



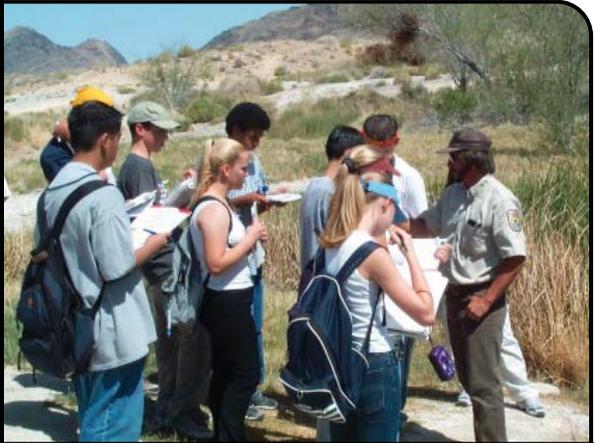
SNPLMA STRATEGIC PLAN

FY2010 - FY2014

*Legacy of Success...
Vision for the Future*



Presented by the Department of the Interior and the U.S. Department of Agriculture



SNPLMA STRATEGIC PLAN

*Legacy of Success...
Vision for the Future*

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INTRODUCTION & BACKGROUND

Since the enactment of the Southern Nevada Public Land Management Act (SNPLMA) in 1998, the sale of Federal land within the Congressionally designated disposal boundary has generated more than \$3.3 billion and funded over 1,000 projects in eight categories:

Capital Improvement Projects:

"... capital improvements at the Lake Mead National Recreation Area, the Desert National Wildlife Refuge, the Red Rock Canyon National Conservation Area, the Great Basin National Park and other areas administered by the Bureau of Land Management and the Forest Service in Clark, Lincoln, and White Pine Counties, and the Spring Mountains National Recreation Area."

Conservation Initiatives:

"...on Federal land in Clark, Lincoln, White Pine Counties, and Carson City, Nevada"

Eastern Nevada Landscape Restoration Projects:

"...in White Pine County, Nevada and Lincoln County, Nevada"

Environmentally Sensitive Land Acquisitions:

"...within the State of Nevada."

Hazardous Fuels Reduction and Wildfire Prevention:

"...for the Lake Tahoe Basin (to be developed in conjunction with the Tahoe Regional Planning Agency), the Carson Range in Douglas and Washoe Counties and Carson City in the State, and the Spring Mountains in the State, that are: (I) subject to approval by the Secretary; and (II) not more than 10 years in duration.."

Lake Tahoe Restoration Projects:

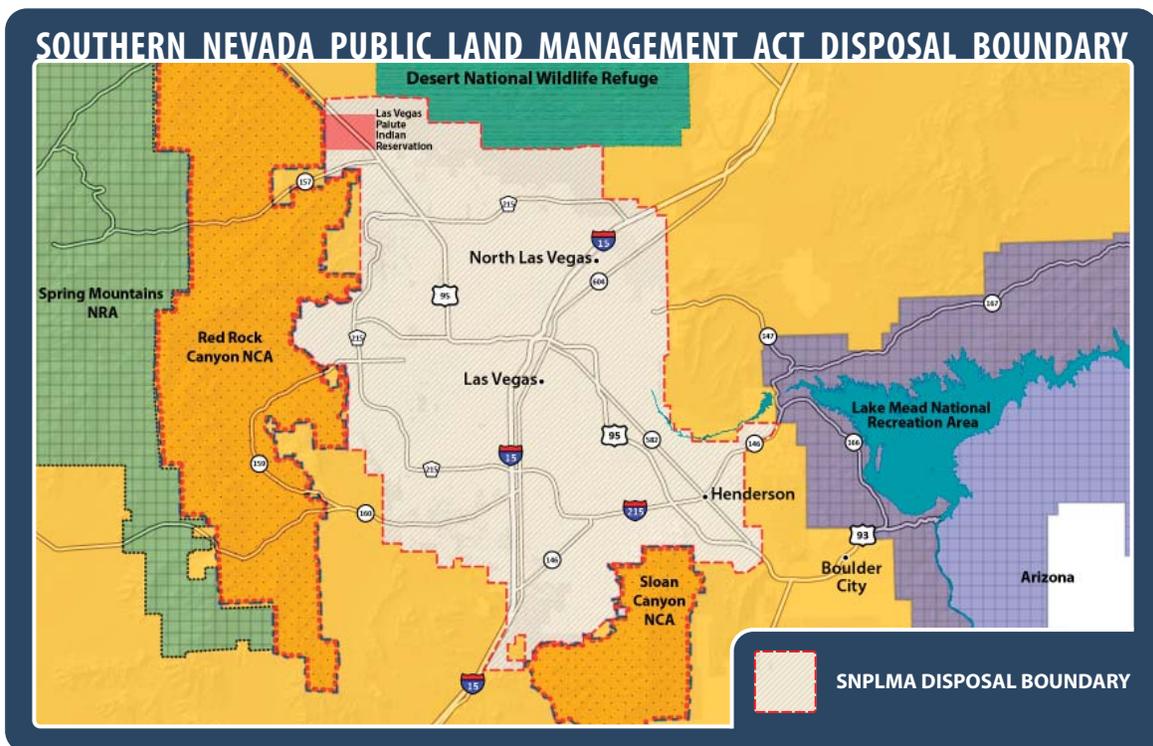
"Funding for the Federal portion of the Environmental Improvement Program in the Lake Tahoe Basin"

Multi-Species Habitat Conservation Plan (MSHCP) Development and Implementation

"...in Clark County, Nevada"

Parks, Trails, and Natural Areas:

"...in Clark, Lincoln and White Pine Counties and portions of Washoe County and Carson City Nevada, pursuant to a cooperative agreement with a unit of local government."



