SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the "Agricultural Act of 2014".

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

See. 1. Short title; table of contents.
See. 2. Definition of Secretary of Agriculture.

TITLE I—COMMODITIES

Subtitle A—Repeals and Reforms

PART I—REPEALS

See. 1101. Repeal of direct payments.
See. 1102. Repeal of counter-cyclical payments.
See. 1103. Repeal of average crop revenue election program.

PART II—COMMODITY POLICY

See. 1111. Definitions.
See. 1112. Base acres.
See. 1113. Payment yields.
See. 1114. Payment acres.
See. 1115. Producer election.
See. 1116. Price loss coverage.
See. 1117. Agriculture risk coverage.
See. 1118. Producer agreements.
See. 1119. Transition assistance for producers of upland cotton.

Subtitle B—Marketing Loans

See. 1201. Availability of nonrecourse marketing assistance loans for loan commodities.
See. 1202. Loan rates for nonrecourse marketing assistance loans.
See. 1203. Term of loans.
See. 1204. Repayment of loans.
See. 1205. Loan deficiency payments.
See. 1206. Payments in lieu of loan deficiency payments for grazed acreage.
See. 1207. Special marketing loan provisions for upland cotton.
See. 1208. Special competitive provisions for extra long staple cotton.
See. 1209. Availability of recourse loans for high moisture feed grains and seed cotton.
See. 1210. Adjustments of loans.

Subtitle C—Sugar

See. 1301. Sugar policy.
SEC. 8005. TRIBAL WATERSHED FORESTRY ASSISTANCE PROGRAM.


SEC. 8006. SEPARATE FOREST SERVICE DECISIONMAKING AND APPEALS PROCESS.

(a) REPEAL.—Section 322 of the Department of the Interior and Related Agencies Appropriations Act, 1993 (16 U.S.C. 1612 note; Public Law 102–381) is repealed.

(b) FOREST SERVICE PRE-DECISIONAL OBJECTION PROCESS.—Section 428 of division E of the Consolidated Appropriations Act, 2012 (16 U.S.C. 6515 note; Public Law 112–74) shall not apply to any project or activity implementing a land and resource management plan developed under section 6 of the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1604) that is categorically excluded from documentation in an environmental assessment or an environmental impact statement under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).
program pursuant to subsections (a) and (b) of section
504.”.

SEC. 8204. INSECT AND DISEASE INFESTATION.
Title VI of the Healthy Forests Restoration Act of
2003 (16 U.S.C. 6591 et seq.) is amended by adding at
the end the following:

“SEC. 602. DESIGNATION OF TREATMENT AREAS.
“(a) DEFINITION OF DECLINING FOREST
HEALTH.—In this section, the term ‘declining forest
health’ means a forest that is experiencing—
“(1) substantially increased tree mortality due
to insect or disease infestation; or
“(2) dieback due to infestation or defoliation by
insects or disease.
“(b) DESIGNATION OF TREATMENT AREAS.—
“(1) INITIAL AREAS.—Not later than 60 days
after the date of enactment of the Agricultural Act
of 2014, the Secretary shall, if requested by the
Governor of the State, designate as part of an insect
and disease treatment program 1 or more landscape-
scale areas, such as subwatersheds (sixth-level hy-
drologic units, according to the System of Hydro-
logic Unit Codes of the United States Geological
Survey), in at least 1 national forest in each State
that is experiencing an insect or disease epidemic.
“(2) ADDITIONAL AREAS.—After the end of the
60-day period described in paragraph (1), the Sec-
retary may designate additional landscape-scale
areas under this section as needed to address insect
or disease threats.

“(c) REQUIREMENTS.—To be designated a land-
scape-scale area under subsection (b), the area shall be—

“(1) experiencing declining forest health, based
on annual forest health surveys conducted by the
Secretary;

“(2) at risk of experiencing substantially in-
creased tree mortality over the next 15 years due to
insect or disease infestation, based on the most re-
cent National Insect and Disease Risk Map pub-
lished by the Forest Service; or

“(3) in an area in which the risk of hazard
trees poses an imminent risk to public infrastruc-
ture, health, or safety.

