

4

AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 1904, AS REPORTED
OFFERED BY MR. GEORGE MILLER OF
CALIFORNIA

(On behalf of himself, Mr. DeFazio of Oregon, Mr. Rahall of West Virginia, and Mr. Conyers of Michigan)

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 (a) SHORT TITLE.—This Act may be cited as the
3 “Hazardous Fuels Reduction Act of 2003”.

4 (b) TABLE OF CONTENTS.—The table of contents for
5 this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Definitions.
- Sec. 3. Hazardous fuels reduction projects authorized.
- Sec. 4. Collaboration and public input process.
- Sec. 5. Expedited planning and implementation process.
- Sec. 6. Development of definitions of old and large trees.
- Sec. 7. Ongoing projects and existing authorities.
- Sec. 8. Preference to communities with fire prevention ordinances.
- Sec. 9. Sunset.
- Sec. 10. Authorization of appropriations.

6 SEC. 2. DEFINITIONS.

7 (a) LAND TYPE AND FIRE REGIME DEFINITIONS
8 FROM FOREST SERVICE ROCKY MOUNTAIN RESEARCH
9 STATION.—In this Act:

10 (1) CONDITION CLASS 2.—The term “condition
11 class 2” refers to lands on which—



1 (A) fire regimes have been moderately al-
2 tered from their historical fire return intervals;

3 (B) there exists a moderate risk of losing
4 key ecosystem components; and

5 (C) vegetation attributes have been mod-
6 erately altered from their historical range.

7 (2) CONDITION CLASS 3.—The term “condition
8 class 3” refers to lands on which—

9 (A) fire regimes have been significantly al-
10 tered from their historical fire return intervals;
11 and

12 (B) there exists a high risk of losing key
13 ecosystem components.

14 (3) FIRE REGIME I.—The term “fire regime I”
15 refers to lands—

16 (A) on which historically there are low se-
17 verity fires with a frequency of 0–35 years; and

18 (B) are located primarily in low elevation
19 forests of pine, oak, and pinyon-juniper.

20 (4) FIRE REGIME II.—The term “fire regime
21 II” refers to lands—

22 (A) on which historically there are stand
23 replacement severity fires with a frequency of
24 0–35 years; and



1 (B) are located primarily in low- to mid-
2 elevation forests, rangelands, grasslands, or
3 shrublands.

4 (5) FIRE REGIME III.—The term “fire regime
5 III” refers to lands—

6 (A) on which historically there are mixed
7 severity fires with a frequency of 35–100 years;
8 and

9 (B) are located primarily in forests of
10 mixed conifer, dry Douglas Fir, and wet Pon-
11 derosa pine.

12 (b) OTHER DEFINITIONS.—In this Act:

13 (1) ADMINISTRATIVE UNIT.—The term “admin-
14 istrative unit”, with respect to Federal lands, means
15 a unit of the National Forest System or a land man-
16 agement district of the Bureau of Land Manage-
17 ment

18 (2) AT-RISK COMMUNITY.—The term “at-risk
19 community” means a geographic area designated by
20 the Secretary concerned as any area—

21 (A) defined as an interface community on
22 page 753 of volume 66 of the Federal Register,
23 as published on January 4, 2001, or consisting
24 of a collection of homes or other structures with
25 basic infrastructure and services, such as utili-



1 ties, collectively maintained transportation
2 routes, and emergency services;

3 (B) on which conditions are conducive to
4 large-scale fire disturbance events; and

5 (C) for which a significant risk exists of a
6 resulting spread of the fire disturbance event,
7 after ignition, which would threaten human life
8 and property.

9 (3) BEST VALUE CONTRACTING.—The term
10 “best value contracting” means the contracting proc-
11 ess described in section 15.101 of title 48, Code of
12 Federal Regulations, which allows the inclusion of
13 non-cost factors in the contract process.

14 (4) COMPREHENSIVE STRATEGY.—The term
15 “Comprehensive Strategy” means the Comprehen-
16 sive Strategy for a Collaborative Approach for Re-
17 ducing Wildland Fire Risks to Communities and the
18 Environment, dated May 2002, which was developed
19 pursuant to the conference report to accompany the
20 Department of the Interior and Related Agencies
21 Appropriations Act, 2001 (House Report 106-646).

22 (5) FEDERAL LANDS.—Except as provided in
23 subsection (c), the term “Federal lands” means—

24 (A) National Forest System lands; and



1 (B) public lands administered by the Sec-
2 retary of the Interior acting through the Bu-
3 reau of Land Management.