The work completed through SNPLMA during its first ten years has made a significant impact on the quality of life for those who visit and live in the State of Nevada, Lake Tahoe, and Lake Mead. SNPLMA has created a successful legacy of lands acquired, projects implemented, and a healthier environment for current and future generations. This 5-year strategic plan for the SNPLMA program will ensure a continued legacy of success by aligning the program’s focus on:

Renewable Energy/Sustainability:

SNPLMA encourages new facilities to incorporate sustainable and renewable energy features

Resource Protection:

SNPLMA projects protect vital resources through acquisition, restoration, and hazardous fuels reduction

Affordable Housing:

SNPLMA authorizes BLM to sell land at less than fair market value to State and local governmental entities to support affordable housing development

Programs for Youth:

Many of the Conservation Initiative projects offer opportunities for youth and environmental education programs such as the “Don’t Trash Nevada” anti-litter campaign

Accountability / Transparency:

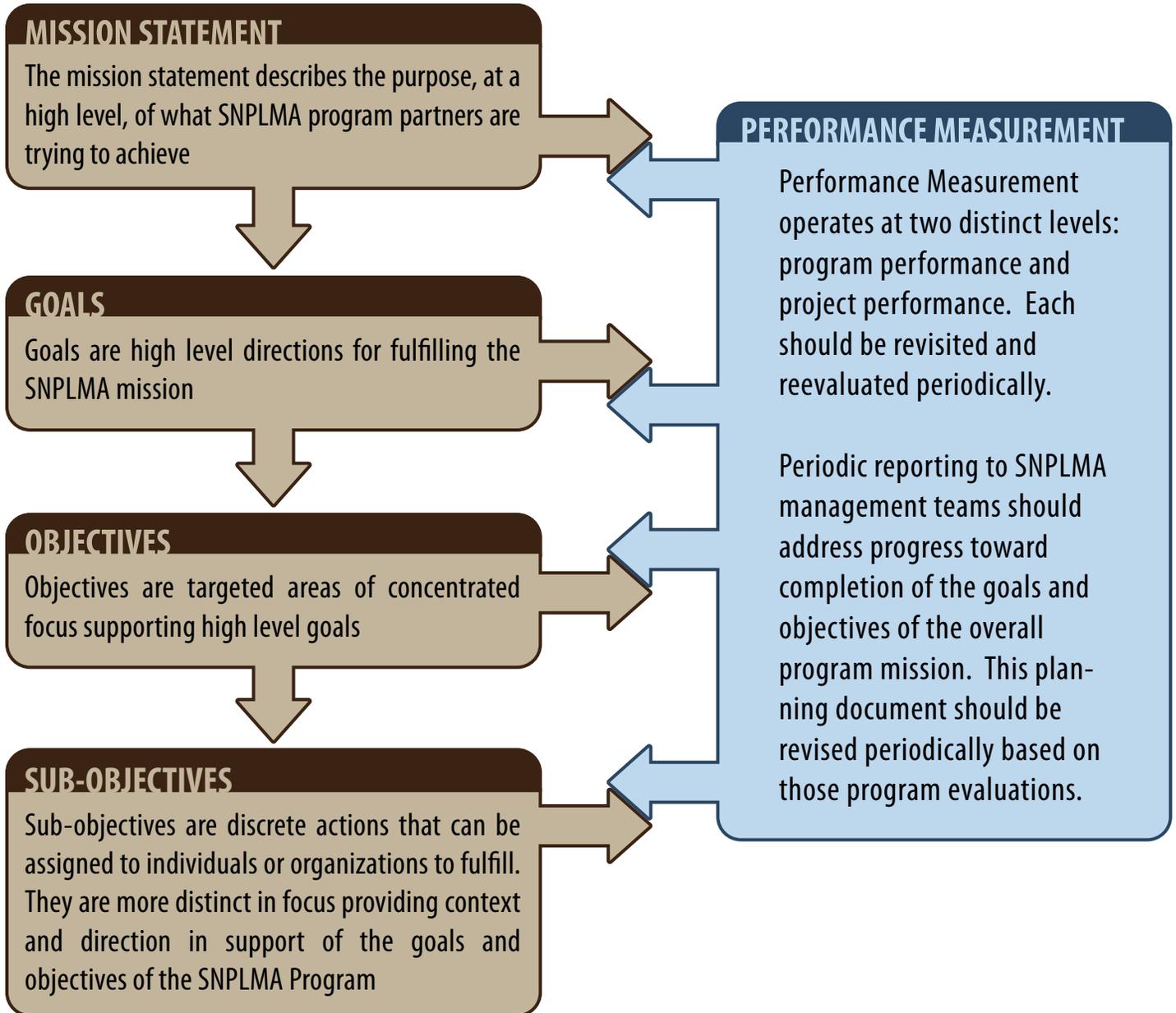
BLM tracks expenditures and accomplishments and provides project data on the BLM - SNPLMA website for access by the public

The Bureau of Land Management - as lead agency in implementing this statute - has joined with state, local, and Federal agencies to develop a unique partnership. The voting members of the SNPLMA Executive Committee, Partners Working Group, and Category Subgroups review, rank, and recommend projects for approval by the Secretary of the Interior. These partners also work together to facilitate the sale of Federal lands within the disposal boundary and to allocate and manage the proceeds with transparency and accountability.



The SNPLMA program partners pledge to manage these precious resources with integrity, common sense, and in the public’s best interest. This strategic vision for the future of the SNPLMA program will guide us over the next five years in accomplishing our mission.





Under the Southern Nevada Public Land Management Act (SNPLMA), program partners facilitate the orderly disposal of Federal land in the Las Vegas Valley and manage the financial resources generated to acquire environmentally sensitive land and implement Federal, State, and local projects that protect resources and enhance the quality of life for current and future generations.



