and Com-
22 munities program under section 203 of the Robert
23 T. Stafford Disaster Relief and Emergency Assist-
24 ance Act (42 U.S.C. 5133), to remain available until
25 September 30, 2031, for the purposes of increasing

1 wildfire, floodplain, urban heat, and climate resili-
2 iency on an expedited basis.

3 (6) DEPARTMENT OF COMMERCE SUPPLE-
4 MENTAL APPROPRIATIONS.—For an additional
5 amount for the Department of Commerce for “Oper-
6 ations, Research, and Facilities”, \$2,000,000,000
7 for the National Oceans and Coastal Security Fund
8 established under section 904 of the National
9 Oceans and Coastal Security Act (16 U.S.C. 7503)
10 to award grants under section 906 of that Act (16
11 U.S.C. 7505), to remain available until September
12 30, 2031, for the purposes of creating jobs, restoring
13 wetlands, dunes, reefs, marshes, kelp forests,
14 mangroves, and other living shorelines to reduce
15 flood risks, create habitat, and restart tourism.

16 (7) DEPARTMENT OF LABOR APPROPRIA-
17 TIONS.—\$9,000,000,000 for the Department of
18 Labor for the Civilian Conservation Corps program
19 established under subtitle E of title I of the Work-
20 force Innovation and Opportunity Act, to remain
21 available through September 30, 2022.

22 (b) LOCAL BENEFIT; ENVIRONMENTAL ANALYSIS.—
23 To the extent practicable, in using amounts made avail-
24 able under subsection (a)(1), the Secretary of Agriculture,
25 acting through the Chief of the Forest Service—

1 (1) is encouraged to enter into stewardship con-
2 tracting projects under section 604 of the Healthy
3 Forests Restoration Act of 2003 (16 U.S.C. 6591c)
4 in order to maximize the economic benefit for rural
5 communities; and

6 (2) shall carry out projects using those amounts
7 in accordance with section 104 of the Healthy For-
8 ests Restoration Act of 2003 (16 U.S.C. 6514).

9 (c) COMMUNITY ENGAGEMENT.—In carrying out
10 projects using amounts made available under this section,
11 each Secretary concerned shall, to the maximum extent
12 practicable, engage—

13 (1) historically underrepresented communities;

14 or

15 (2) historically disenfranchised communities.

16 (d) PUBLIC LANDS SERVICE ORGANIZATIONS.—In
17 carrying out conservation projects using amounts made
18 available under paragraphs (1) through (6) of subsection
19 (a), each Secretary concerned—

20 (1) shall, to the maximum extent practicable,
21 use—

22 (A) qualified youth or conservation corps
23 (as defined in section 203 of the Public Lands
24 Corps Act of 1993 (16 U.S.C. 1722)); and

1 (B) nonprofit wilderness, trails, and recre-
2 ation stewardship organizations; and

3 (2) may use such amounts as are necessary to
4 provide technical assistance.

5 (e) MATCHING FUNDS WAIVER.—Any otherwise ap-
6 plicable matching funds requirements, including under
7 section 212(a)(1) of the Public Lands Corps Act of 1993
8 (16 U.S.C. 1729(a)(1)), shall be waived for high-impact
9 resiliency projects described in paragraphs (2)(A)(i) and
10 (4)(C)(i)(I) of subsection (a) carried out using amounts
11 made available under this section.

12 (f) FEDERAL COORDINATION.—The head of each
13 Federal agency for which amounts are made available
14 under this section shall monitor and track, through an on-
15 line platform that is usable by personnel across Federal
16 agencies—

17 (1) the expenditure of those amounts; and

18 (2) the conservation outcomes achieved through
19 those expenditures.

20 (g) PRIORITY.—In using amounts made available
21 under this section, the Secretary of Agriculture or the Sec-
22 retary of the Interior, as applicable, shall give priority to
23 funding high-impact resiliency projects described in para-
24 graphs (2)(A)(i) and (4)(C)(i)(I) of subsection (a) that

1 maximize quantifiable environmental benefits for the least
2 cost.

3 **SEC. 3. OUTFITTERS AND GUIDES RELIEF PROGRAM.**

4 (a) DEFINITIONS.—In this section:

5 (1) ELIGIBLE ENTITY.—The term “eligible enti-
6 ty” means—

7 (A) a holder of a special use permit that
8 has fewer than 500 full-time equivalent employ-
9 ees; and

10 (B) a small- or medium-sized ski area with
11 a special use permit to operate a ski area of
12 National Forest System land.

13 (2) FUND.—The term “Fund” means the Out-
14 fitters and Guides Relief Fund established by sub-
15 section (b).

16 (3) SECRETARY.—The term “Secretary” means
17 the Secretary of the Treasury.

18 (4) SPECIAL USE PERMIT.—The term “special
19 use permit” means—

20 (A) with respect to the Forest Service—

21 (i) a special use authorization (as de-
22 fined in section 251.51 of title 36, Code of
23 Federal Regulations (or successor regula-
24 tions)), for guiding or outfitting (as those

1 terms are defined in that section (or suc-
2 cessor regulations)); or

3 (ii) a permit that a ski area is re-
4 quired to hold to operate on Federal land;

5 (B) with respect to the National Park
6 Service, a commercial use authorization for out-
7 fitting and guiding issued under—

8 (i) section 803(h) of the Federal
9 Lands Recreation Enhancement Act (16
10 U.S.C. 6802(h)); or

11 (ii) section 101925 of title 54, United
12 States Code;

13 (C) with respect to the National Park
14 Service, a concession contract for outdoor recre-
15 ation activities awarded under subchapter II of
16 chapter 1019 of title 54, United States Code
17 (not including a commercial use authorization
18 under section 101925 of that title);

19 (D) with respect to the United States Fish
20 and Wildlife Service, a special use permit for
21 recreational, sport fishing, or hunting outfitting
22 and guiding;

23 (E) with respect to the Bureau of Land
24 Management, a special recreation permit for
25 commercial outfitting and guiding;

1 (F) with respect to the Bureau of Rec-
2 lamation, a use authorization for guiding, out-
3 fitting, or other recreational services;

4 (G) with respect to the Coast Guard, a li-
5 cense issued by the Coast Guard to operate an
6 uninspected passenger vessel described in sec-
7 tion 2101(51)(B) of title 46, United States
8 Code;

9 (H) with respect to the Corps of Engi-
10 neers, a contract for recreation services; and

11 (I) with respect to a State agency that
12 issues recreational special use permits to recre-
13 ation service providers, a special use agreement
14 for recreational services.

15 (b) ESTABLISHMENT OF FUND.—There is estab-
16 lished in the Treasury of the United States a fund, to be
17 known as the “Outfitters and Guides Relief Fund”.

18 (c) PAYMENTS TO ELIGIBLE ENTITIES.—

19 (1) IN GENERAL.—The Secretary shall use
20 amounts in the Fund to provide payments to eligible
21 entities in accordance with this section.

