forester, or equivalent State official, or the
designee thereof, and shall be composed, to
the extent practicable, of—
(i) representatives from the Forest Ser-
sice, Soil Conservation Service, Agricultural
Stabilization and Conservation Service,
and National Institute of Food and Ag-
riculture;
(ii) representatives, to be appointed by
the State forester or equivalent State offi-
cial, representative of—
(I) local government;
(II) consulting foresters;
(III) environmental organizations;
(IV) forest products industry;
(V) forest land owners;
(VI) land-trust organizations, if appli-
cable in the State;
(VII) conservation organizations;
(VIII) the State fish and wildlife agen-
cy; and
(IX) the State Technical Committee.
(iii) any other individuals determined
appropriate by the Secretary.
(C) Terms
The members of the State Coordinating
Committee appointed under subparagraph
(B)(ii) shall serve 3-year terms, with the in-
itial members serving staggered terms as de-
termined by the State forester or equivalent
State official, and may be reappointed for
consecutive terms.
(D) Existing committees
Existing State forestry committees may
be used to complement, formulate, or re-
place the State Coordinating Committees to
avoid duplication of efforts if such existing
committees are made up of membership that
is similar to that described in subparagraph
(B)(ii), and if such existing committees in-
clude landowners and the general public in
their memberships.
(2) Duties
A State Coordinating Committee shall—
(A) consult with other Department of Agri-
culture and State committees that address
State and private forestry issues;
(B) make recommendations to the Sec-
retary concerning the assignment of prior-
ities and the coordination of responsibilities
for the implementation of this chapter by
the various Federal and State forest man-
agement agencies that take into consider-
ation the mandates of each such agency;
(C) make recommendations to the State
forester or equivalent State official concern-
ing the development of the State-wide as-
seessment and strategy regarding forest re-
source conditions under section 2101a of this
title; and
(D) make recommendations to the Sec-
retary concerning those forest lands that
should be given priority for inclusion in the
Forest Legacy Program established pursuant
to section 2103c of this title.
(3) Termination
The State Coordinating Committees shall
not terminate.

(4) Rule of construction
Nothing in this section shall be construed to
compel action by any State official.

Amendments
(a) and struck out former subsec (a) which related to:
in par. (1) establishment of a Forest Resource Coordin-
ating Committee; in par. (2) composition of the Com-
mittee; in par. (3) designation of a chairperson; and in
par. (4) duties of the Committee.
Subsec. (b)(1)(B)(i). Pub. L. 110–246, § 7511(c)(37), sub-
stituted “National Institute of Food and Agriculture” for
“Extension Service”.
added subcl. (IX).
“the State-wide assessment and strategy regarding for-
rest resource conditions under section 2101a of this
title” for “a Forest Stewardship Plan under paragraph
(3)”.
Subsec. (b)(3) to (6). Pub. L. 110–246, § 8006(3), (4), re-
designated pars. (5) and (6) as (3) and (4), respectively,
and struck out former pars. (3) and (4) which related to
development of a Forest Stewardship Plan and author-
ized the use of other plans if they fully conformed to
section objectives.

Effective Date of 2008 Amendment
Amendment of this section and repeal of Pub. L.
110–234 by Pub. L. 110–246 effective May 22, 2008, the
date of enactment of Pub. L. 110–234, except as other-
wise provided, see section 4 of Pub. L. 110–246, set out as
an Effective Date note under section 7601 of Title 7,
Agriculture.
Amendment by section 7511(c)(37) of Pub. L. 110–246
effective Oct. 1, 2009, see section 7511(c) of Pub. L.
110–246, set out as a note under section 1222 of Title 7,
Agriculture.

§ 2113a. Good neighbor authority

(a) Definitions
In this section:
(1) Authorized restoration services
The term “authorized restoration services” means similar and complementary forest,
rangeland, and watershed restoration services carried out—
(A) on Federal land and non-Federal land; and
(B) by either the Secretary or a Governor pursuant
to a good neighbor agreement.
(2) Federal land
(A) In general
The term “Federal land” means land that is—
(i) National Forest System land; or
(ii) public land (as defined in section 1702 of
title 43).
§ 2114  TITLE 16—CONSERVATION  Page 1964

(B) Exclusions
The term “Federal land” does not include—
(i) a component of the National Wilderness Preservation System;
(ii) Federal land on which the removal of vegetation is prohibited or restricted by Act of Congress or Presidential proclamation (including the applicable implementation plan); or
(iii) a wilderness study area.

(3) Forest, rangeland, and watershed restoration services

(A) In general
The term “forest, rangeland, and watershed restoration services” means—
(i) activities to treat insect- and disease-infected trees;
(ii) activities to reduce hazardous fuels; and
(iii) any other activities to restore or improve forest, rangeland, and watershed health, including fish and wildlife habitat.

(B) Exclusions
The term “forest, rangeland, and watershed restoration services” does not include—
(i) construction, reconstruction, repair, or restoration of paved or permanent roads or parking areas; or
(ii) construction, alteration, repair or replacement of public buildings or works.

(4) Good neighbor agreement
The term “good neighbor agreement” means a cooperative agreement or contract (including a sole source contract) entered into between the Secretary and a Governor to carry out authorized restoration services under this section.

(5) Governor
The term “Governor” means the Governor or any other appropriate executive official of an affected State or the Commonwealth of Puerto Rico.

(6) Road
The term “road” has the meaning given the term in section 212.1 of title 36, Code of Federal Regulations (as in effect on February 7, 2014).

(7) Secretary
The term “Secretary” means—
(A) the Secretary of Agriculture, with respect to National Forest System land; and
(B) the Secretary of the Interior, with respect to Bureau of Land Management land.

(b) Good neighbor agreements

(1) Good neighbor agreements

(A) In general
The Secretary may enter into a good neighbor agreement with a Governor to carry out authorized restoration services in accordance with this section.

(B) Public availability
The Secretary shall make each good neighbor agreement available to the public.

(2) Timber sales

(A) In general
Subsections (d) and (g) of section 472a of this title shall not apply to services performed under a cooperative agreement or contract entered into under subsection (a).

(B) Approval of silviculture prescriptions and marking guides
The Secretary shall provide or approve all silviculture prescriptions and marking guides to be applied on Federal land in all timber sale projects conducted under this section.

(3) Retention of NEPA responsibilities
Any decision required to be made under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) with respect to any authorized restoration services to be provided under this section on Federal land shall not be delegated to a Governor.


REFERENCES IN TEXT

CODIFICATION
Section was enacted as part of the Agricultural Act of 2014, and not as part of the Cooperative Forestry Assistance Act of 1978 which comprises this chapter.

§ 2114. Administration

(a) In general
The Secretary shall administer this chapter in accordance with regulations that the Secretary shall develop.

(b) Guidelines
The regulations promulgated under this chapter shall include guidelines for the administration of this chapter at the Federal and State levels and shall identify the measures and activities that are eligible for cost sharing under this chapter.

(c) Existing mechanisms
Existing mechanisms shall be used to the extent possible to make payments and deliver services to the landowner under this chapter.

(d) Land grant universities
The Secretary, in consultation with State foresters or equivalent State officials, may provide assistance directly to other State and local natural resource management agencies and land grant universities in implementing this chapter in cases in which the State foresters or equivalent State officials are not able to make fund transfers to other State and local agencies.