GOAL 1

Provide for the orderly disposal of land in the disposal boundary in a responsible manner that supports local governments' master planning while ensuring a fair market return

OBJECTIVES

1.1 Support Local Planning

In cooperation with local governments, identify lands for disposal to support master planning efforts of the Las Vegas Valley

1.2 Reserve Land

Reserve land for public purposes and affordable housing

1.3 Privatize Land

Privatize land in a manner that meets all requirements of existing laws and regulations and utilizes the most appropriate method of sale

1.4 Manage Unsold Lands

Develop a strategy for management of smaller parcels

1.5 Manage Revenue Responsibly

Manage investments wisely and track expenditures for consistency with Secretarial funding authorizations

GOAL 2

Conserve and restore the quality of the outdoor environment by preserving natural and cultural resources and enhancing recreational opportunities

OBJECTIVES

2.1 Conserve and Restore Natural Resources

Maintain or increase the quality of natural resources and protect their ecological integrity and sustainability

2.2 Preserve Cultural Resources

Document, preserve, and interpret cultural resources

2.3 Enhance Recreational Opportunities

Responsibly improve access to recreational opportunities on Federal lands and increase the availability of local parks and trails

2.4 Protect Communities

Manage resources to improve the safety of communities

2.5 Promote Education

Improve the public's connection with natural, cultural, and recreational resources with an emphasis on youth education

2.6 Promote Project Connectivity and Sustainability

Integrate projects across agencies and prior rounds that are connected and sustainable within their environment

2.7 Encourage Renewable Energy Development

Promote development of renewable energy production and ensure project funding supports green sustainable design and construction

GOAL 3

Continue the SNPLMA legacy of collaborative success as a model of program management through increased transparency, accountability, and effective governance

OBJECTIVES

3.1 **Develop and Refine Operational Guidelines**

Clarify the roles, responsibilities, duties, and expectations of program partners

3.2 **Enhance Processes and Procedures**

Mature operations by documenting and developing repeatable processes and procedures

3.3 **Program Management**

Enhance program efficiency through adherence to SNPLMA requirements

3.4 **Promote Partnerships**

Create a foundation of lasting value by developing sustainable partnerships which enhance communication, coordination, and accountability among Federal, State, and local governments and other program partners

3.5 **Provide Outreach**

Share the SNPLMA story and increase visibility by documenting and sharing program successes

3.6 **Educate Program Partners**

Increase understanding of SNPLMA duties and requirements among program partners

APPENDIX A: SUBGROUP LEVEL STRATEGIC GOALS

The subgroup level eligible areas and strategic goals extracted from each of the category's operating guidelines provides vision and direction during project nomination and selection.

Conservation Initiatives:

*"...on federal land in Clark, Lincoln, White Pine Counties, and Carson City**, Nevada"*

- Results in improved quality of natural and cultural resources and/or management of Federal lands.
- Provides opportunities to involve, inform, and educate the public about the environment and responsible use of Federal lands
- Enhances partnerships in promotion of cooperative conservation.

Parks, Trails, and Natural Areas:

"...in Clark, Lincoln and White Pine Counties and Washoe County (Subject to Paragraph 4)) and Carson City** (subject to paragraph (5)) Nevada, pursuant to a cooperative agreement with a unit of local government."*

- Provide new or improve existing parks, trails, or natural areas to meet the demands and changing demographics of residents and visitors.
- Protect or improve the integrity of environmental, cultural, historical, scientific and open space resources
- Construct park, trails, and natural areas to form a more unified system.
- Ensure that the cost and value of investment is considered, well stated, and reasonable.
- Encourage partnerships and collaboration between project advocates, non-profit groups, state government, and other local governments to enhance other financial and programmatic opportunities

Capital Improvement Projects:

"... capital improvements at the Lake Mead National Recreation Area, the Desert National Wildlife Refuge, the Red Rock Canyon National Conservation Area, the Great Basin National Park and other areas administered by the Bureau of Land Management and the Forest Service in Clark, Lincoln, and White Pine Counties, and the Spring Mountains National Recreation Area."

- Refurbish existing facilities and construct new facilities to:
- Improve safety & environmental health at sites and/or facilities used by the public & gov't employees;
- Respond to visitor demand and/or changes in visitation patterns
- Address deferred maintenance
- Minimize operations and maintenance costs, and;
- Protect the integrity of significant resource values or improve the quality of the environment

** LIMITATION FOR WASHOE COUNTY -Until December 31, 2015, Washoe County shall be eligible to nominate for expenditure amounts to acquire land (not to exceed 250 acres) and develop 1 regional park and natural area*

*** LIMITATION FOR CARSON CITY– Carson City shall be eligible to nominate for expenditure amounts to acquire land or an interest in land for parks or natural areas and for conservation initiatives—*

(A) adjacent to the Carson River; or

(B) within the floodplain of the Carson River.

Eastern Nevada Landscape Restoration Projects:

"...in White Pine County, Nevada and Lincoln County, Nevada"

- The Eastern Nevada Landscape Restoration Project Funding Category provides for activities which promote resilient and healthy ecosystems within the eligible portions of the Great Basin including planning, implementation, research, monitoring, environmental analysis and associated documentation, NEPA compliance, management, and delivery of programs such as, but not limited to: fire management, fuels, forest, woodlands, rangelands, aspen and riparian communities, wildlife habitat, soils, and watersheds. Research projects must demonstrate a practical application to management of lands in order to be accepted for consideration.

Land Acquisition:

"...within the State of Nevada."

- *"...promote the preservation of natural, scientific, aesthetic, historical, cultural, watershed, wildlife and other values contributing to the public enjoyment and biological diversity; enhance recreational opportunities and public access; provide the opportunity to achieve better management of public land through consolidation of Federal ownership; or otherwise serve the public interests."*

Hazardous Fuels and Wildfire Prevention:

"...for the Lake Tahoe Basin (to be developed in conjunction with the Tahoe Regional Planning Agency), the Carson Range in Douglas and Washoe Counties and Carson City in the State, and the Spring Mountains in the State, that are: (I) subject to approval by the Secretary; and (II) not more than 10 years in duration.."