22 (2) COORDINATION.—In carrying out this sec-
23 tion, the Secretary shall coordinate with—

24 (A) the Secretary of Agriculture, acting
25 through the Chief of the Forest Service, in the

1 case of a special use permit issued by the For-
2 est Service;

3 (B) the Secretary of the Interior, in the
4 case of a special use permit issued by—

5 (i) the Department of the Interior; or

6 (ii) a State agency described in sub-
7 section (a)(4)(I);

8 (C) the Secretary of the department in
9 which the Coast Guard is operating, acting
10 though the Commandant of the Coast Guard, in
11 the case of a special use permit issued by the
12 Coast Guard; and

13 (D) the Secretary of Defense, in the case
14 of a special use permit issued by the Corps of
15 Engineers.

16 (d) APPLICATIONS.—

17 (1) IN GENERAL.—To receive a payment under
18 this section, not later than 18 months after the date
19 of enactment of this Act, an eligible entity shall sub-
20 mit to the Secretary an application to receive a pay-
21 ment.

22 (2) LIMITATION.—An eligible entity may sub-
23 mit applications under paragraph (1) not more fre-
24 quently than once every 90 days during the 18-

1 month period beginning on the date of enactment of
2 this Act.

3 (e) PAYMENTS.—

4 (1) IN GENERAL.—Subject to paragraphs (2)
5 and (3), the amount of a payment under this section
6 shall be an amount equal to the difference be-
7 tween—

8 (A) during the period that the eligible enti-
9 ty was unable to provide recreational services at
10 full capacity under a special use permit due to
11 a State or Federal action resulting from the
12 Coronavirus Disease 2019 (referred to in this
13 subsection as the “covered period”), the sum
14 obtained by adding—

15 (i) the operating and administrative
16 expenses, including payments to inde-
17 pendent contractors, of the eligible entity
18 directly relating to recreational services
19 under the special use permit, as calculated
20 based on the average of the 3 previous
21 years; and

22 (ii) the payroll expenses and owner
23 compensation of the eligible entity directly
24 relating to recreational services under the

1 special use permit, as calculated based on
2 the average of the 3 previous years; and

3 (B) the full gross revenue of the eligible
4 entity during the covered period directly relat-
5 ing to recreational services under the special
6 use permit.

7 (2) CERTAIN ENTITIES.—Subject to paragraph
8 (3), in the case of an eligible entity that has been
9 a holder of a special use permit for less than 3
10 years, the amount of a payment under this section
11 shall be an amount equal to the lesser of—

12 (A) the operating expenses of the eligible
13 entity during the covered period directly relat-
14 ing to recreational services under the special
15 use permit during the covered period; and

16 (B) \$30,000.

17 (3) LIMITATION.—An eligible entity shall not
18 receive any amount under this section that covers
19 expenses or compensation described in paragraphs
20 (1) and (2) for which assistance has been provided
21 under—

22 (A) section 7(a)(36) of the Small Business
23 Act (15 U.S.C. 636(a)(36));

24 (B) section 7(b)(2) of that Act (15 U.S.C.
25 636(b)(2)); or

1 (C) section 12005 of the CARES Act (15
2 U.S.C. 1512 note; Public Law 116–136).

3 (f) DUTIES OF ELIGIBLE ENTITIES.—

4 (1) IN GENERAL.—An eligible entity shall use a
5 payment received under this section to continue
6 business operations of the eligible entity.

7 (2) CONDITION.—As a condition on the receipt
8 of a payment under this section, an eligible entity
9 shall retain not less than—

10 (A) 70 percent of the full-time equivalent
11 positions of the eligible entity, based on the av-
12 erage number of full-time equivalent positions
13 of the eligible entity during the comparable pe-
14 riod, as determined by the Secretary, over the
15 3 previous years; and

16 (B) 60 percent of the contractor positions
17 of the eligible entity, based on the average num-
18 ber of contractor positions of the eligible entity
19 during the comparable period, as determined by
20 the Secretary, over the 3 previous years.

21 (g) APPROPRIATION.—There is appropriated, out of
22 amounts in the Treasury not otherwise appropriated,
23 \$2,000,000,000 to the Fund for the period of fiscal years
24 2021 and 2022, to remain available until expended.

1 **SEC. 4. EVERY KID OUTDOORS PROGRAM.**

2 Section 9001 of the John D. Dingell, Jr. Conserva-
3 tion, Management, and Recreation Act (16 U.S.C. 6804
4 note; Public Law 116–9) is amended—

5 (1) in subsection (a), by striking paragraph (5)
6 and inserting the following:

7 “(5) STUDENT.—The term ‘student’ means any
8 fourth, fifth, or sixth grader or home-schooled learn-
9 er 10 to 12 years of age residing in the United
10 States, including any territory or possession of the
11 United States.”; and

12 (2) in subsection (b)—

13 (A) in paragraph (2)(C), in the subpara-
14 graph heading, by striking “IN GRADE FOUR”;
15 and

16 (B) by striking paragraph (5).

17 **SEC. 5. FOREST SERVICE LEGACY ROADS AND TRAILS RE-**
18 **MEDIATION PROGRAM.**

19 Public Law 88–657 (16 U.S.C. 532 et seq.) (com-
20 monly known as the “Forest Roads and Trails Act”) is
21 amended by adding at the end the following:

22 **“SEC. 8. FOREST SERVICE LEGACY ROADS AND TRAILS RE-**
23 **MEDIATION PROGRAM.**

24 “(a) ESTABLISHMENT.—There is established the
25 Forest Service Legacy Roads and Trails Remediation Pro-
26 gram (referred to in this section as the ‘Program’).

1 “(b) ADMINISTRATION.—The Program shall be ad-
2 ministered by the Secretary, acting through the Chief of
3 the Forest Service (referred to in this section as the ‘Sec-
4 retary’).

5 “(c) NATIONAL STRATEGY.—The Secretary shall de-
6 velop a national strategy to carry out the Program in ac-
7 cordance with this section.

8 “(d) ACTIVITIES.—In carrying out the Program, the
9 Secretary shall—

10 “(1) carry out critical maintenance and urgent
11 repairs and associated activities on National Forest
12 System roads, trails, and bridges;

13 “(2) restore passages of fish and other aquatic
14 species by removing or replacing unnatural barriers
15 from those passages;

16 “(3) consider recreational access when improv-
17 ing water quality and habitat conditions; and

18 “(4) decommission roads in accordance with
19 subsection (h).

20 “(e) PRIORITY.—In implementing the Program, the
21 Secretary shall give priority to projects that protect or re-
22 store—

23 “(1) water quality;

24 “(2) a watershed that supplies a public drinking
25 water system;

1 “(3) the habitat of a threatened, endangered, or
2 sensitive fish or wildlife species; or

3 “(4) a watershed for which the Secretary has
4 completed a watershed protection and restoration ac-
5 tion plan pursuant to section 304 of the Healthy
6 Forests Restoration Act of 2003 (16 U.S.C. 6543).

