

115TH CONGRESS
1ST SESSION

S. 614

To require the Secretary of the Interior to establish a pilot program for commercial recreation concessions on certain land managed by the Bureau of Land Management.

IN THE SENATE OF THE UNITED STATES

MARCH 13, 2017

Mr. FLAKE (for himself and Mr. MCCAIN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To require the Secretary of the Interior to establish a pilot program for commercial recreation concessions on certain land managed by the Bureau of Land Management.

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 “RPPA Commercial
5 Recreation Concessions Pilot Program Act”.

1 **SEC. 2. COMMERCIAL RECREATION CONCESSIONS PILOT**
2 **PROGRAM.**

3 The Act of June 14, 1926 (commonly known as the
4 “Recreation and Public Purposes Act”) (43 U.S.C. 869
5 et seq.), is amended by adding at the end the following:

6 **“SEC. 7. COMMERCIAL RECREATION CONCESSIONS PILOT**
7 **PROGRAM.**

8 “(a) IN GENERAL.—Notwithstanding any other pro-
9 vision of this Act (including regulations), not later than
10 90 days after the date of enactment of this section, the
11 Secretary shall establish a pilot program to authorize com-
12 mercial recreation concessions on land patented or leased
13 under this Act.

14 “(b) CONCESSIONS AGREEMENTS.—

15 “(1) IN GENERAL.—In carrying out the pilot
16 program established under subsection (a), the Sec-
17 retary shall enter into not more than 10 agreements
18 with parties to whom the land described in sub-
19 section (a) has been patented or leased for the estab-
20 lishment of commercial recreation concessions on the
21 land covered by the agreement.

22 “(2) TERM.—

23 “(A) IN GENERAL.—An agreement entered
24 into under paragraph (1) shall be for a period
25 that is consistent with the period of time re-
26 quired to amortize the capital investment made

1 under the agreement but in any case not longer
2 than 20 years.

3 “(B) EXTENSION.—On a finding of satis-
4 factory performance, the Secretary may extend
5 the term of an agreement for 1 additional pe-
6 riod equal in length to the initial term.

7 “(3) THIRD-PARTY AGREEMENTS.—

8 “(A) IN GENERAL.—A party to an agree-
9 ment entered into under paragraph (1) may
10 enter into agreements with third parties for the
11 establishment of commercial recreation conces-
12 sions pursuant to the agreement entered into
13 under paragraph (1).

14 “(B) TERM.—An agreement entered into
15 under subparagraph (A) shall not be for a pe-
16 riod that is longer than the term of the agree-
17 ment entered into under paragraph (1).

18 “(c) USE OF FUNDS.—A party to an agreement en-
19 tered into under subsection (b)(1) shall not be required
20 to use revenue collected pursuant to the commercial recre-
21 ation concessions on the land covered by the agreement.

22 “(d) AUTHORIZED ACTIVITIES.—For the term of an
23 agreement entered into under subsection (b)(1), with re-
24 spect to land covered by the agreement, any activity de-

1 fined as permissible under parts 2920 and 2930 of title
2 43, Code of Federal Regulations, shall be permissible.

3 “(e) EFFECT.—The establishment of commercial
4 recreation concessions under subsection (b) shall not be
5 considered to be a change in use for purposes of this Act.”.

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