- *"...to provide funding for development and implementation of comprehensive, cost-effective, multijurisdictional hazardous fuels reduction and wildfire prevention plans of not more than 10 years in duration (including sustainable biomass and biofuels energy development and production activities) for these areas."*

Lake Tahoe:

"Funding for the Federal portion of the Environmental Improvement Program in the Lake Tahoe Basin"

- The Environmental Improvement Program (EIP) is a cooperative effort to preserve, restore and enhance the unique natural and human environment of the Lake Tahoe Region. The EIP program defines restoration needs for attaining environmental goals or thresholds and, through a substantial investment of resources, increases the pace at which the thresholds will be attained. Key to this strategy is reliance upon partnerships with all sectors of the community, including the private sector, local, state and federal government. The environmental thresholds are defined as environmental standards necessary to protect the natural environment and to maintain public health and safety within the Region. The threshold categories are:
 - Water Quality
 - Soil Conservation
 - Air Quality
 - Vegetation
 - Fisheries
 - Wildlife
 - Scenic Resources/Community Design
 - Recreation

APPENDIX B: SUB-OBJECTIVES

These sub-objectives give context and understanding to the goals and objectives they support. Sub-objectives will be implemented by operational leadership to produce measurable results towards achieving the program's strategic vision.

GOAL 1: Provide for the orderly disposal of land in the disposal boundary in a responsible manner that supports local governments' master planning while ensuring a fair market return

Objective 1.1: Support Local Planning - In cooperation with local governments, identify lands for disposal to support master planning efforts of the Las Vegas Valley

- 1.1.1 - Identify and track all available parcels within the disposal boundary and their status (e.g. affordable housing, R&PP, etc.)
- 1.1.2 - Increase BLM's participation in local and regional planning efforts
- 1.1.3 - Increase participation in the Southern Nevada Regional Planning Coalition

Objective 1.2: Reserve Land - Reserve land for public purposes and affordable housing

- 1.2.1 - Develop policy and procedures, in cooperation with governing entities and the State of Nevada, for maintaining SNPLMA R&PP and Affordable Housing reservations through the Southern Nevada Regional Planning Coalition Ad Hoc Working Group
- 1.2.2 - Upon application, convey land to State and local governments for public purposes according to the provisions of the Recreation and Public Purposes Act or the Airport Cooperative Management Area provision of the Southern Nevada Public Land Management Act, as applicable

Objective 1.3: Privatize Land - Privatize land in a manner that meets all requirements of existing laws and regulations and utilizes the most appropriate methods of sale

- 1.3.1 - Upon recommendation of local governments, privatize public lands within the disposal boundary at a fair market value
- 1.3.2 - Minimize costs to the BLM of advertising and sales by better utilizing internet technology for land disposals
- 1.3.3 - Select timing and method of land disposal based on market conditions and legal authority
- 1.3.4 - Utilize appropriate appraisal methodologies to value land for disposal

Objective 1.4: Manage Unsold Lands - Develop a strategy for management of smaller parcels

- 1.4.1 - Identify parcels that are unlikely to sell and have not been reserved for other uses
- 1.4.2 - Engage local governments in the possibilities for legislative transfer of certain smaller parcels
- 1.4.3 - Collaborate with parties that have reservations for assistance with monitoring, cleaning, and minimization of dumping
- 1.4.4 - Minimize dumping on vacant non-reserved parcels (e.g., increase community education, signage, berming and fencing of problem areas, developing and implementing an adopt-a-parcel program)

Objective 1.5: Manage Revenue Responsibly - Manage investments wisely and track expenditures for consistency with Secretarial funding authorizations

- 1.5.1 - Employ the best practices of accounting and financial management to track financial resources
- 1.5.2 - Design, implement and refine an investment program that allows the greatest return within the constraints of existing laws and regulations
- 1.5.3 - Provide transparency to the public and to our program partners (e.g. BLM, NOC, Operations Budget)

GOAL 2: Conserve and Restore the quality of the outdoor environment by preserving natural and cultural resources and enhancing recreational opportunities

Objective 2.1: Conserve and Restore Natural Resources - Maintain or increase the quality of natural resources and protect their ecological integrity and sustainability

- 2.1.1 - Increase or improve the resource base (e.g., habitat)
- 2.1.2 - Protect threatened, endangered, and sensitive species and their habitat
- 2.1.3 - Increase knowledge and understanding of natural resources and human effects on the environment
- 2.1.4 - Promote the value of science and research in conserving and restoring natural resources, and promoting resource sustainability

Objective 2.2: Preserve Cultural Resources : Document, preserve, and interpret cultural resources

- 2.2.1 - Restore at-risk resources
- 2.2.2 - Protect the integrity of significant resource values

Objective 2.3: Enhance Recreational Opportunities - Responsibly improve access to recreational opportunities on Federal lands and increase the availability of local parks and trails

- 2.3.1 - Protect or improve the integrity of environmental, cultural, historical, scientific and open space resources
- 2.3.2 - Provide new or improve existing parks, trails, or natural areas to meet the demands and changing demographics of residents and visitors
- 2.3.3 - Construct park, trails, and natural areas to form a more unified system
- 2.3.4 - Promote projects that are representative of the environment (e.g., Designs that are aesthetically cohesive with the surrounding environment)

Objective 2.4: Protect Communities - Manage resources to improve the safety of communities

- 2.4.1 - Reduce the risk of catastrophic wildfire
- 2.4.2 - Improve safety and environmental health at sites and/or facilities used by the public and governmental employees
- 2.4.3 - Support resource protection and public safety through efficient and effective Law Enforcement programs

APPENDIX B: SUB-OBJECTIVES

Objective 2.5: Promote Education - Improve the public's connection with natural, cultural, and recreational resources with an emphasis on youth education

- 2.5.1 - Use Public Lands as learning laboratories to help develop the next generation of environmental understanding and advocacy
- 2.5.2 - Increase resource interpretation
- 2.5.3 - Increase participation with school districts (e.g., Southern Nevada Agency Partnership Education)

Objective 2.6: Promote Project Connectivity and Sustainability - Integrate projects across agencies and prior rounds that are connected and sustainable within their environment

- 2.6.1 - Illustrate integration with projects from prior rounds and/or projects that promote integration at a regional level