7 “(f) NATIONAL FOREST SYSTEM.—Except with re-
8 spect to a project carried out on a watershed for which
9 the Secretary has entered into a cooperative agreement
10 under section 323 of the Department of the Interior and
11 Related Agencies Appropriations Act, 1999 (16 U.S.C.
12 1011a), each project carried out under this section shall
13 be on a National Forest System road or trail.

14 “(g) IDENTIFICATION OF MINIMUM ROAD SYS-
15 TEMS.—Not later than 3 years after the date of enactment
16 of this section, the Secretary shall identify, for each unit
17 of the National Forest System, the minimum road system
18 and unneeded roads in accordance with section 212.5(b)
19 of title 36, Code of Federal Regulations (as in effect on
20 the date of enactment of this Act).

21 “(h) UNNEEDED ROADS.—The Secretary shall de-
22 commission any roads identified as unneeded under sub-
23 section (g) as soon as practicable after making the identi-
24 fication under that subsection.

1 “(i) REVIEW; REVISION.—The Secretary shall review,
2 and may revise, an identification made under subsection
3 (g) for a unit of the National Forest System during a revi-
4 sion of the land and resource management plan applicable
5 to that unit.

6 “(j) AUTHORIZATION OF APPROPRIATIONS.—There
7 is authorized to be appropriated to carry out this section
8 \$100,000,000 for each of fiscal years 2021 through
9 2030.”.

10 **SEC. 6. 21ST CENTURY CIVILIAN CONSERVATION CORPS.**

11 (a) ESTABLISHMENT OF 21ST CENTURY CIVILIAN
12 CONSERVATION CORPS.—Title I of the Workforce Innova-
13 tion and Opportunity Act (29 U.S.C. 3111 et seq.) is
14 amended—

15 (1) by redesignating subtitle E (29 U.S.C. 3241
16 et seq.) as subtitle F; and

17 (2) by inserting after subtitle D the following:

18 **“Subtitle E—21st Century Civilian**
19 **Conservation Corps**

20 **“SEC. 176. 21ST CENTURY CIVILIAN CONSERVATION CORPS**
21 **PROGRAM.**

22 “(a) DEFINITIONS.—In this section:

23 “(1) PROJECT PARTNER.—The term ‘project
24 partner’ means the Department of Agriculture, the
25 Interior, Homeland Security, Commerce, or Labor, a

1 State or local resource management agency, or an-
2 other entity responsible for community development
3 or climate adaption.

4 “(2) QUALIFIED YOUTH OR CONSERVATION
5 CORPS.—The term ‘qualified youth or conservation
6 corps’ means an entity carrying out a qualified
7 youth or conservation corps, as defined in section
8 203 of the Public Land Corps Act of 1993 (16
9 U.S.C. 1722).

10 “(3) QUALIFIED YOUTH OR CONSERVATION
11 CORPS CRITERIA.—The term ‘qualified youth or con-
12 servation corps criteria’ means the model and stand-
13 ards for a program described in section 203(11) of
14 the Public Land Corps Act of 1993 (16 U.S.C.
15 1722(11)).

16 “(b) ESTABLISHMENT.—The Secretary shall estab-
17 lish and carry out a 21st Century Civilian Conservation
18 Corps program. The program shall be carried out using
19 qualified youth or conservation corps criteria and through
20 Civilian Conservation Corps projects.

21 “(c) GRANTS.—In carrying out the 21st Century Ci-
22 vilian Conservation Corps program, the Secretary shall
23 make grants to eligible qualified youth or conservation
24 corps, acting in partnership with project partners, to carry
25 out Civilian Conservation Corps projects, in which the

1 grant funds are used to administer comprehensive youth
2 and workforce development programs.

3 “(d) APPLICATION.—

4 “(1) IN GENERAL.—To be eligible to receive a
5 grant under this section for a Civilian Conservation
6 Corps project, a qualified youth or conservation
7 corps shall submit an application to the Secretary,
8 at such time and in such manner as the Secretary
9 may require, that contains—

10 “(A) a description of the project, including
11 how the project relates to goals described in
12 subsection (e);

13 “(B) the scope of work and budget for the
14 project;

15 “(C) the number of enrollees needed to
16 carry out the project;

17 “(D) a description of the manner in which
18 the qualified youth or conservation corps shall
19 recruit, screen, and select enrollees;

20 “(E) a description of the manner in which
21 the qualified youth or conservation corps shall
22 recruit, train, and engage individuals from di-
23 verse backgrounds and underrepresented com-
24 munities as enrollees;

1 “(F) a description of the manner in which
2 the qualified youth or conservation corps will
3 provide, through the project—

4 “(i) education, work experience, and
5 work-based learning; and

6 “(ii) training, such as basic skills
7 training, the development of job-specific
8 occupational skills, or other training activi-
9 ties, designed to lead to the attainment of
10 an industry-recognized credential, includ-
11 ing a description of the training that leads
12 to the credential;

13 “(G) a description of the stipend, allow-
14 ance, or other benefits an enrollee in the project
15 will receive;

16 “(H) a description of the supportive serv-
17 ices that an enrollee in the project will receive;
18 and

19 “(I) information specifying how the quali-
20 fied youth or conservation corps will collect
21 such information on the project and enrollees as
22 the Secretary may require, and submit a report
23 containing that information to the Secretary.

1 “(2) APPLICATION PREFERENCE.—The Sec-
2 retary shall give preference to entities submitting
3 applications that describe how the project will—

4 “(A) serve communities historically im-
5 pacted by underinvestment or environmental in-
6 justice; or

7 “(B) engage youth from historically
8 disenfranchised populations.

9 “(e) ELIGIBLE USE OF FUNDS.—A qualified youth
10 or conservation corps may use funds distributed for each
11 Civilian Conservation Corps project, with goals relating to
12 conservation, outdoor recreation, or other environmental
13 matters, for—

14 “(1) education, work experience, and workforce
15 investment activities outlined in section 129(c)(2) re-
16 lated to conservation, outdoor recreation, and other
17 environmental industries;

18 “(2) other education and training activities that
19 focus on career development in such industries;

20 “(3) activities leading to development and com-
21 pletion of the project;

22 “(4) activities for data collection, management,
23 and reporting;

1 “(5) other activities designed to lead to success-
2 ful completion of the project and workforce develop-
3 ment outcomes;

4 “(6) any administrative activities supporting
5 the project; and

6 “(7) project monitoring activities.