4 (6) GOODS FOR SERVICE CONTRACTING.—The
5 term “goods for service contracting” means the con-
6 tracting process described in section 347 of the De-
7 partment of the Interior and Related Agencies Ap-
8 propriations Act, 1999 (as contained in section
9 101(e) of division A of Public Law 105-277; 16
10 U.S.C. 2104 note).

11 (7) HAZARDOUS FUELS REDUCTION
12 PROJECT.—The term “hazardous fuels reduction
13 project” means a project—

14 (A) undertaken for the purpose of reducing
15 the amount of hazardous fuels resulting from
16 alteration of a natural fire regime as a result
17 of fire suppression or other activities; and

18 (B) accomplished through the use of pre-
19 scribed burning or mechanical treatment, or
20 combination thereof.

21 (8) INVENTORIED ROADLESS AREA.—The term
22 “inventoried roadless area” means one of the areas
23 identified in the set of inventoried roadless areas
24 maps contained in the Forest Service Roadless



1 Areas Conservation, Final Environmental Impact
2 Statement, Volume 2, dated November 2000.

3 (9) LOCAL PREFERENCE CONTRACTING.—The
4 term “local preference contracting” means the con-
5 tracting process described in section 333 of the De-
6 partment of the Interior and Related Agencies Ap-
7 propriations Act, 2003 (division F of Public Law
8 108–7; 117 Stat. 277), that gives preference to local
9 businesses.

10 (10) MUNICIPAL WATER SUPPLY SYSTEM.—The
11 term “municipal water supply” means reservoirs, ca-
12 nals, ditches, flumes, laterals, pipes, pipelines, or
13 other surface facilities and systems constructed or
14 installed for the impoundment, storage, transpor-
15 tation, or distribution of drinking water for a com-
16 munity.

17 (11) SECRETARY CONCERNED.—The term
18 “Secretary concerned” means—

19 (A) the Secretary of Agriculture (or the
20 designee of the Secretary) with respect to Na-
21 tional Forest System lands; and

22 (B) the Secretary of the Interior (or the
23 designee of the Secretary) with respect to public
24 lands administered by the Secretary through
25 the Bureau of Land Management.



1 (c) EXCLUDED FEDERAL LANDS.—This Act, includ-
2 ing the expedited process described in section 5, does not
3 apply to any Federal lands—

4 (1) included as a component of the National
5 Wilderness Preservation System;

6 (2) where logging is prohibited or restricted by
7 Act of Congress, presidential proclamation, or agen-
8 cy determination;

9 (3) included in a wilderness study area; or

10 (4) included in an inventoried roadless area.

11 **SEC. 3. HAZARDOUS FUELS REDUCTION PROJECTS AU-**
12 **THORIZED.**

13 (a) CONSISTENCY WITH IMPLEMENTATION PLAN.—
14 The processes authorized or required by this Act shall be
15 consistent with the implementation plan for the Com-
16 prehensive Strategy to reduce hazardous fuels on Federal
17 lands.

18 (b) PRIORITY HAZARDOUS FUELS REDUCTION
19 PROJECTS.—

20 (1) PROJECTS ON CERTAIN LANDS.—In imple-
21 menting hazardous fuels reduction projects under
22 this Act, the Secretary concerned shall give priority
23 to projects on the following Federal lands and other
24 lands:



1 (A) Lands that are located within one-half
 2 mile of an at-risk community where fire regime
 3 I, fire regime II, or fire regime III exists and
 4 that are in condition class 2 or condition class
 5 3.

6 (B) Lands where fire regime I, fire regime
 7 II, or fire regime III exists that are in condition
 8 class 3, or condition class 2 if the lands are
 9 intermingled with condition class 3 lands, and
 10 that are located in such proximity to a munic-
 11 ipal water supply system that a hazardous fuels
 12 reduction project should be carried out in order
 13 to reduce the risk of harm to such system or
 14 the quality of a municipal water supply result-
 15 ing from an unusually severe wildfire.

16 (2) LIMITATION ON OTHER PROJECTS PENDING
 17 COMPLETION OF PRIORITY PROJECTS.—With respect
 18 to projects on Federal lands in a State, the Sec-
 19 retary concerned shall complete all projects on Fed-
 20 eral lands identified in paragraph (1) in that State
 21 before carrying out projects in areas outside of those
 22 Federal lands in that State.