Objective 2.7: Encourage Renewable Energy Development - Promote development of renewable energy \ production and ensure project funding supports green sustainable design and construction

- 2.7.1 - Promote projects that encourage renewable energy construction methods (e.g., Designs that are green and LEED Certified, promote water conservation, and that are energy independent, etc)

GOAL 3: Continue the SNPLMA legacy of collaborative success as a model of program management through increased transparency, accountability, and effective governance

Objective 3.1: Develop and Refine Operational Guidelines - Clarify the roles, responsibilities, duties, and expectations of program partners

- 3.1.1 - Document compliance with mandated provisions in statutes (e.g., water study, Ivanpah mitigation)
- 3.1.2 - Develop a comprehensive list of administrative and statutory requirements (OMB Circulars, Treasury Requirements, reprogramming requirements)
- 3.1.3 - Evaluate if SNPLMA processes should mirror those of other governmental or Congressional rules
- 3.1.4 - Business rules should parallel that of other institutions (e.g., work plans and quarterly reporting)
- 3.1.5 - Review membership annually, revising the IA and operating guidelines accordingly
- 3.1.6 - Adjust team membership over time to reflect the geographic and programmatic diversity of the work authorized by SNPLMA
- 3.1.7 - Review scoring, ranking, and voting process to promote integrity of project selection
- 3.1.8 - Encourage the Federal agencies to have nominations reviewed by their Federal Advisory Committees (FACA) prior to the initial submission for SNPLMA consideration
- 3.1.9 - Continue the SNPLMA legacy by following-up with the acquiring agencies to ensure resources are protected

Objective 3.2: Enhance Processes and Procedures - Mature operations by documenting and developing repeatable processes and procedures

- 3.2.1 - Document all program processes including visioning, project selection, program management, metrics collection, and technology development
- 3.2.2 - Develop a “lessons learned” document for the 10-years of SNPLMA
- 3.2.3 - Assemble and maintain an accurate administrative record for each SNPLMA round

Objective 3.3: Program Management - Enhance program efficiency through adherence to SNPLMA requirements

- 3.3.1 - Establish targets for yearly project completion rates
- 3.3.2 - Increase on-site project field inspections (scheduled and/or random) including review of project files
- 3.3.3 - Establish a policy for periodic status meetings between program and project managers
- 3.3.4 - Improve timeliness of processing project modification request submissions
- 3.3.5 - Improve implementation of standard closeout procedures
- 3.3.6 - Enforce project nomination requirements and deadlines
- 3.3.7 - Deploy and maintain an on-line application for work planning, accomplishment reporting, financial and project status tracking

Objective 3.4: Promote Partnerships - Create a foundation of lasting value by developing sustainable partnerships which enhance communication, coordination, and accountability among Federal, State, and local governments and other program partners

- 3.4.1 - Establish and maintain effective communication and coordination between SNPLMA program partners
- 3.4.2 - Develop public and private partnerships on the Federal, State, and local level (e.g., Nevada Commission on Tourism, LVCVA, etc.) to promote public recreation as an area attraction

Objective 3.5: Provide Outreach - Share the SNPLMA story and increase visibility by documenting and sharing program successes

- 3.5.1 - Maintain a user-friendly website to provide timely information to a wide audience
- 3.5.2 - Quantify and describe the accomplishments of the program, including examples that illustrate responsible land stewardship
- 3.5.3 - Promote statewide recognition of SNPLMA-initiated projects such as “Don’t Trash Nevada”
- 3.5.4 - Submit projects for national and international recognition
- 3.5.5 - Increase visibility of SNPLMA through signage at sites that have received SNPLMA funding including making this a requirement in all project work plans
- 3.5.6 - Share SNPLMA best practices with special legislation programs in other regions

Objective 3.6: Educate Program Partners - Increase understanding of SNPLMA duties and requirements among program partners

- 3.6.1 - Develop SNPLMA orientation for new subgroup, PWG, and Executive Committee members
- 3.6.2 - Provide nomination ranking process training to subgroups and agency staff
- 3.6.3 - Develop a project manager guide of standard business processes. Share with project managers in periodic training sessions and web-based outreach

APPENDIX C: SOUTHERN NEVADA PUBLIC LAND MANAGEMENT ACT (P.L. 105-263), AS AMENDED

INCLUDING AMENDMENTS OF OMNIBUS PUBLIC LANDS ACT OF 2009 (H.R.146)

PUBLIC LAW 105-263

105th Congress

An Act

To provide for the orderly disposal of certain Federal lands in Clark County, Nevada, and to provide for the acquisition of environmentally sensitive lands in the State of Nevada.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Southern Nevada Public Land Management Act of 1998".

SECTION 2. FINDINGS AND PURPOSE.

(a) **Findings.**-- The Congress finds the following:

(1) The Bureau of Land Management has extensive land ownership in small and large parcels interspersed with or adjacent to private land in the Las Vegas Valley, Nevada, making many of these parcels difficult to manage and more appropriate for disposal.

(2) In order to promote responsible and orderly development in the Las Vegas Valley, certain of those Federal lands should be sold by the Federal Government based on recommendations made by local government and the public.

(3) The Las Vegas metropolitan area is the fastest growing urban area in the United States, which is causing significant impacts upon the Lake Mead National Recreation Area, the Red Rock Canyon National Conservation Area, the Sloan Canyon National Conservation Area and the Spring Mountains National Recreation Area, which surround the Las Vegas Valley.

(b) **Purpose.** --The purpose of this Act is to provide for the orderly disposal of certain Federal lands in Clark County, Nevada, and to provide for the acquisition of environmentally sensitive lands in the State of Nevada.

SECTION 3. DEFINITIONS.

As used in this Act:

(1) The term "Secretary" means the Secretary of the Interior.

(2) The term "unit of local government" means Clark County, the City of Las Vegas, the City of North Las Vegas, or the City of Henderson; all in the State of Nevada.