7 “(f) QUALIFIED YOUTH OR CONSERVATION
8 CORPS.—In carrying out projects under this section, the
9 Secretary shall—

10 “(1) consult with the National Association of
11 Service and Conservation Corps—

12 “(A) to establish standards used to iden-
13 tify appropriate types of Civilian Conservation
14 Corps projects, and activities to be provided
15 and workforce development outcomes sought,
16 through those projects; and

17 “(B) to establish specific performance ac-
18 countability measures for evaluating Civilian
19 Conservation Corps projects; and

20 “(2) enter into a contract or cooperative agree-
21 ment with the National Association of Service and
22 Conservation Corps to develop recommendations for
23 the standards and measures described in paragraph
24 (1).”.

25 (b) CONFORMING AMENDMENTS.—

1 (1) ONE-STOP DELIVERY SYSTEMS.—Section
2 121(b)(1)(C)(ii)(II) of the Workforce Innovation and
3 Opportunity Act (29 U.S.C. 3151(b)(1)(C)(ii)(II)) is
4 amended by striking “subtitles C through E” and
5 inserting “subtitles C, D, and F”.

6 (2) TRANSITION.—Section 503(b) of the Work-
7 force Innovation and Opportunity Act (29 U.S.C.
8 3343(b)) is amended by inserting before the period
9 at the end the following: “(as in effect on the day
10 before the date of enactment of the Workforce Inno-
11 vation and Opportunity Act)”.

12 (c) TABLE OF CONTENTS.—The table of contents in
13 section 1(b) of the Workforce Innovation and Opportunity
14 Act is amended—

15 (1) by striking the item relating to the subtitle
16 heading for subtitle E of title I and inserting the fol-
17 lowing:

 “Subtitle F—Administration”;

18 and

19 (2) by inserting after the item relating to sec-
20 tion 172 the following:

 “Subtitle E—21st Century Civilian Conservation Corps

 “Sec. 176. 21st Century Civilian Conservation Corps program.”.

1 **SEC. 7. TEMPORARY WAIVER OF SKI AREA PERMIT AND**
2 **RENTAL FEES DURING THE COVID-19 PAN-**
3 **DEMIC.**

4 (a) DEFINITIONS.—In this section:

5 (1) COVERED FEE.—The term “covered fee”
6 means a ski area permit or rental fee authorized
7 under—

8 (A) section 701 of division I of the Omni-
9 bus Parks and Public Lands Management Act
10 of 1996 (16 U.S.C. 497e);

11 (B) section 7 of the Act of April 24, 1950
12 (64 Stat. 84, chapter 97; 16 U.S.C. 580d);

13 (C) section 302 of the Federal Land Policy
14 and Management Act of 1976 (43 U.S.C.
15 1732); or

16 (D) section 803(h) of the Federal Lands
17 Recreation Enhancement Act (16 U.S.C.
18 6802(h)).

19 (2) COVERED PERIOD.—The term “covered pe-
20 riod” means the period beginning on March 13,
21 2020, and ending on June 1, 2021.

22 (b) WAIVER OF COVERED FEES.—Notwithstanding
23 the provisions of law described in subparagraphs (A)
24 through (D) of subsection (a)(1), covered fees shall be
25 temporarily waived and not required to be paid to the

1 United States for the covered period, due to the COVID–
2 19 pandemic, if the following conditions are met:

3 (1) The applicable permit or lease was issued
4 before March 13, 2020.

5 (2) The applicable permit or lease is in effect
6 on the date of enactment of this Act.

7 (3) The applicable permit or lease holder was in
8 good standing as of March 13, 2020.

9 (c) REIMBURSEMENT.—Any covered fee paid to the
10 United States during the covered period shall be reim-
11 bursed, as soon as practicable after the date of enactment
12 of this Act, by the United States to the holder of the appli-
13 cable permit or lease under which the covered fee was
14 paid.

15 **SEC. 8. TEMPORARY WAIVER OF OUTDOOR RECREATION**

16 **LAND USE PERMIT FEES.**

17 (a) DEFINITIONS.—In this section:

18 (1) AUTHORIZATION.—The term “authoriza-
19 tion” means an authorization (including a special
20 use permit and a concession contract) for the holder
21 of the authorization to provide recreational services
22 and operations related to public recreation that was
23 executed by the Secretary concerned and the holder
24 of the authorization under a covered law.

1 (2) COVERED AUTHORIZATION.—The term
2 “covered authorization” means an authorization—

3 (A) that was awarded or issued by the Sec-
4 retary concerned before March 13, 2020;

5 (B) that is in effect on the date of enact-
6 ment of this Act, including an authorization
7 that is expired, but that, as of the date of en-
8 actment of this Act, the Secretary concerned is
9 continuing to treat as being in effect; and

10 (C) under which the holder was in good
11 standing as of March 13, 2020.

12 (3) COVERED FEE.—The term “covered fee”
13 means any fee owed under a covered authorization
14 that is accrued or otherwise based on revenues ob-
15 tained or operations conducted during the period be-
16 ginning on March 13, 2020, and ending on Decem-
17 ber 31, 2021.

18 (4) COVERED LAW.—The term “covered law”
19 means—

20 (A) the last paragraph under the heading
21 “FOREST SERVICE” in the Act of March 4,
22 1915 (16 U.S.C. 497);

23 (B) section 7 of the Act of April 24, 1950
24 (64 Stat. 84, chapter 97; 16 U.S.C. 580d);

1 (C) section 803(h) of the Federal Lands
2 Recreation Enhancement Act (16 U.S.C.
3 6802(h)); and

4 (D) subchapter II of chapter 1019 of title
5 54, United States Code.

6 (5) SECRETARY CONCERNED.—The term “Sec-
7 retary concerned” means—

8 (A) the Secretary of the Interior, with re-
9 spect to an authorization executed by the Sec-
10 retary of the Interior; and

11 (B) the Secretary of Agriculture, with re-
12 spect to an authorization executed by the Sec-
13 retary of Agriculture.

14 (b) COVERED FEE RELIEF.—Notwithstanding any
15 other provision of law—

16 (1) any covered fees shall be waived and shall
17 not be required to be paid to the Secretary con-
18 cerned; and

19 (2) any covered fees that have been paid to the
20 Secretary concerned before the date of enactment of
21 this Act shall, as soon as practicable after the date
22 of enactment of this Act, be reimbursed by the Sec-
23 retary concerned to the holder of the covered author-
24 ization under which the covered fee was paid.

1 (c) EXTENSION OF TERM OF COVERED AUTHORIZA-
2 TIONS.—

3 (1) EXTENSION OF COVERED AUTHORIZA-
4 TIONS.—Notwithstanding any other provision of law,
5 the Secretary concerned shall extend the term of any
6 covered authorization by an additional 2 years.

7 (2) LIMITATION.—Any extension under para-
8 graph (1) shall be subject to any authority of the
9 Secretary concerned to revoke an authorization, in-
10 cluding for reasons based on the unsatisfactory per-
11 formance of the holder of the authorization.