23 (c) COMPLIANCE WITH LAND MANAGEMENT
 24 PLANS.—A hazardous fuels reduction project planned and
 25 conducted under this Act must be consistent with the land



1 and resource management plan, land use plan, and other
2 agency plans and regulations applicable to the Federal
3 lands covered by the project.

4 (d) PROJECT CONTRACTING.—To conduct a haz-
5 ardous fuels reduction project under this Act, the Sec-
6 retary concerned shall use local preference contracting and
7 best value contracting. Payments under a contract entered
8 into to implement a project under this Act shall only be
9 made on a fee-for-service basis. The Secretary concerned
10 shall not use goods-for-service contracting to implement
11 a project under this Act.

12 (e) OLD GROWTH AND OTHER LIMITATIONS.—In
13 conducting a hazardous fuels reduction project under this
14 Act, the Secretary concerned—

15 (1) shall not construct new permanent or tem-
16 porary roads;

17 (2) shall maintain all old and large trees and
18 the structure, function, and composition of late-suc-
19 cessional forest stands appropriate for each eco-
20 system type, until the process required by section 6
21 is complete and Congress formally adopts or rejects
22 the recommendations by Act of Congress;

23 (3) shall focus on thinning from below when
24 using mechanical treatment.



1 (f) ACREAGE LIMITATION.—Not more than
2 20,000,000 acres of Federal land may be treated using
3 the authorities provided by this Act.

4 (g) FUNDING PRIORITY.—Of funds expended for haz-
5 ardous fuels reduction projects under this Act, at least 85
6 percent shall be expended on projects on lands described
7 in subparagraphs (A) and (B) of subsection (b)(1). Upon
8 forming cooperative agreements with the appropriate par-
9 ties, the Secretary concerned may use these funds for
10 treatment of non-Federal lands.

11 (h) MONITORING.—

12 (1) MONITORING REQUIRED.—The Secretary
13 concerned shall establish a balanced multiparty mon-
14 itoring process in order for Congress to assess a rep-
15 resentative sampling of the hazardous fuels reduc-
16 tion projects implemented under this Act.

17 (2) REPORT REQUIRED.—Not later than one
18 year after the expiration of this Act, as provided in
19 section 9, the Secretary concerned shall submit to
20 Congress a report containing, at a minimum, the fol-
21 lowing:

22 (A) An assessment of the cumulative ac-
23 complishments or adverse impacts of the fuels
24 reduction projects conducted under this Act.



1 (B) A description of the ecological effects
2 of the projects conducted under this Act.

3 (C) A description of the economic viability,
4 impacts, and costs of the projects conducted
5 under this Act.

6 **SEC. 4. COLLABORATION AND PUBLIC INPUT PROCESS.**

7 (a) PROCESS REQUIRED.—

8 (1) DEVELOPMENT.—As a condition on the se-
9 lection of hazardous fuels reduction projects under
10 section 3, the Secretary of Agriculture and the Sec-
11 retary of the Interior shall jointly develop a collabo-
12 rative process with interested parties, consistent with
13 the implementation plan for the Comprehensive
14 Strategy. The collaborative process developed by the
15 Secretaries may be the process set forth in title II
16 of the Secure Rural Schools and Community Self-
17 Determination Act of 2000 (Public Law 106-393;
18 16 U.S.C. 500 note).

19 (2) REQUIRED MAPS AND PUBLIC MEETINGS.—

20 As part of the process developed under subsection
21 (a), the Secretaries shall—

22 (A) produce maps, at the appropriate land-
23 scape scale, designating the condition class of
24 Federal lands and other lands and including a
25 fire risk assessment based on natural and



1 human-caused factors, including insect and dis-
2 ease mortality, associated with those lands;

3 (B) make such maps readily available for
4 public inspection; and

5 (C) hold a public meeting by administra-
6 tive unit to discuss condition class and associ-
7 ated fire risk factors and to identify priority
8 areas for the hazardous fuels reduction
9 projects.

10 (b) PUBLIC NOTICE.—

11 (1) QUARTERLY NOTICE.—The Secretary con-
12 cerned shall provide quarterly notice of each haz-
13 ardous fuels reduction project proposed to be con-
14 ducted using the expedited process described in sec-
15 tion 5. The quarterly notice shall be provided in the
16 Federal Register, in a local paper of record, and on
17 an agency website. The Secretary concerned may
18 combine this quarterly notice with other quarterly
19 notices otherwise issued regarding Federal land
20 management.