(3) The term "Agreement" means the agreement entitled "The Interim Cooperative Management Agreement Between The United States Department of the Interior--Bureau of Land Management and Clark County" dated November 4, 1992.

(4) The term "special account" means the account in the Treasury of the United States established under section 4(e)(1)(C).

(5) The term "Recreation and Public Purposes Act" means the Act entitled "An Act to authorize acquisition or use of public lands by States, counties, or municipalities for recreational purposes", approved June 14, 1926 (43 U.S.C. 869 et seq.).

(6) The term "regional governmental entity" means the Southern Nevada Water Authority, the Regional Flood Control District, and the Clark County Sanitation District.

SECTION 4. DISPOSAL AND EXCHANGE.

(a) **Disposal.** -- Notwithstanding the land use planning requirements contained in sections 202 and 203 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1711 and 1712), the Secretary, in accordance with this Act, the Federal Land Policy and Management Act of 1976, and other applicable law, and subject to valid existing rights, is authorized to dispose of lands within the boundary of the area under the jurisdiction of the Director of the Bureau of Land Management in Clark County, Nevada, as generally depicted on the map entitled "Southern Nevada Public Land Management Act", dated October 1, 2002. Such map shall be on file and available for public inspection in the offices of the Director and the Las Vegas District of the Bureau of Land Management.

(b) **Reservation for Local Public Purposes.** --

(1) Recreation and public purpose act conveyances. -- Not less than 30 days before the offering of lands for sale or exchange pursuant to subsection (a), the State of Nevada or the unit of local government in whose jurisdiction the lands are located may elect to obtain any such lands for local public purposes pursuant to the provisions of the Recreation and Public Purposes Act. Pursuant to any such election, the

Secretary shall retain the elected lands for conveyance to the State of Nevada or such unit of the local government in accordance with the provisions of the Recreation and Public Purposes Act.

(2) Rights-of-way. --

(A) Issuance. --Upon application, by a unit of local government or regional governmental entity, the Secretary, in accordance with this Act and the Federal Land Policy and Management Act of 1976, and other applicable provisions of law, shall issue right-of-way grants on Federal lands in Clark County, Nevada, for all reservoirs, canals, channels, ditches, pipes, pipelines, tunnels, and other facilities and systems needed for--

(i) the impoundment, storage, treatment, transportation, or distribution of water (other than water from the Virgin River) or wastewater; or

(ii) flood control management.

(B) Duration.--Right-of-way grants issued under this paragraph shall be valid in perpetuity.

(C) Waiver of fees.--Right-of-way grants issued under this paragraph shall not require the payment of rental or cost recovery fees.

(3) Youth activity facilities.-- Within 30 days after a request by Clark County, Nevada, the Secretary shall offer to Clark County, Nevada, the land depicted on the map entitled ``Vicinity Map Parcel 177-28-101-020 dated August 14, 1996, in accordance with the Recreation and Public Purposes Act for the construction of youth activity facilities.

(c) Withdrawal.--Subject to valid existing rights, all Federal lands identified in subsection (a) for disposal are withdrawn from location and entry, under the mining laws and from operation under the mineral leasing and geothermal leasing laws until such time as the Secretary terminates the withdrawal or the lands are patented.

(d) Selection.--

(1) Joint selection required.--The Secretary and the unit of local government in whose jurisdiction lands referred to in subsection (a) are located shall jointly select lands to be offered for sale or exchange under this section. The Secretary shall coordinate land disposal activities with the unit of local government in whose jurisdiction such lands are located. Land disposal activities of the Secretary shall be consistent with local land use planning and zoning requirements and recommendations.

(2) Offering.--After land has been selected in accordance with this subsection, the Secretary shall make the first offering of land as soon as practicable after the date of the enactment of this Act.

(e) Disposition of Proceeds.--

(1) Land sales.--Of the gross proceeds of sales of land under this subsection in a fiscal year--

(A) 5 percent shall be paid directly to the State of Nevada for use in the general education program of the State;

(B) 10 percent shall be paid directly to the Southern Nevada Water Authority for water treatment and transmission facility infrastructure in Clark County, Nevada; and

(C) the remainder shall be deposited in a special account in the Treasury of the United States for use pursuant to the provisions of paragraph (3). Amounts in the special account shall be available to the Secretary without further appropriation and shall remain available until expended.

(2) Land exchanges.--

(A) Payments.--In the case of a land exchange under this section, the non-Federal party shall provide direct payments to the State of Nevada and the Southern Nevada Water Authority in accordance with paragraphs (1)(A) and (B). The payments shall be based on the fair market value of the Federal lands to be conveyed in the exchange and shall be considered a cost incurred by the non-Federal party that shall be compensated by the Secretary if so provided by any agreement to initiate exchange.

(B) Pending exchanges.--The provisions of this Act, except this subsection and subsections (a) and (b), shall not apply to any land exchange for which an initial agreement to initiate an exchange was signed by an authorized representative of the exchange proponent and an authorized officer of the Bureau of Land Management prior to February 29, 1996.

(3) Availability of special account.--

(A) In general.--Amounts deposited in the special account shall be expended by the Secretary for-

APPENDIX C: SOUTHERN NEVADA PUBLIC LAND MANAGEMENT ACT (P.L. 105-263), AS AMENDED

INCLUDING AMENDMENTS OF OMNIBUS PUBLIC LANDS ACT OF 2009 (H.R.146)

(i) the acquisition of environmentally sensitive land in the State of Nevada in accordance with subsection (h), with priority given to lands located within Clark County;

(ii) capital improvements at the Lake Mead National Recreation Area, the Desert National Wildlife Refuge, the Red Rock Canyon National Conservation Area, the Great Basin National Park and other areas administered by the Bureau of Land Management and the Forest Service in Clark, Lincoln, and White Pine Counties, and the Spring Mountains National Recreation Area;

(iii) development and implementation of a multi-species habitat conservation plan in Clark County, Nevada;

