

109TH CONGRESS
1ST SESSION

S. 267

To reauthorize the Secure Rural Schools and Community Self-Determination Act of 2000, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 2, 2005

Mr. CRAIG (for himself, Mr. WYDEN, and Mrs. FEINSTEIN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To reauthorize the Secure Rural Schools and Community Self-Determination Act of 2000, 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 “Secure Rural Schools
5 and Community Self-Determination Reauthorization Act
6 of 2005”.

1 **SEC. 2. REAUTHORIZATION OF SECURE RURAL SCHOOLS**
2 **AND COMMUNITY SELF-DETERMINATION ACT**
3 **OF 2000.**

4 (a) **EXTENSION THROUGH FISCAL YEAR 2013.**—The
5 Secure Rural Schools and Community Self-Determination
6 Act of 2000 (Public Law 106–393; 16 U.S.C. 500 note)
7 is amended—

8 (1) in sections 101(a), 203(a)(1), 207(a), 208,
9 303, and 401, by striking “2006” each place it ap-
10 pears and inserting “2013”;

11 (2) in section 208, by striking “2007” and in-
12 sserting “2014”; and

13 (3) in section 303, by striking “2007” and in-
14 sserting “2014,”.

15 (b) **AUTHORITY TO RESUME RECEIPT OF 25- OR 50-**
16 **PERCENT PAYMENTS.**—

17 (1) **25-PERCENT PAYMENTS.**—Section 102(b) of
18 the Secure Rural Schools and Community Self-De-
19 termination Act of 2000 is amended—

20 (A) in paragraph (1), by inserting “of the
21 Treasury” after “Secretary”; and

22 (B) in paragraph (2)—

23 (i) in the first sentence, by inserting
24 “, including such an election made during
25 the last quarter of fiscal year 2006 under

1 this paragraph,” after “25-percent pay-
2 ment”; and

3 (ii) in the second sentence, by striking
4 “fiscal year 2006” and inserting “fiscal
5 year 2013, except that the Secretary of the
6 Treasury shall give the county the oppor-
7 tunity to elect, in writing during the last
8 quarter of fiscal year 2006, to begin receiv-
9 ing the 25-percent payment effective with
10 the payment for fiscal year 2007”.

11 (2) 50-PERCENT PAYMENTS.—Section
12 103(b)(1) of such Act is amended by striking “fiscal
13 year 2006” and inserting “fiscal year 2013, except
14 that the Secretary of the Treasury shall give the
15 county the opportunity to elect, in writing during the
16 last quarter of fiscal year 2006, to begin receiving
17 the 50-percent payment effective with the payment
18 for fiscal year 2007”.

19 (c) CLARIFICATION REGARDING SOURCE OF PAY-
20 MENTS.—

21 (1) PAYMENTS TO ELIGIBLE STATES FROM NA-
22 TIONAL FOREST LANDS.—Section 102(b)(3) of the
23 Secure Rural Schools and Community Self-Deter-
24 mination Act of 2000 is amended—

1 (A) by striking “trust fund,” and inserting
2 “trust funds, permanent funds,”;

3 (B) by inserting a comma after “and”; and

4 (C) by adding at the end the following new
5 sentence: “If the Secretary of the Treasury de-
6 termines that a shortfall is likely for a fiscal
7 year, all revenues, fees, penalties, and miscella-
8 neous receipts referred to in the preceding sen-
9 tence, exclusive of required deposits to relevant
10 trust funds, permanent funds, and special ac-
11 counts, that are received during that fiscal year
12 shall be reserved to make payments under this
13 section for that fiscal year.”.

14 (2) PAYMENTS TO ELIGIBLE COUNTIES FROM
15 BLM LANDS.—Section 103(b)(2) of such Act is
16 amended—

17 (A) by striking “trust fund,” and inserting
18 “trust funds”;

19 (B) by inserting a comma after “and”; and

20 (C) by adding at the end the following new
21 sentence: “If the Secretary of the Treasury de-
22 termines that a shortfall is likely for a fiscal
23 year, all revenues, fees, penalties, and miscella-
24 neous receipts referred to in the preceding sen-
25 tence, exclusive of required deposits to relevant

1 trust funds and permanent operating funds,
2 that are received during that fiscal year shall be
3 reserved to make payments under this section
4 for that fiscal year.”.