12 **SEC. 9. WORKFORCE TRAINING.**

13 (a) DEFINITION OF QUALIFIED YOUTH OR CON-
14 SERVATION CORPS.—In this section, the term “qualified
15 youth or conservation corps” has the meaning given the
16 term in section 203 of Public Law 91–378 (commonly
17 known as the “Youth Conservation Corps Act of 1970”)
18 (16 U.S.C. 1722).

19 (b) TRAINING.—The Secretaries of Agriculture, the
20 Interior, Homeland Security, Commerce, and Labor shall
21 collaborate with institutions of higher education, the Corps
22 Network, the outdoor recreation business community, and
23 public land stewardship and outdoor recreation organiza-
24 tions to support institutions of higher education in devel-
25 oping, coordinating, and carrying out nationally consistent

1 and standardized training for all qualified youth or con-
2 servation corps participants.

3 (c) INCLUSIONS.—The training described in sub-
4 section (b) shall include—

5 (1) the foundations of Federal public land and
6 recreation management and stewardship;

7 (2) principles of sustainable outdoor recreation
8 and resource management;

9 (3) recreation and resource management job-
10 specific occupational skills; and

11 (4) other basic skills training to ensure that
12 qualified youth or conservation corps participants
13 are—

14 (A) prepared for their work with the quali-
15 fied youth or conservation corps; and

16 (B) prepared for careers relating to con-
17 servation, outdoor recreation, and other envi-
18 ronmental industries after serving in the quali-
19 fied youth or conservation corps.

20 **SEC. 10. REFORESTATION.**

21 (a) REFORESTATION TRUST FUND.—

22 (1) IN GENERAL.—Section 303 of Public Law
23 96–451 (16 U.S.C. 1606a) is amended—

24 (A) in subsection (b)—

- 1 (i) in paragraph (1), by striking
2 “Subject to” and all that follows through
3 “the Secretary” and inserting “The Sec-
4 retary”;
- 5 (ii) by striking paragraph (2); and
- 6 (iii) by redesignating paragraph (3) as
7 paragraph (2);
- 8 (B) in subsection (d)—
- 9 (i) in the matter preceding paragraph
10 (1)—
- 11 (I) by striking the subsection
12 designation and all that follows
13 through “The Secretary” and insert-
14 ing the following:
- 15 “(d) REFORESTATION BY SECRETARY OF AGRI-
16 CULTURE.—The Secretary”; and
- 17 (II) by striking “for”;
- 18 (ii) in paragraph (1)—
- 19 (I) by inserting “for” before “re-
20 forestation”; and
- 21 (II) by striking “and” at the end;
- 22 (iii) by redesignating paragraph (2) as
23 paragraph (4);
- 24 (iv) by inserting after paragraph (1)
25 the following:

1 “(2) to the Chief of the Forest Service to refore-
2 est National Forest System land determined to be in
3 need of active reforestation based on field surveys
4 that have been conducted after sufficient time has
5 elapsed to determine regeneration potential based on
6 forest type, aspect, and elevation, in accordance with
7 subsection (f), by planting the maximum reasonable
8 number of trees according to the best available
9 science;

10 “(3) to carry out the Reforest America Grant
11 Program established under section 6 of the Coopera-
12 tive Forestry Assistance Act of 1978; and”;

13 (v) in paragraph (4) (as so redesign-
14 ated), by inserting “for” before “prop-
15 erly”; and

16 (C) by adding at the end the following:

17 “(e) REFORESTATION BY SECRETARY OF THE INTE-
18 RIOR.—The Secretary of the Interior shall obligate such
19 sums from the Trust Fund as are necessary to reforest
20 land managed by the Bureau of Land Management and
21 land managed by the Bureau of Indian Affairs determined
22 to be in need of active reforestation based on field surveys
23 that have been conducted after sufficient time has elapsed
24 to determine regeneration potential based on forest type,
25 aspect, and elevation, in accordance with subsection (f),

1 by planting the maximum reasonable number of trees ac-
2 cording to the best available science.

3 “(f) REFORESTATION.—

4 “(1) DEFINITION OF CONNECTIVITY.—In this
5 subsection, the term ‘connectivity’ means the degree
6 to which the landscape facilitates native species
7 movement.

8 “(2) REFORESTATION.—

9 “(A) IN GENERAL.—Reforestation under
10 subsections (d)(2) and (e) shall consist of eco-
11 logically based site preparation, tree planting,
12 and subsequent management using practices
13 that—

14 “(i) are informed by climate change
15 science and the importance of spatial pat-
16 tern;

17 “(ii) enhance forest health, resilience,
18 and biodiversity; and

19 “(iii) reduce vulnerability to future
20 forest mortality and catastrophic wildfire.

21 “(B) POST-WILDFIRE REFORESTATION.—

22 In the case of reforestation under subsections
23 (d)(2) and (e), sums available in the Trust
24 Fund shall not be used—

1 “(i) for post-wildfire salvage logging;

2 or

3 “(ii) in any area that has been salvage

4 logged during the preceding 10-year pe-

5 riod.

6 “(3) PRIORITY.—In carrying out reforestation

7 under subsections (d)(2) and (e), the Chief of the

8 Forest Service and the Secretary of the Interior, as

9 applicable, shall give priority to planting—

10 “(A) on land that was subject to a mor-

11 tality event caused by a high intensity wildfire,

12 pest infestation, invasive species, or drought or

13 other extreme weather;

14 “(B) that will restore and maintain resil-

15 ient landscapes;

16 “(C) on land on which the planting pro-

17 vides increased habitat connectivity for wildlife;

18 and

19 “(D) that will provide the largest potential

20 long-term increase in carbon sequestration.

21 “(g) MANDATORY FUNDING.—To carry out para-

22 graphs (2) and (3) of subsection (d) and subsection (e),

23 the Secretary of the Treasury shall transfer from the gen-

24 eral fund of the Treasury into the Trust Fund

1 \$3,500,000,000 for fiscal year 2022 and each fiscal year
2 thereafter, to remain available until expended.”.

3 (2) REGULATIONS.—Not later than 180 days
4 after the date of enactment of this Act, the Sec-
5 retary of Agriculture and the Secretary of the Inte-
6 rior shall issue regulations necessary to carry out
7 the amendments made by this section.

8 (b) REFOREST AMERICA GRANT PROGRAM.—The Co-
9 operative Forestry Assistance Act of 1978 is amended by
10 inserting after section 5 (16 U.S.C. 2103a) the following:

11 **“SEC. 6. REFOREST AMERICA GRANT PROGRAM.**

12 “(a) DEFINITIONS.—In this section:

13 “(1) COMMUNITY OF COLOR.—The term ‘com-
14 munity of color’ means, in a State, a census block
15 group in an urban area for which the aggregate per-
16 centage of residents who identify as Black, African-
17 American, Asian, Pacific Islander, Hispanic, Latino,
18 other non-White race, or linguistically isolated is—

19 “(A) not less than 50 percent; or

20 “(B) is significantly higher than the State
21 average.

