

project using Federal funds appropriated or otherwise available to the Secretary for the same purposes as the project.

**(b) Transfer of project funds**

**(1) Initial transfer required**

As soon as practicable after the agreement is reached under subsection (a) with regard to a project to be funded in whole or in part using project funds, or other funds described in section 7123(a)(2) of this title, the Secretary concerned shall transfer to the applicable unit of National Forest System land or Bureau of Land Management District an amount of project funds equal to—

(A) in the case of a project to be completed in a single fiscal year, the total amount specified in the agreement to be paid using project funds, or other funds described in section 7123(a)(2) of this title; or

(B) in the case of a multiyear project, the amount specified in the agreement to be paid using project funds, or other funds described in section 7123(a)(2) of this title for the first fiscal year.

**(2) Condition on project commencement**

The unit of National Forest System land or Bureau of Land Management District concerned,<sup>1</sup> shall not commence a project until the project funds, or other funds described in section 7123(a)(2) of this title required to be transferred under paragraph (1) for the project, have been made available by the Secretary concerned.

**(3) Subsequent transfers for multiyear projects**

**(A) In general**

For the second and subsequent fiscal years of a multiyear project to be funded in whole or in part using project funds, the unit of National Forest System land or Bureau of Land Management District concerned shall use the amount of project funds required to continue the project in that fiscal year according to the agreement entered into under subsection (a).

**(B) Suspension of work**

The Secretary concerned shall suspend work on the project if the project funds required by the agreement in the second and subsequent fiscal years are not available.

(Pub. L. 106-393, title II, § 206, as added Pub. L. 110-343, div. C, title VI, § 601(a), Oct. 3, 2008, 122 Stat. 3907.)

**Editorial Notes**

**PRIOR PROVISIONS**

A prior section 206 of Pub. L. 106-393 was set out in a note under section 500 of this title prior to repeal by Pub. L. 110-343, div. C, title VI, § 601(a), Oct. 3, 2008, 122 Stat. 3893.

**§ 7127. Availability of project funds**

**(a) Submission of proposed projects to obligate funds**

By September 30 of each fiscal year (or a later date specified by the Secretary concerned for

the fiscal year), a resource advisory committee shall submit to the Secretary concerned pursuant to section 7123(a)(1) of this title a sufficient number of project proposals that, if approved, would result in the obligation of at least the full amount of the project funds reserved by the participating county in the preceding fiscal year.

**(b) Use or transfer of unobligated funds**

Subject to section 7128 of this title, if a resource advisory committee fails to comply with subsection (a) for a fiscal year, any project funds reserved by the participating county in the preceding fiscal year and remaining unobligated shall be available for use as part of the project submissions in the next fiscal year.

**(c) Effect of rejection of projects**

Subject to section 7128 of this title, any project funds reserved by a participating county in the preceding fiscal year that are unobligated at the end of a fiscal year because the Secretary concerned has rejected one or more proposed projects shall be available for use as part of the project submissions in the next fiscal year.

**(d) Effect of court orders**

**(1) In general**

If an approved project under this chapter is enjoined or prohibited by a Federal court, the Secretary concerned shall return the unobligated project funds related to the project to the participating county or counties that reserved the funds.

**(2) Expenditure of funds**

The returned funds shall be available for the county to expend in the same manner as the funds reserved by the county under subparagraph (B)(i), (B)(ii), or (C)(i) of section 7112(d)(1) of this title.

(Pub. L. 106-393, title II, § 207, as added Pub. L. 110-343, div. C, title VI, § 601(a), Oct. 3, 2008, 122 Stat. 3908; amended Pub. L. 112-141, div. F, title I, § 100101(a)(2), July 6, 2012, 126 Stat. 905; Pub. L. 113-40, § 10(a)(2)(D), Oct. 2, 2013, 127 Stat. 545; Pub. L. 114-10, title V, § 524(c)(3), Apr. 16, 2015, 129 Stat. 180; Pub. L. 115-141, div. O, title IV, § 401(b)(3), Mar. 23, 2018, 132 Stat. 1079.)

**Editorial Notes**

**REFERENCES IN TEXT**

This chapter, referred to in subsec. (d)(1), was in the original “this Act”, meaning Pub. L. 106-393, Oct. 30, 2000, 114 Stat. 1607, known as the Secure Rural Schools and Community Self-Determination Act of 2000, which is classified principally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 7101 of this title and Tables.

**PRIOR PROVISIONS**

A prior section 207 of Pub. L. 106-393 was set out in a note under section 500 of this title prior to repeal by Pub. L. 110-343, div. C, title VI, § 601(a), Oct. 3, 2008, 122 Stat. 3893.

**AMENDMENTS**

2018—Subsec. (d)(2). Pub. L. 115-141 substituted “subparagraph (B)(i), (B)(ii),” for “subparagraph (B)”.

2015—Subsec. (a). Pub. L. 114-10 substituted “September 30 of each fiscal year (or a later date specified by the Secretary concerned for the fiscal year)” for

<sup>1</sup> So in original. The comma probably should not appear.

“September 30, 2008 (or as soon thereafter as the Secretary concerned determines is practicable), and each September 30 thereafter for each succeeding fiscal year through fiscal year 2013”.

2013—Subsec. (a). Pub. L. 113-40 substituted “2013” for “2012”.

2012—Subsec. (a). Pub. L. 112-141 substituted “2012” for “2011”.