21 (2) CONTENT.—The notice required by para-
22 graph (1) shall include, at a minimum, the following
23 information regarding each hazardous fuels reduc-
24 tion project contained in the notice:



1 (A) Specific identification that the project
2 is a hazardous fuels reduction project for which
3 the expedited process described in section 5 will
4 be used, including a clear statement whether
5 the agency intends to use a categorical exclu-
6 sion or to prepare an environmental assessment
7 or environmental impact statement.

8 (B) A description of the project, including
9 as much information on its geographic location
10 as practicable.

11 (C) The approximate date on which
12 scoping for the project will begin.

13 (D) Information regarding how interested
14 members of the public can take part in the de-
15 velopment of the project pursuant to the expe-
16 dited process described in section 5.

17 (c) PUBLIC MEETING.—Following publication of each
18 quarterly notice under subsection (b), but before the be-
19 ginning of scoping for the project pursuant to the expe-
20 dited process described in section 5, the Secretary con-
21 cerned shall conduct a public meeting at an appropriate
22 location in each administrative unit of the Federal lands
23 regarding those hazardous fuels reduction projects con-
24 tained in the quarterly notice that are proposed to be con-
25 ducted in that administrative unit. The Secretary con-



1 cerned shall provide advance notice of the date and time
2 of the meeting in the quarterly notice or using the same
3 means described in subsection (b)(1).

4 (d) FINAL AGENCY ACTION.—The Secretary con-
5 cerned shall provide notice in the local paper of record and
6 on an agency website of any final agency action regarding
7 a hazardous fuels reduction project for which the expe-
8 dited process described in section 5 are used.

9 (e) PUBLIC PETITIONS FOR INCLUSION OR EXCLU-
10 SION OF LANDS.—

11 (1) RIGHT TO PETITION.—An entity referred to
12 in paragraph (4) may submit to the Secretary con-
13 cerned a petition, with supporting evidence, that re-
14 quests the inclusion or exclusion of an area of Fed-
15 eral lands in subsection (a) with regard to condition
16 class.

17 (2) EVALUATION.—The Secretary concerned
18 shall respond to a petition under paragraph (1) by
19 public notice of a public viewing of the area in ques-
20 tion, within 90 days of receipt the petition, with the
21 petitioner and any other interested parties.

22 (3) RESPONSE.—The Secretary concerned shall
23 accept or deny the petition within 180 days of its re-
24 ceipt, based on the site evaluation under paragraph
25 (2) and a specific review of the historical conditions,



1 forest type, and present fuel loads of the Federal
2 lands covered by the petition.

3 (4) AUTHORIZED PETITIONERS.—A petition
4 under paragraph (1) may be submitted by any of the
5 following:

6 (A) A political subdivision of a State.

7 (B) A federally formed resource advisory
8 council or provincial advisory committee.

9 (C) A resource advisory committee estab-
10 lished under section 205 of the Secure Rural
11 Schools and Community Self-Determination Act
12 of 2000 (Public Law 106-393; 16 U.S.C. 500
13 note).

14 **SEC. 5. EXPEDITED PLANNING AND IMPLEMENTATION**
15 **PROCESS.**

16 (a) SCOPING.—The Secretary concerned shall con-
17 duct scoping with respect to each hazardous fuels reduc-
18 tion project for which the expedited process established by
19 this section are to be used.

20 (b) CATEGORICAL EXCLUSIONS.—

21 (1) PRESUMPTION NEAR COMMUNITIES.—If a
22 hazardous fuels reduction project covered by section
23 3, for which the collaborative and public input proc-
24 ess required by section 4 is used, covers Federal
25 lands located within one-half mile of an at-risk com-



1 community, the project is deemed to be categorically ex-
 2 cluded from further analysis under the National En-
 3 vironmental Policy Act of 1969 (42 U.S.C. 4331 et
 4 seq.). The Secretary concerned need not make any
 5 findings as to whether the project, either individually
 6 or cumulatively, has a significant effect on the envi-
 7 ronment. However, within one-half mile of an at-risk
 8 community, the Secretary concerned shall vary the
 9 treatments used to achieve heterogeneity of forest
 10 conditions and to ensure forest health.

11 (2) EXTRAORDINARY CIRCUMSTANCES EXCEP-
 12 TION.—Paragraph (1) shall not apply to Federal
 13 lands located within one-half mile of an at-risk com-
 14 munity if extraordinary circumstances exist with re-
 15 spect to the lands.