22 “(2) ELIGIBLE COST.—The term ‘eligible cost’
23 means, with respect to a project of an eligible entity
24 under the Program—

1 “(A) the cost of implementing a reforest-
2 ation project, including by—

3 “(i) planning and designing the refore-
4 estation activity, including considering rel-
5 evant science;

6 “(ii) establishing tree nurseries;

7 “(iii) purchasing trees; and

8 “(iv) ecologically based site prepara-
9 tion, including the labor and cost associ-
10 ated with the use of machinery;

11 “(B) the cost of maintaining and moni-
12 toring planted trees for a period of up to 3
13 years to ensure successful establishment of the
14 trees;

15 “(C) with respect to reforestation in an
16 urban area under subsection (e) in a low in-
17 come community that has an existing tree can-
18 opy cover of not more than 20 percent, not
19 more than 50 percent of the cost of the mainte-
20 nance of any nearby tree canopy; and

21 “(D) any other relevant cost, as deter-
22 mined by the Secretary.

23 “(3) ELIGIBLE ENTITY.—The term ‘eligible en-
24 tity’ means—

25 “(A) a State agency;

1 “(B) a local governmental entity;

2 “(C) an Indian Tribe; and

3 “(D) a nonprofit organization.

4 “(4) ELIGIBLE LAND.—

5 “(A) IN GENERAL.—The term ‘eligible
6 land’ means—

7 “(i) land owned in fee simple by an el-
8 igible entity—

9 “(I)(aa) for which, at the time of
10 application to the Program under sub-
11 section (c), the forest stocking level of
12 the land is less than 25 percent of re-
13 gional norms for forest properties
14 with comparable tree species and soil
15 characteristics; and

16 “(bb) that is in need of active re-
17 forestation due to events such as—

18 “(AA) high intensity wild-
19 fire;

20 “(BB) pest infestation;

21 “(CC) invasive species; and

22 “(DD) drought and other
23 extreme weather; or

24 “(II) that was formerly forest
25 land and has been abandoned or in-

1 completely reclaimed from mining,
2 commercial development, clearing for
3 agriculture, or other nonforest use;
4 and

5 “(ii) with respect to reforestation in
6 an urban area under subsection (e), land
7 in that urban area that is owned in fee
8 simple by an eligible entity.

9 “(B) EXCLUSION.—The term ‘eligible land’
10 does not include land on which the eligible enti-
11 ty conducted a timber harvest—

12 “(i) not later than 5 years before the
13 date on which the eligible entity submits
14 an application under subsection (c); and

15 “(ii) that resulted in a forest stocking
16 level described in subparagraph
17 (A)(i)(I)(aa).

18 “(5) INDIAN TRIBE.—The term ‘Indian Tribe’
19 has the meaning given the term ‘Indian tribe’ in sec-
20 tion 4 of the Indian Self-Determination and Edu-
21 cation Assistance Act (25 U.S.C. 5304).

22 “(6) LOCAL GOVERNMENTAL ENTITY.—The
23 term ‘local governmental entity’ means any munic-
24 ipal government or county government with jurisdic-
25 tion over local land use decisions.

1 “(7) LOW INCOME COMMUNITY.—The term ‘low
2 income community’ means any census block group in
3 an urban area in which not less than 30 percent of
4 the population lives below the poverty line (as de-
5 fined in section 673 of the Community Services
6 Block Grant Act (42 U.S.C. 9902)).

7 “(8) NONPROFIT ORGANIZATION.—The term
8 ‘nonprofit organization’ means an organization
9 that—

10 “(A) is described in section 170(h)(3) of
11 the Internal Revenue Code of 1986; and

12 “(B) operates in accordance with 1 or
13 more of the purposes described in section
14 170(h)(4)(A) of that Code.

15 “(9) PROGRAM.—The term ‘Program’ means
16 the Reforest America Grant Program established
17 under subsection (b)(1).

18 “(10) SECRETARY.—The term ‘Secretary’
19 means the Secretary of Agriculture, acting through
20 the Chief of the Forest Service.

21 “(11) URBAN AREA.—The term ‘urban area’
22 means an area identified by the Bureau of the Cen-
23 sus as an ‘urban area’ in the most recent census.

24 “(b) ESTABLISHMENT.—

1 “(1) IN GENERAL.—The Secretary shall estab-
2 lish a program, to be known as the ‘Reforest Amer-
3 ica Grant Program’, under which the Secretary shall
4 award grants to eligible entities to conduct projects
5 to reforest eligible land in accordance with this sec-
6 tion.

7 “(2) REFORESTATION.—In carrying out the
8 Program, the Secretary shall, to the maximum ex-
9 tent practicable, award sufficient grants each year to
10 plant the maximum reasonable number of trees ac-
11 cording to the best available science.

12 “(c) APPLICATIONS.—

13 “(1) IN GENERAL.—An eligible entity that
14 seeks to receive a grant under the Program shall
15 submit an application at such time, in such form,
16 and containing such information as the Secretary
17 may require, including the information described in
18 paragraph (2), to—

19 “(A) the State forester or equivalent offi-
20 cial of the State in which the eligible entity is
21 located; or

22 “(B) in the case of an eligible entity that
23 is an Indian Tribe, an official of the governing
24 body of the Indian Tribe.

1 “(2) CONTENTS.—An application submitted
2 under paragraph (1) shall include—

3 “(A) the reason that the forest stocking
4 level of the land is less than 25 percent of re-
5 gional norms for forest properties with com-
6 parable tree species and soil characteristics, if
7 applicable;

8 “(B) the natural, economic, and environ-
9 mental benefits of returning the eligible land to
10 forested condition;

11 “(C) an estimate of the annual carbon se-
12 questration that will be achieved by the re-
13 planted forests, using processes determined by
14 the Secretary;

15 “(D) a reforestation plan that includes—

16 “(i) a list of expected eligible costs;

17 “(ii) a description of the site prepara-
18 tion and the tree species to be planted;

19 “(iii) a description of the manner in
20 which the design of the project is informed
21 by climate change science and will enhance
22 forest health, resilience, and biodiversity;

23 “(iv) an explanation of the manner in
24 which the land will be maintained for 36

1 months after planting to ensure successful
2 establishment; and

3 “(v) an explanation of the manner in
4 which the land will be managed later than
5 36 months after planting, including wheth-
6 er that management shall include a timber
7 harvest;

8 “(E) in the case of an application for an
9 urban reforestation project under subsection
10 (e)—

11 “(i) a description of the manner in
12 which the tree planting shall address dis-
13 parities in local environmental quality,
14 such as lower tree canopy cover; and

15 “(ii) a description of the anticipated
16 community and stakeholder engagement in
17 the project; and

18 “(F) any other relevant information re-
19 quired by the Secretary.