(iv) development of parks, trails, and natural areas in Clark, Lincoln and White Pine Counties, and Washoe County (subject to Paragraph (4)) and Carson City (subject to paragraph (5)), Nevada, pursuant to a cooperative agreement with a unit of local government or regional governmental entity;

(v) up to 10 percent of amounts available, to be used for conservation initiatives on Federal land in Clark, Lincoln, and White Pine Counties and Carson City (subject to paragraph (5)), Nevada, administered by the Department of the Interior or the Department of Agriculture;

(vi) transfer to the Secretary of Agriculture, or, in the Secretary of Agriculture enters into a cooperative agreement with the head of another Federal agency, the head of the Federal agency, for Federal environmental restoration projects under sections 6 and 7 of the Lake Tahoe Restoration Act (114 Stat. 2354), environmental improvement payments under section 2(g) of Public Law 96-586 (94 Stat. 3382), and any Federal environmental restoration project included in the environmental improvement program adopted by the Tahoe Regional Planning Agency in February 1998 (as amended), in an amount equal to the cumulative amounts authorized to be appropriated for such projects under those Acts, in accordance with a revision to the Southern Nevada Public Land Management Act of 1998 Implementation Agreement to implement this section, which shall include a mechanism to ensure appropriate stakeholders from the States of California and Nevada participate in the process to recommend projects for funding;

(vii) development of a water study for Lincoln and White Pine Counties, Nevada, in an amount not to exceed \$6,000,000;

(viii) reimbursement of any costs incurred by the Bureau of Land Management to clear debris from and protect land that is--

(I) located in the disposal boundary described in subsection (a); and

(II) reserved for affordable housing;

(ix) development and implementation of comprehensive, cost-effective, multijurisdictional hazardous fuels reduction and wildfire prevention plans (including sustainable biomass and biofuels energy development and production activities) for the Lake Tahoe Basin (to be developed in conjunction with the Tahoe Regional Planning Agency), the Carson Range in Douglas and Washoe Counties and Carson City in the State, and the Spring Mountains in the State, that are--

(I) subject to approval by the Secretary; and

(II) not more than 10 years in duration.

(x) to Carry out the Eastern Nevada Landscape Restoration Project in White Pine County, Nevada and Lincoln County, Nevada; and

(xi) reimbursement of costs incurred by the local offices of the Bureau of Land Management in arranging sales or exchanges under this act, including costs incurred under paragraph (2)(A).

(B) Procedures.--The Secretary shall coordinate the use of the special account with the Secretary of Agriculture, the State of Nevada, local governments, and other interested persons, to ensure accountability and demonstrated results.

(C) Limitation.--Not more than 25 percent of the amounts available to the Secretary from the special account in any fiscal year (determined without taking into account amounts deposited under subsection (g)(4)) may be used in any fiscal year for the purposes described in subparagraph (A) (iv).

(D) TRANSFER REQUIREMENT- Subject to such terms and conditions as the Secretary may prescribe, and notwithstanding any other provision of law--

(i) for amounts that have been authorized for expenditure under subparagraph (A)(iv) but not transferred as of the date of enactment of this subparagraph, the Secretary shall, not later than 60 days after a request for funds from the applicable unit of local government or regional governmental entity, transfer to the applicable unit of local government or regional governmental entity the amount authorized for the expenditure; and

(ii) for expenditures authorized under subparagraph (A)(iv) that are approved by the Secretary, the Secretary shall, not later than

60 days after a request for funds from the applicable unit of local government or regional governmental entity, transfer to the applicable unit of local government or regional governmental entity the amount approved for expenditure.'

(4) **LIMITATION FOR WASHOE COUNTY** -- Until December 31, 2015, Washoe County shall be eligible to nominate for expenditure amounts to acquire land (not to exceed 250 acres) and develop 1 regional park and natural area.

(5) **LIMITATION FOR CARSON CITY** -- Carson City shall be eligible to nominate for expenditure amounts to acquire land or an interest in land for parks or natural areas and for conservation initiatives --

(A) adjacent to the Carson River; or

(B) within the floodplain of the Carson River.

(f) **Investment of Special Account.**-- All funds deposited as principal in the special account shall earn interest in the amount determined by the Secretary of the Treasury on the basis of the current average market yield on outstanding marketable obligations of the United States of comparable maturities. Such interest shall be added to the principal of the account and expended according to the provisions of subsection (e)(3).

(g) **Airport Environs Overlay District Land Transfer.**--Upon request of Clark County, Nevada, the Secretary shall transfer to Clark County, Nevada, without consideration, all right, title, and interest of the United States in and to the lands identified in the Agreement, subject to the following:

(1) Valid existing rights.

(2) Clark County agrees to manage such lands in accordance with the Agreement and with section 47504 of title 49, United States Code (relating to airport noise compatibility planning), and regulations promulgated pursuant to that section.

(3) Clark County agrees that if any of such lands are sold, leased, or otherwise conveyed or leased by Clark County, such sale, lease, or other conveyance shall contain a limitation which requires uses compatible with the Agreement and such Airport Noise Compatibility Planning provisions.

(4) Clark County agrees that if any of such lands are sold, leased, or otherwise conveyed by Clark County, such lands shall be sold, leased, or otherwise conveyed for fair market value. Clark County shall contribute 85 percent of the gross proceeds from the sale, lease, or other conveyance of such lands directly to the special account. If any of such lands sold, leased, or otherwise conveyed by Clark County are identified on the map referenced in section 2(a) of the Act entitled "An Act to provide for the orderly disposal of certain Federal lands in Nevada and for the acquisition of certain other lands in the Lake Tahoe Basin, and for other purposes", approved December 23, 1980 (94 Stat. 3381; commonly known as the "Santini-Burton Act"), the proceeds contributed to the special account by Clark County from the sale, lease, or other conveyance of such lands shall be used by the Secretary of Agriculture to acquire environmentally sensitive land in the Lake Tahoe Basin pursuant to section 3 of the Santini-Burton Act. Clark County shall contribute 5 percent of the gross proceeds from the sale, lease, or other conveyance of such lands directly to the State of Nevada for use in the general education program of the State, and the remainder shall be available for use by the Clark County Department of Aviation for the benefit of airport development and the Noise Compatibility Program.