5 (d) TERM FOR RESOURCE ADVISORY COMMITTEE
6 MEMBERS; REAPPOINTMENT.—Section 205(c)(1) of the
7 Secure Rural Schools and Community Self-Determination
8 Act of 2000 is amended—

9 (1) in the second sentence, by striking “The
10 Secretary concerned may reappoint members to”
11 and inserting “A member of a resource advisory
12 committee may be reappointed for one or more”;
13 and

14 (2) by adding at the end the following new sen-
15 tence: “Section 1803(c) of Food and Agriculture Act
16 of 1977 (7 U.S.C. 2283(c)) shall not apply to a re-
17 source advisory committee established by the Sec-
18 retary of Agriculture.”.

19 (e) REVISION OF PILOT PROGRAM.—Section
20 204(e)(3) of the Secure Rural Schools and Community
21 Self-Determination Act of 2000 is amended—

22 (1) in subparagraph (A), by striking “The Sec-
23 retary” and all that follows through “approved
24 projects” and inserting “At the request of a resource
25 advisory committee, the Secretary concerned may es-

1 establish a pilot program to implement one or more of
 2 the projects proposed by the resource advisory com-
 3 mittee under section 203”;

4 (2) by striking subparagraph (B);

5 (3) in subparagraph (C), by striking “by the
 6 Secretary concerned”;

7 (4) in subparagraph (D)—

8 (A) by striking “the pilot program” in the
 9 first sentence and inserting “pilot programs es-
 10 tablished under subparagraph (A)”;

11 (B) by striking “the pilot program is” in
 12 the second sentence and inserting “pilot pro-
 13 grams are”; and

14 (5) by redesignating subparagraphs (C), (D),
 15 and (E), as so amended, as subparagraphs (B), (C),
 16 and (D).

17 (f) NOTIFICATION AND REPORTING REQUIREMENTS
 18 REGARDING COUNTY PROJECTS.—

19 (1) ADDITIONAL REQUIREMENTS.—Section 302
 20 of the Secure Rural Schools and Community Self-
 21 Determination Act of 2000 is amended by adding at
 22 the end the following new subsection:

23 “(c) NOTIFICATION AND REPORTING REQUIRE-
 24 MENTS.—

1 “(1) NOTIFICATION.—Not later than 90 days
2 after the end of each fiscal year during which county
3 funds are obligated for projects under this title, the
4 participating county shall submit to the Secretary
5 concerned written notification specifying—

6 “(A) each project for which the partici-
7 pating county obligated county funds during
8 that fiscal year;

9 “(B) the authorized use specified in sub-
10 section (b) that the project satisfies; and

11 “(C) the amount of county funds obligated
12 or expended under the project during that fiscal
13 year, including expenditures on Federal lands,
14 State lands, and private lands.

15 “(2) REVIEW.—The Secretary concerned shall
16 review the notifications submitted under paragraph
17 (1) for a fiscal year for the purpose of assessing the
18 success of participating counties in achieving the
19 purposes of this title.

20 “(3) ANNUAL REPORT.—The Secretary con-
21 cerned shall prepare an annual report containing the
22 results of the most-recent review conducted under
23 paragraph (2) and a summary of the notifications
24 covered by the review.

1 “(4) SUBMISSION OF REPORT.—The report re-
2 quired by paragraph (3) for a fiscal year shall be
3 submitted to the Committee on Agriculture, Nutri-
4 tion, and Forestry and the Committee on Energy
5 and Natural Resources of the Senate and the Com-
6 mittee on Agriculture and the Committee on Re-
7 sources of the House of Representatives not later
8 than 150 days after the end of that fiscal year.”.

9 (2) DEFINITION OF SECRETARY CONCERNED.—
10 Section 301 of such Act is amended by adding at the
11 end the following new paragraph:

12 “(3) SECRETARY CONCERNED.—The term ‘Sec-
13 retary concerned’ means—

14 “(A) the Secretary of Agriculture or the
15 designee of the Secretary of Agriculture, with
16 respect to county funds reserved under section
17 102(d)(1)(B)(ii) for expenditure in accordance
18 with this title;

19 “(B) the Secretary of the Interior or the
20 designee of the Secretary of the Interior, with
21 respect to county funds reserved under section
22 103(c)(1)(B)(ii) for expenditure in accordance
23 with this title.”.

24 (3) REFERENCES TO PARTICIPATING COUN-
25 TY.—Section 302(b) of such Act is amended—

1 (A) by striking “An eligible county” each
2 place it appears in paragraphs (1), (2), and (3)
3 and inserting “A participating county”; and

4 (B) by striking “A county” each place it
5 appears in paragraphs (4), (5), and (6) and in-
6 serting “A participating county”.

7 (g) TECHNICAL CORRECTION.—Section 205(a)(3) of
8 the Secure Rural Schools and Community Self-Determina-
9 tion Act of 2000 is amended by striking the comma after
10 “the Secretary concerned may”.

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