20 “(3) APPLICATIONS TO SECRETARY.—Each offi-
21 cial that receives an application under paragraph (1)
22 shall submit the application to the Secretary with a
23 description of the application and any other relevant
24 information that the Secretary may require.

25 “(d) PRIORITY.—

1 “(1) DEFINITION OF CONNECTIVITY.—In this
2 subsection, the term ‘connectivity’ means the degree
3 to which the landscape facilitates native species
4 movement.

5 “(2) PRIORITY.—In awarding grants under the
6 Program, the Secretary shall give priority—

7 “(A) to projects that provide the largest
8 potential increase in carbon sequestration per
9 dollar;

10 “(B) to projects that provide increased
11 habitat connectivity for wildlife;

12 “(C) to projects under which an eligible
13 entity will enter into a contract or cooperative
14 agreement with 1 or more qualified youth or
15 conservation corps (as the term is defined in
16 section 203 of Public Law 91–378 (commonly
17 known as the ‘Youth Conservation Corps Act of
18 1970’) (16 U.S.C. 1722)); and

19 “(D) in the case of urban reforestation
20 projects under subsection (e), to projects that—

21 “(i) are located in a community of
22 color or a low-income community;

23 “(ii) are located in a neighborhood
24 with poor local environmental quality, in-

1 cluding lower tree canopy cover and higher
2 maximum daytime summer temperatures;

3 “(iii) are located in a neighborhood
4 with high amounts of senior citizens or
5 children;

6 “(iv) are located immediately adjacent
7 to large numbers of residents;

8 “(v) will collaboratively engage neigh-
9 bors and community members that will be
10 closely affected by the tree planting in as
11 many aspects of project development and
12 implementation as possible; and

13 “(vi) will employ a substantial per-
14 centage of the workforce locally, with a
15 focus on engaging unemployed and under-
16 employed persons in communities of color
17 and low-income communities.

18 “(e) URBAN REFORESTATION.—

19 “(1) IN GENERAL.—In carrying out the Pro-
20 gram, the Secretary shall award sufficient grants
21 each year to projects carried out in urban areas to
22 plant, to the maximum extent practicable—

23 “(A) 5,000,000 trees in each of calendar
24 years 2022 through 2024;

1 “(B) 10,000,000 trees in each of calendar
2 years 2025 through 2028; and

3 “(C) 15,000,000 trees in calendar year
4 2029 and each calendar year thereafter.

5 “(2) FEDERAL SHARE.—The Secretary shall
6 award a grant to an eligible entity under the Pro-
7 gram to conduct a reforestation project in an urban
8 area in an amount equal to not more than 90 per-
9 cent of the cost of reforesting the eligible land, as
10 determined by the Secretary.

11 “(3) MATCHING REQUIREMENT.—As a condi-
12 tion of receiving a grant described in paragraph (2),
13 an eligible entity shall provide, in cash or through
14 in-kind contributions from non-Federal sources,
15 matching funds in an amount equal to not less than
16 10 percent of the cost of reforesting the eligible
17 land, as determined by the Secretary.

18 “(f) PROHIBITED CONVERSION TO NONFOREST
19 USE.—

20 “(1) IN GENERAL.—Subject to paragraphs (2)
21 and (3), an eligible entity that receives a grant
22 under the Program shall not sell or convert land
23 that was reforested under the Program to nonforest
24 use.

1 “(2) REIMBURSEMENT OF FUNDS.—An eligible
2 entity that receives a grant under this Program and
3 sells or converts land that was reforested under the
4 Program to nonforest use shall pay to the Federal
5 Government an amount equal to the greater of—

6 “(A) the amount of the grant; and

7 “(B) the current appraised value of timber
8 stocks on that land.

9 “(3) LOSS OF ELIGIBILITY.—An eligible entity
10 that receives a grant under this Program and sells
11 or converts land that was reforested under the Pro-
12 gram to nonforest use shall not be eligible for addi-
13 tional grants under the Program.

14 “(g) COSTS.—

15 “(1) FEDERAL SHARE.—Unless otherwise pro-
16 vided under this section, the Secretary shall award
17 a grant to an eligible entity under the Program in
18 an amount equal to not more than 75 percent of the
19 cost of reforesting the eligible land, as determined by
20 the Secretary.

21 “(2) MATCHING REQUIREMENT.—Unless other-
22 wise provided under this section, as a condition of
23 receiving a grant under the Program, an eligible en-
24 tity shall provide, in cash or through in-kind con-
25 tributions from non-Federal sources, matching funds

1 in an amount equal to not less than 25 percent of
2 the cost of reforesting the eligible land, as deter-
3 mined by the Secretary.

4 “(h) PLANTING SURVIVAL.—An eligible entity that
5 receives a grant under the Program shall—

6 “(1) not later than 36 months after planting
7 has been completed using the grant funds, submit to
8 the responsible State or Tribal official, as applicable,
9 a monitoring report that describes project implemen-
10 tation, including the survival rate of all plantings
11 made under the grant; and

12 “(2) if the survival rate reported in the moni-
13 toring report under paragraph (1) is, after 36
14 months, less than the required minimum survival
15 rate for the geographic area in which the planting
16 is located, as determined by a State forester or
17 equivalent State or Tribal official, as applicable, re-
18 plant tree seedlings in a quantity equivalent to half
19 of the original planting, using comparable means to
20 the original planting.

21 “(i) PREVAILING WAGE REQUIREMENT.—Any con-
22 tractor or subcontractor entering into a service contract
23 in connection with a project under the Program shall—

24 “(1) be treated as a Federal contractor or sub-
25 contractor for purposes of chapter 67 of title 41,

1 United States Code (commonly known as the
2 ‘McNamara-O’Hara Service Contract Act of 1965’);
3 and

4 “(2) pay each class of employee employed by
5 the contractor or subcontractor wages and fringe
6 benefits at rates in accordance with prevailing rates
7 for the class in the locality, or, where a collective-
8 bargaining agreement covers the employee, in ac-
9 cordance with the rates provided for in the agree-
10 ment, including prospective wage increases provided
11 for in the agreement.

12 “(j) REPORT.—The Secretary shall annually submit
13 to the relevant committees of Congress a report that de-
14 scribes the activities of the Program, including the total
15 amount of carbon sequestered by replanted forests during
16 the year covered by the report.

17 “(k) FUNDING.—

18 “(1) IN GENERAL.—Of the funds of the Refor-
19 estation Trust Fund established under section 303
20 of Public Law 96–451 (16 U.S.C. 1606a), the Sec-
21 retary shall use such sums as are necessary to carry
22 out the Program.

23 “(2) ADMINISTRATIVE COSTS AND TECHNICAL
24 ASSISTANCE.—Of the funds used under paragraph
25 (1), the Secretary shall allocate not more than 10

1 percent for each fiscal year to State foresters or
 2 equivalent officials, including equivalent officials of
 3 Indian Tribes, for administrative costs and technical
 4 assistance under the Program.”.