SECTION 5. ACQUISITIONS.

(a) Acquisitions.--

(1) **Definition.**--For purposes of this subsection, the term "environmentally sensitive land" means land or an interest in land, the acquisition of which by the United States would, in the judgment of the Secretary or the Secretary of Agriculture--

(A) promote the preservation of natural, scientific, aesthetic, historical, cultural, watershed, wildlife, and other values contributing to public enjoyment and biological diversity;

(B) enhance recreational opportunities and public access;

(C) provide the opportunity to achieve better management of public land through consolidation of Federal ownership; or

(D) otherwise serve the public interest.

(2) **In general.**--After the consultation process has been completed in accordance with paragraph (3), the Secretary may acquire with the proceeds of the special account environmentally sensitive land and interests in environmentally sensitive land. Lands may not be acquired under this section without the consent of the owner thereof. Funds made available from the special account may be used with any other funds made available under any other provision of law.

(3) **Consultation.**--Before initiating efforts to acquire land under this subsection, the Secretary or the Secretary of Agriculture shall consult with the State of Nevada and with local government within whose jurisdiction the lands are located, including appropriate planning and

APPENDIX C: SOUTHERN NEVADA PUBLIC LAND MANAGEMENT ACT (P.L. 105-263), AS AMENDED

INCLUDING AMENDMENTS OF OMNIBUS PUBLIC LANDS ACT OF 2009 (H.R.146)

regulatory agencies, and with other interested persons, concerning the necessity of making the acquisition, the potential impacts on State and local government, and other appropriate aspects of the acquisition. Consultation under this paragraph is in addition to any other consultation required by law.

(b) Administration.--On acceptance of title by the United States, land and interests in land acquired under this section that is within the boundaries of a unit of the National Forest System, National Park System, National Wildlife Refuge System, National Wild and Scenic Rivers System, National Trails System, National Wilderness Preservation System, any other system established by Act of Congress, or any national conservation or national recreation area established by Act of Congress--

(1) shall become part of the unit or area without further action by the Secretary or Secretary of Agriculture; and

(2) shall be managed in accordance with all laws and regulations and land use plans applicable to the unit or area.

(c) Determination of Fair Market Value.-- The fair market value of land or an interest in land to be acquired by the Secretary or the Secretary of Agriculture under this section shall be determined pursuant to section 206 of the Federal Land Policy and Management Act of 1976 and shall be consistent with other applicable requirements and standards. Fair market value shall be determined without regard to the presence of a species listed as threatened or endangered under the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.).

(d) Payments in Lieu of Taxes.--Section 6901(1) of title 31, United States Code, is amended as follows:

(1) By striking ``or'' at the end of subparagraph (F).

(2) By striking the period at the end of subparagraph (G) and inserting ``; or''.

(3) By adding at the end the following: ``(H) acquired by the Secretary of the Interior or the Secretary of Agriculture under section 5 of the Southern Nevada Public Land Management Act of 1998 that is not otherwise described in subparagraphs (A) through (G).''.

SECTION 6. REPORT.

The Secretary, in cooperation with the Secretary of Agriculture, shall submit to the Committee on Energy and Natural Resources of the Senate and the Committee on Resources of the House of Representatives an annual report on all transactions under this Act.

SECTION 7. RECREATION AND PUBLIC PURPOSES ACT.

(a) Transfer of Reversionary Interest.--

(1) In general.-- Upon request by a grantee of lands within Clark County, Nevada, that are subject to a lease or patent issued under the Recreation and Public Purposes Act, the Secretary may transfer the reversionary interest in such lands to other non-Federal lands. The transfer of the reversionary interest shall only be made to lands of equal value, except that with respect to the State of Nevada or a unit of local government an amount equal to the excess (if any) of the fair market value of lands received by the unit of local government over the fair market value of lands transferred by the unit of local government shall be paid to the Secretary and shall be treated under subsection (e)(1) of section 4 as proceeds from the sale of land. For purposes of this subsection, the fair market value of lands to be transferred by the State of Nevada or a unit of local government may be based upon a statement of value prepared by a qualified appraiser.

(2) Terms and conditions applicable to lands acquired.--Land selected under this subsection by a grantee described in paragraph (1) shall be subject to the terms and conditions, uses, and acreage limitations of the lease or patent to which the lands transferred by the grantee were subject, including the reverted provisions, under the Recreation and Public Purposes Act.

(b) Affordable Housing.--The Secretary, in consultation with the Secretary of Housing and Urban Development, may make available, in accordance with section 203 of the Federal Land Planning and Management Act of 1976, land in the State of Nevada at less than fair market value and under other such terms and conditions as he may determine for affordable housing purposes. Such lands shall be made available only to State or local governmental entities, including local public housing authorities. For the purposes of this subsection, housing shall be considered to be affordable housing if the housing serves low-income families as defined in section 104 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12704).

SECTION 8. BOUNDARY MODIFICATION OF RED ROCK CANYON NATIONAL CONSERVATION AREA.

Section 3(a)(2) of the Red Rock Canyon National Conservation Area Establishment Act of 1990 (16 U.S.C. 460ccc-1(a)(2)) is amended to read as follows:

“(2) The conservation area shall consist of approximately 195,780 acres as generally depicted on the map entitled ‘Red Rock Canyon National Conservation Area Administrative Boundary Modification’, dated August 8, 1996.”



Ron Wenker, Nevada State Director
Bureau of Land Management

Jan. 4, 2010

Date



Rory Westberg, Pacific West Deputy Regional Director
National Park Service

12-28-09

Date



Ren Lohofener, Pacific Southwest Regional Director
U.S. Fish and Wildlife Service

January 12, 2010

Date



Harv Forsgren, Regional Forester, Intermountain Region
U.S. Forest Service

1/14/2010

Date



photo: Marc Sanchez, BLM