

114TH CONGRESS
1ST SESSION

S. 390

To amend title 54, United States Code, to ensure that amounts in the land and water conservation fund are made available for projects to provide recreational public access, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 5, 2015

Mr. TESTER introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To amend title 54, United States Code, to ensure that amounts in the land and water conservation fund are made available for projects to provide recreational public access, 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 “Making Public Land
5 Public Access Act”.

1 **SEC. 2. AVAILABILITY OF LAND AND WATER CONSERVA-**
2 **TION FUND FOR RECREATIONAL PUBLIC AC-**
3 **CESS PROJECTS.**

4 (a) AVAILABILITY OF FUNDS.—Section 200303 of
5 title 54, United States Code, is amended to read as fol-
6 lows:

7 **“§ 200303. Availability of funds for certain projects**

8 “(a) IN GENERAL.—Notwithstanding any other pro-
9 vision of this Act, the Secretary and the Secretary of Agri-
10 culture shall ensure that, of the amounts requested for the
11 fund for each fiscal year, not less than the greater of 1.5
12 percent of the amounts or \$10,000,000 shall be made
13 available for projects identified on the priority list devel-
14 oped under subsection (b).

15 “(b) PRIORITY LIST.—The Secretary and the Sec-
16 retary of Agriculture, in consultation with the head of each
17 affected Federal agency, shall annually develop a priority
18 list for the sites under the jurisdiction of the applicable
19 Secretary.

20 “(c) CRITERIA.—Projects identified on the priority
21 list developed under subsection (b) shall secure rec-
22 reational public access to Federal public land in existence
23 as of the date of enactment of this section that has signifi-
24 cantly restricted access for hunting, fishing, and other rec-
25 reational purposes through rights-of-way or acquisition of
26 land (or any interest in land) from willing sellers.”.

1 (b) CONFORMING AMENDMENTS.—

2 (1) TITLE 54.—

3 (A) TABLE OF SECTIONS.—The table of
4 sections affected for title 54 is amended by
5 striking the item relating to section 200303 and
6 inserting the following:

“200303. Availability of funds for certain projects.”.

7 (B) AVAILABILITY OF DEPOSITS.—Section
8 200302(c)(3) of title 54, United States Code, is
9 amended by striking “Notwithstanding section
10 200303 of this title, money” and inserting
11 “Money”.

12 (C) CONTRACTS FOR ACQUISITION OF
13 LAND AND WATER.—Section 200308 of title 54,
14 United States Code, is amended in the first
15 sentence, by striking “by section 200303 of this
16 title”.

17 (D) CONTRACTS FOR OPTIONS TO ACQUIRE
18 LAND AND WATER IN SYSTEM.—Section 200309
19 of title 54, United States Code, is amended in
20 the third sentence by striking “by section
21 200303 of this title”.

22 (2) FEDERAL LAND TRANSACTION FACILITA-
23 TION ACT.—Section 206(f)(2) of the Federal Land
24 Transaction Facilitation Act (43 U.S.C. 2305(f)(2))

- 1 is amended by striking “section 200303 of title 54”
- 2 and inserting “chapter 2003 of title 54”.