16 (3) EXTRAORDINARY CIRCUMSTANCES.—In the
 17 case of a hazardous fuels reduction project for which
 18 a categorical exclusion applies under paragraph (1),
 19 if extraordinary circumstances exist with respect to
 20 the project, the Secretary concerned shall follow
 21 agency procedures (as contained in CEQ regulation
 22 1508.4, Forest Service Handbook 1909.15, chapters
 23 30–33, as of August 22, 2002, and Bureau of Land
 24 Management Handbook H-1790-1, 516 DM 2.1–



1 2.10) related to categorical exclusions and extraor-
2 dinary circumstances.

3 (4) APPEALS.—Hazardous fuels reduction
4 projects implemented using a categorical exclusion
5 under paragraph (1) are not subject to appeal re-
6 quirements imposed by section 322 of the Depart-
7 ment of the Interior and Related Agencies Appro-
8 priations Act, 1993 (Public Law 102-381; 16
9 U.S.C. 1612 note), or the Department of the Inte-
10 rior Office of Hearings and Appeals.

11 (c) ENVIRONMENTAL ASSESSMENTS.—

12 (1) IN GENERAL.—With respect to priority
13 lands identified in section 3(b), if a categorical ex-
14 clusion does not apply under subsection (b) to a haz-
15 ardous fuels reduction project under section 3 for
16 the lands, the Secretary concerned shall determine,
17 consistent with the National Environmental Policy
18 Act of 1969, whether an environmental assessment
19 will be sufficient to meet the requirements for the
20 project under such Act.

21 (2) CONTENT.—An environmental assessment
22 prepared for a hazardous fuels reduction project
23 under section 3 shall—

24 (A) be concise, if possible not more than
25 10-15 pages;



1 (B) describe sufficient information and
2 analyses for determining whether to prepare an
3 environmental impact statement or a finding of
4 no significant impact;

5 (C) state the need for the proposed action;

6 (D) describe alternative actions, as re-
7 quired by section 102(2)(E) of the National
8 Environmental Policy Act of 1969;

9 (E) briefly describe the environmental im-
10 pacts of the proposed action and alternatives;

11 (F) list the agencies and persons con-
12 sulted, as required by section 1508.9 of title 40,
13 Code of Federal Regulations, with respect to
14 National Forest System lands;

15 (G) reference supporting data, inventories
16 and other documents on which the Secretary
17 concerned relied to make the decision; and

18 (H) involve interested agencies and the
19 public in the preparation of the environmental
20 assessment.

21 (3) AVAILABILITY OF DECISION DOCUMENT.—

22 When the decision document is complete for a haz-
23 ardous fuels reduction project under section 3 for
24 which an environmental assessment or categorical



1 exclusion memo is prepared, the Secretary concerned
2 shall—

3 (A) provide notice of the decision docu-
4 ment in the Federal Register, the local paper of
5 record, and an agency website, including notice
6 stating how the documentation listed in sub-
7 paragraph (B) will be available; and

8 (B) make the environmental analysis docu-
9 ment, administrative record, and decision docu-
10 ment or memo for the project, pursuant to sec-
11 tion 215.2 of title 36, Code of Federal Regula-
12 tions, readily available for public review.

13 (4) APPEALS.—Notwithstanding the appeal re-
14 quirements imposed by section 322 of the Depart-
15 ment of the Interior and Related Agencies Appro-
16 priations Act, 1993 (Public Law 102-381; 16
17 U.S.C. 1612 note), or the Department of the Inte-
18 rior Office of Hearings and Appeals—

19 (A) persons must file any administrative
20 appeal of a project under this subsection within
21 30 days after the date of issuance of the deci-
22 sion document for the project;

23 (B) the Secretary concerned shall resolve
24 any appeal not later than 20 days after the
25 closing date for filing an appeal; and



1 (C) the Secretary concerned shall stay im-
2 plementation of the project until the end of the
3 15-day period beginning on date on which the
4 Secretary concerned resolves any administrative
5 appeal that complies with the requirements in
6 subsection (d).

7 (d) ADDITIONAL LIMITATION ON ADMINISTRATIVE
8 APPEALS.—Notwithstanding section 322 of the Depart-
9 ment of the Interior and Related Agencies Appropriations
10 Act, 1993 (Public Law 102-381; 16 U.S.C. 1612 note),
11 if a draft document prepared pursuant to the National
12 Environmental Policy Act of 1969 for a hazardous fuels
13 reduction project covered by section 3 was available for
14 public comment, the Secretary of Agriculture may require
15 that a person filing an administrative appeal with respect
16 to the project must have been involved in the public com-
17 ment process for the project by submitting written com-
18 ments raising specific issues with regard to the project.

