

Public Law 106–393

106th Congress

An Act

To restore stability and predictability to the annual payments made to States and counties containing National Forest System lands and public domain lands managed by the Bureau of Land Management for use by the counties for the benefit of public schools, roads, and other purposes.

Oct. 30, 2000

[H.R. 2389]

TITLE III—COUNTY PROJECTS

SEC. 301. DEFINITIONS.

In this title:

(1) **PARTICIPATING COUNTY.**—The term “participating county” means an eligible county that elects under section 102(d)(1)(B)(ii) or 103(c)(1)(B)(ii) to expend a portion of the Federal funds received under section 102 or 103 in accordance with this title.

(2) **COUNTY FUNDS.**—The term “county funds” means all funds an eligible county elects under sections 102(d)(1)(B)(ii) and 103(c)(1)(B)(ii) to reserve for expenditure in accordance with this title.

SEC. 302. USE OF COUNTY FUNDS.

(a) **LIMITATION ON COUNTY FUND USE.**—County funds shall be expended solely on projects that meet the requirements of this title. A project under this title shall be approved by the participating county only following a 45-day public comment period, at the beginning of which the county shall—

- (1) publish a description of the proposed project in the publications of local record; and
- (2) send the proposed project to the appropriate resource advisory committee established under section 205, if one exists for the county.

(b) **AUTHORIZED USES.**—

(1) **SEARCH, RESCUE, AND EMERGENCY SERVICES.**—An eligible county or applicable sheriff’s department may use these funds as reimbursement for search and rescue and other emergency services, including fire fighting, performed on Federal lands and paid for by the county.

(2) **COMMUNITY SERVICE WORK CAMPS.**—An eligible county may use these funds as reimbursement for all or part of the costs incurred by the county to pay the salaries and benefits of county employees who supervise adults or juveniles performing

mandatory community service on Federal lands.

(3) **EASEMENT PURCHASES.**—An eligible county may use these funds to acquire—

- (A) easements, on a willing seller basis, to provide for nonmotorized access to public lands for hunting, fishing, and other recreational purposes;
- (B) conservation easements; or
- (C) both.

(4) **FOREST RELATED EDUCATIONAL OPPORTUNITIES.**—A county may use these funds to establish and conduct forestrelated after school programs.

5) **FIRE PREVENTION AND COUNTY PLANNING.**—A county may use these funds for—

- (A) efforts to educate homeowners in fire-sensitive ecosystems about the consequences of wildfires and techniques in home siting, home construction, and home landscaping that can increase the protection of people and property from wildfires; and
- (B) planning efforts to reduce or mitigate the impact of development on adjacent Federal lands and to increase the protection of people and property from wildfires.

(6) **COMMUNITY FORESTRY.**—A county may use these funds towards non-Federal cost-share requirements of section 9 of the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2105).

SEC. 303. TERMINATION OF AUTHORITY.

The authority to initiate projects under this title shall terminate on September 30, 2006. Any county funds not obligated by September 30, 2007 shall be available to be expended by the county for the uses identified in section 302(b).