### § 7128. Termination of authority

#### (a) In general

The authority to initiate projects under this subchapter shall terminate on September 30, 2025.

#### (b) Deposits in Treasury

Any project funds not obligated by September 30, 2026, shall be deposited in the Treasury of the United States.

(Pub. L. 106-393, title II, § 208, as added Pub. L. 110-343, div. C, title VI, § 601(a), Oct. 3, 2008, 122 Stat. 3909; amended Pub. L. 112-141, div. F, title I, § 100101(a)(2), (8), July 6, 2012, 126 Stat. 905, 906; Pub. L. 113-40, § 10(a)(2)(E), Oct. 2, 2013, 127 Stat. 545; Pub. L. 114-10, title V, § 524(c)(4), Apr. 16, 2015, 129 Stat. 180; Pub. L. 115-141, div. O, title IV, § 401(b)(4), Mar. 23, 2018, 132 Stat. 1079; Pub. L. 116-94, div. I, title III, § 301(b)(2), Dec. 20, 2019, 133 Stat. 3021; Pub. L. 117-58, div. D, title XII, § 41202(d)(2), Nov. 15, 2021, 135 Stat. 1134.)

#### Editorial Notes

##### PRIOR PROVISIONS

A prior section 208 of Pub. L. 106-393 was set out in a note under section 500 of this title prior to repeal by Pub. L. 110-343, div. C, title VI, § 601(a), Oct. 3, 2008, 122 Stat. 3893.

##### AMENDMENTS

2021—Subsec. (a). Pub. L. 117-58, § 41202(d)(2)(A), substituted “2025” for “2022”.

Subsec. (b). Pub. L. 117-58, § 41202(d)(2)(B), substituted “2026” for “2023”.

2019—Subsec. (a). Pub. L. 116-94, § 301(b)(2)(A), substituted “2022” for “2020”.

Subsec. (b). Pub. L. 116-94, § 301(b)(2)(B), substituted “2023” for “2021”.

2018—Subsec. (a). Pub. L. 115-141, § 401(b)(4)(A), substituted “2020” for “2017”.

Subsec. (b). Pub. L. 115-141, § 401(b)(4)(B), substituted “2021” for “2018”.

2015—Subsec. (a). Pub. L. 114-10, § 524(c)(4)(A), substituted “2017” for “2013”.

Subsec. (b). Pub. L. 114-10, § 524(c)(4)(B), substituted “2018” for “2014”.

2013—Subsec. (a). Pub. L. 113-40, § 10(a)(2)(E)(i), substituted “2013” for “2012”.

Subsec. (b). Pub. L. 113-40, § 10(a)(2)(E)(ii), substituted “2014” for “2013”.

2012—Subsec. (a). Pub. L. 112-141, § 100101(a)(2), substituted “2012” for “2011”.

Subsec. (b). Pub. L. 112-141, § 100101(a)(8), substituted “2013” for “2012”.

#### Statutory Notes and Related Subsidiaries

##### WAGE RATE REQUIREMENTS

For provisions relating to rates of wages to be paid to laborers and mechanics on projects for construction, alteration, or repair work funded under div. D or an amendment by div. D of Pub. L. 117-58, including authority of Secretary of Labor, see section 18851 of Title 42, The Public Health and Welfare.

## SUBCHAPTER III—COUNTY FUNDS

### § 7141. Definitions

In this subchapter:

#### (1) County funds

The term “county funds” means all funds an eligible county elects under section 7112(d) of this title to reserve for expenditure in accordance with this subchapter.

#### (2) Participating county

The term “participating county” means an eligible county that elects under section 7112(d) of this title to expend a portion of the Federal funds received under section 7112 of this title in accordance with this subchapter.

(Pub. L. 106-393, title III, § 301, as added Pub. L. 110-343, div. C, title VI, § 601(a), Oct. 3, 2008, 122 Stat. 3909.)

#### Editorial Notes

##### PRIOR PROVISIONS

A prior section 301 of Pub. L. 106-393 was set out in a note under section 500 of this title prior to repeal by Pub. L. 110-343, div. C, title VI, § 601(a), Oct. 3, 2008, 122 Stat. 3893.

### § 7142. Use

#### (a) Authorized uses

A participating county, including any applicable agencies of the participating county, shall use county funds, in accordance with this subchapter, only—

(1) to carry out activities under the Firewise Communities program to provide to homeowners in fire-sensitive ecosystems education on, and assistance with implementing, techniques in home siting, home construction, and home landscaping that can increase the protection of people and property from wildfires;

(2) to reimburse the participating county for search and rescue and other emergency services, including firefighting and law enforcement patrols, that are—

(A) performed on Federal land after the date on which the use was approved under subsection (b); and

(B) paid for by the participating county;

(3) to cover training costs and equipment purchases directly related to the emergency services described in paragraph (2);

(4) to develop and carry out community wildfire protection plans in coordination with the appropriate Secretary concerned; and

(5) to provide or expand access to—

(A) broadband telecommunications services at local schools; or

(B) the technology and connectivity necessary for students to use a digital learning tool at or outside of a local school campus.

#### (b) Proposals

A participating county shall use county funds for a use described in subsection (a) only after a 45-day public comment period, at the beginning of which the participating county shall—

(1) publish in any publications of local record a proposal that describes the proposed use of the county funds; and