19 (e) STATEMENT OF COMPLIANCE.—A catagorical ex-
20 clusion memo or environmental assessment decision docu-
21 ment prepared under this section shall include a short
22 statement as to how the hazardous fuels reduction project
23 complies with the requirement of section 3(c).



1 **SEC. 6. DEVELOPMENT OF DEFINITIONS OF OLD AND**
2 **LARGE TREES.**

3 (a) **USE OF NATIONAL ACADEMY OF SCIENCES.—**

4 The Secretary of Agriculture and the Secretary of the In-
5 terior shall jointly enter into a contract with the National
6 Academy of Sciences for the preparation of recommended
7 definitions of old and large trees appropriate for each eco-
8 system type to be used for purposes of this Act.

9 (b) **QUALIFICATIONS.—**To be eligible to serve on the
10 panel of the National Academy of Sciences used to prepare
11 the recommended definitions of old and large trees, a
12 member of the panel shall have scientific expertise in the
13 characteristics of old growth and the seral stages of forest
14 types.

15 (c) **SUBMISSION OF RECOMMENDED DEFINITIONS.—**

16 Not later than one year after the date of the enactment
17 of this Act, the National Academy of Sciences shall submit
18 to the Secretary of Agriculture, the Secretary of the Inte-
19 rior, and Congress the recommended definitions of old and
20 large trees appropriate for each ecosystem type.

21 **SEC. 7. ONGOING PROJECTS AND EXISTING AUTHORITIES.**

22 Nothing in this Act shall affect a hazardous fuels re-
23 duction projects for which scoping has begun before the
24 date of the enactment of this Act or affect authorities oth-
25 erwise granted to the Secretary concerned under existing
26 law.



1 **SEC. 8. PREFERENCE TO COMMUNITIES WITH FIRE PRE-**
2 **VENTION ORDINANCES.**

3 In determining the allocation of funding for the Com-
4 munity and Private Land Fire Assistance program under
5 section 10A(b) of the Cooperative Forestry Assistance Act
6 of 1978 (16 U.S.C 2106c(b)), the Secretary of Agriculture
7 shall prioritize funding to those communities that have
8 taken proactive steps through the enactment of ordinances
9 and other means to encourage property owners to reduce
10 fire risk on private property.

11 **SEC. 9. SUNSET.**

12 The provisions of this Act shall expire at the end of
13 the five-year period beginning on the date of the enact-
14 ment of this Act, except that a hazardous fuels reduction
15 project for which a decision notice, or memo in the case
16 of a categorical exclusion, has been issued before the end
17 of such period may continue to be implemented using the
18 provisions of this Act.

19 **SEC. 10. AUTHORIZATION OF APPROPRIATIONS.**

20 (a) NATIONAL FOREST SYSTEM LANDS.—For the
21 purpose of planning and conducting hazardous fuels re-
22 duction projects under this Act on National Forest System
23 Lands, there are authorized to be appropriated to the Sec-
24 retary of Agriculture \$1,943,100,000 during the five-fiscal
25 year period beginning October 1, 2003. Subject to section
26 9, amounts appropriated in one fiscal year and unobli-



1 gated before the end of that fiscal year shall remain avail-
2 able for use in subsequent fiscal years.

3 (b) BLM LANDS.—For the purpose of planning and
4 conducting hazardous fuels reduction projects under this
5 Act on Federal lands described in section 2(b)(2)(B),
6 there are authorized to be appropriated to the Secretary
7 of the Interior \$1,888,000,000 during the five-fiscal year
8 period beginning October 1, 2003. Subject to section 9,
9 amounts appropriated in one fiscal year and unobligated
10 before the end of that fiscal year shall remain available
11 for use in subsequent fiscal years.

12 (c) OTHER LANDS.—For the purpose of planning and
13 conducting hazardous fuels reduction projects under this
14 Act on tribal lands, nonindustrial private lands, and State
15 lands, there are authorized to be appropriated to the Sec-
16 retary of the Interior \$500,000,000 during the five-fiscal
17 year period beginning October 1, 2003. Subject to section
18 9, amounts appropriated in one fiscal year and unobli-
19 gated before the end of that fiscal year shall remain avail-
20 able for use in subsequent fiscal years.