5 **SEC. 11. CONSERVATION STEWARDSHIP PROGRAM.**

6 (a) SUPPLEMENTAL PAYMENTS FOR CLIMATE STEW-
 7 ARDSHIP PRACTICES.—Section 1240L(d) of the Food Se-
 8 curity Act of 1985 (16 U.S.C. 3839aa–24(d)) is amend-
 9 ed—

10 (1) in the subsection heading, by striking “RO-
 11 TATIONS AND ADVANCED GRAZING MANAGEMENT”
 12 and inserting “ROTATIONS, ADVANCED GRAZING
 13 MANAGEMENT, AND CLIMATE STEWARDSHIP PRAC-
 14 TICES”;

15 (2) in paragraph (1)—

16 (A) by redesignating subparagraphs (B)
 17 and (C) as subparagraphs (C) and (D), respec-
 18 tively; and

19 (B) by inserting after subparagraph (A)
 20 the following:

21 “(B) CLIMATE STEWARDSHIP PRACTICE.—
 22 The term ‘climate stewardship practice’ means
 23 any of the following practices:

24 “(i) Alley cropping.

25 “(ii) Biochar incorporation.

- 1 “(iii) Conservation cover.
- 2 “(iv) Conservation crop rotation.
- 3 “(v) Contour buffer strips.
- 4 “(vi) Contour farming.
- 5 “(vii) Cover crops.
- 6 “(viii) Critical area planting.
- 7 “(ix) Cross wind trap strips.
- 8 “(x) Field borders.
- 9 “(xi) Filter strips.
- 10 “(xii) Forage and biomass planting,
11 including the use of native prairie seed
12 mixtures.
- 13 “(xiii) Forest stand improvements.
- 14 “(xiv) Grassed waterways.
- 15 “(xv) Hedgerow planting.
- 16 “(xvi) Herbaceous wind barriers.
- 17 “(xvii) Multistory cropping.
- 18 “(xviii) Nutrient management, includ-
19 ing nitrogen stewardship activities.
- 20 “(xix) Prescribed grazing.
- 21 “(xx) Range planting.
- 22 “(xxi) Residue and tillage manage-
23 ment with no till.
- 24 “(xxii) Residue and tillage manage-
25 ment with reduced till.

1 “(xxiii) Riparian forest buffers.

2 “(xxiv) Riparian herbaceous buffers.

3 “(xxv) Silvopasture establishment.

4 “(xxvi) Stripcropping.

5 “(xxvii) Tree and shrub establish-
6 ment, including planting for a high rate of
7 carbon sequestration.

8 “(xxviii) Upland wildlife habitat.

9 “(xxix) Vegetative barriers.

10 “(xxx) Wetland restoration.

11 “(xxxi) Windbreak renovation.

12 “(xxxii) Windbreaks and shelterbelts.

13 “(xxxiii) Woody residue treatment.

14 “(xxxiv) Any other vegetative or man-
15 agement conservation activity that signifi-
16 cantly—

17 “(I) reduces greenhouse gas
18 emissions;

19 “(II) increases carbon sequestra-
20 tion; or

21 “(III) enhances resilience to in-
22 creased weather volatility.”;

23 (3) in paragraph (2)—

24 (A) in subparagraph (A), by striking “or”
25 at the end;

1 (B) in subparagraph (B), by striking the
2 period at the end and inserting “; or”; and

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

4 “(C) conservation activities relating to cli-
5 mate stewardship practices.”; and

6 (4) in paragraph (3), by striking “rotations or
7 advanced grazing management” and inserting “rota-
8 tions, advanced grazing management, or conserva-
9 tion activities relating to climate stewardship prac-
10 tices”.

11 (b) PAYMENT LIMITATIONS.—Section 1240L(f) of
12 the Food Security Act of 1985 (16 U.S.C. 3839aa–24(f))
13 is amended by striking “fiscal years 2019 through 2023”
14 and inserting “the period of fiscal years 2019 through
15 2023, the period of fiscal years 2024 through 2028, or
16 the period of fiscal years 2029 through 2033”.

17 (c) FUNDING.—Section 1241 of the Food Security
18 Act of 1985 (16 U.S.C. 3841) is amended—

19 (1) in subsection (a)—

20 (A) in the matter preceding paragraph (1),
21 by striking “2023” and inserting “2030”; and

22 (B) in paragraph (3)(B)—

23 (i) in clause (ii), by striking
24 “\$725,000,000” and inserting
25 “\$1,725,000,000”;

1 (ii) in clause (iii), by striking
2 “\$750,000,000” and inserting
3 “\$2,750,000,000”;

4 (iii) in clause (iv)—

5 (I) by striking “\$800,000,000”
6 and inserting “\$3,800,000,000”; and

7 (II) by striking “and” at the end;

8 (iv) in clause (v)—

9 (I) by striking “\$1,000,000,000”
10 and inserting “\$5,000,000,000”; and

11 (II) by striking the period at the
12 end and inserting a semicolon; and

13 (v) by adding at the end the following:

14 “(vi) \$6,000,000,000 for fiscal year
15 2024; and

16 “(vii) \$7,000,000,000 for each of fis-
17 cal years 2025 through 2030.”;

18 (2) in subsection (b), by striking “2023” and
19 inserting “2030”; and

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

21 “(k) FUNDING FOR CLIMATE STEWARDSHIP PRAC-
22 TICES.—Of the funds made available under subsection
23 (a)(3)(B), the Secretary shall set aside the following
24 amounts to be used exclusively to enroll in the conserva-
25 tion stewardship program contracts comprised predomi-

1 nantly of conservation activities relating to climate stew-
2 ardship practices (as defined in section 1240L(d)(1)) or
3 bundles of practices comprised predominantly of conserva-
4 tion activities relating to climate stewardship practices (as
5 so defined):

6 “(1) \$1,000,000,000 for fiscal year 2021.

7 “(2) \$2,000,000,000 for fiscal year 2022.

8 “(3) \$3,000,000,000 for fiscal year 2023.

9 “(4) \$4,000,000,000 for fiscal year 2024.

10 “(5) \$5,000,000,000 for each of fiscal years
11 2025 through 2030.”.

12 **SEC. 12. EMERGENCY DESIGNATION.**

13 (a) IN GENERAL.—The amounts provided by this Act
14 and the amendments made by this Act are designated as
15 an emergency requirement pursuant to section 4(g) of the
16 Statutory Pay-As-You-Go Act of 2010 (2 U.S.C. 933(g)).

17 (b) DESIGNATION IN SENATE.—In the Senate, this
18 Act and the amendments made by this Act are designated
19 as an emergency requirement pursuant to section 4112(a)
20 of H. Con. Res. 71 (115th Congress), the concurrent reso-
21 lution on the budget for fiscal year 2018.

○