“(d) TREATMENT OF AREAS.—

“(1) IN GENERAL.—The Secretary may carry
out priority projects on Federal land in the areas
designated under subsection (b) to reduce the risk or
extent of, or increase the resilience to, insect or dis-
ease infestation in the areas.
“(2) AUTHORITY.—Any project under paragraph (1) for which a public notice to initiate scoping is issued on or before September 30, 2018, may be carried out in accordance with subsections (b), (c), and (d) of section 102, and sections 104, 105, and 106.

“(3) EFFECT.—Projects carried out under this subsection shall be considered authorized hazardous fuel reduction projects for purposes of the authorities described in paragraph (2).

“(4) REPORT.—

“(A) IN GENERAL.—In accordance with the schedule described in subparagraph (B), the Secretary shall issue 2 reports on actions taken to carry out this subsection, including—

“(i) an evaluation of the progress towards project goals; and

“(ii) recommendations for modifications to the projects and management treatments.

“(B) SCHEDULE.—The Secretary shall—

“(i) not earlier than September 30, 2018, issue the initial report under subparagraph (A); and
(ii) not earlier than September 30, 2024, issue the second report under that subparagraph.

(e) TREE RETENTION.—The Secretary shall carry out projects under subsection (d) in a manner that maximizes the retention of old-growth and large trees, as appropriate for the forest type, to the extent that the trees promote stands that are resilient to insects and disease.

(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section $200,000,000 for each of fiscal years 2014 through 2024.

SEC. 603. ADMINISTRATIVE REVIEW.

(a) IN GENERAL.—Except as provided in subsection (d), a project described in subsection (b) that is conducted in accordance with section 602(d) may be—

(1) considered an action categorically excluded from the requirements of Public Law 91–190 (42 U.S.C. 4321 et seq.); and

(2) exempt from the special administrative review process under section 105.

(b) COLLABORATIVE RESTORATION PROJECT.—

(1) IN GENERAL.—A project referred to in subsection (a) is a project to carry out forest restoration treatments that—
“(A) maximizes the retention of old-growth and large trees, as appropriate for the forest type, to the extent that the trees promote stands that are resilient to insects and disease;

“(B) considers the best available scientific information to maintain or restore the ecological integrity, including maintaining or restoring structure, function, composition, and connectivity; and

“(C) is developed and implemented through a collaborative process that—

“(i) includes multiple interested persons representing diverse interests; and

“(ii)(I) is transparent and nonexclusive; or

“(II) meets the requirements for a resource advisory committee under subsections (c) through (f) of section 205 of the Secure Rural Schools and Community Self-Determination Act of 2000 (16 U.S.C. 7125).

“(2) INCLUSION.—A project under this subsection may carry out part of a proposal that complies with the eligibility requirements of the Collaborative Forest Landscape Restoration Program under
section 4003(b) of the Omnibus Public Land Management Act of 2009 (16 U.S.C. 7303(b)).

“(c) LIMITATIONS.—

“(1) PROJECT SIZE.—A project under this section may not exceed 3000 acres.

“(2) LOCATION.—A project under this section shall be limited to areas—

“(A) in the wildland-urban interface; or

“(B) Condition Classes 2 or 3 in Fire Regime Groups I, II, or III, outside the wildland-urban interface.

“(3) ROADS.—

“(A) PERMANENT ROADS.—

“(i) PROHIBITION ON ESTABLISHMENT.—A project under this section shall not include the establishment of permanent roads.

“(ii) EXISTING ROADS.—The Secretary may carry out necessary maintenance and repairs on existing permanent roads for the purposes of this section.

“(B) TEMPORARY ROADS.—The Secretary shall decommission any temporary road constructed under a project under this section not
later than 3 years after the date on which the
project is completed.

“(d) EXCLUSIONS.—This section does not apply to—

“(1) a component of the National Wilderness
Preservation System;

“(2) any Federal land on which, by Act of Con-
gress or Presidential proclamation, the removal of
vegetation is restricted or prohibited;

“(3) a congressionally designated wilderness
study area; or

“(4) an area in which activities under sub-
section (a) would be inconsistent with the applicable
land and resource management plan.

“(e) FOREST MANAGEMENT PLANS.—All projects
and activities carried out under this section shall be con-
sistent with the land and resource management plan es-
tablished under section 6 of the Forest and Rangeland Re-
1604) for the unit of the National Forest System con-
taining the projects and activities.

“(f) PUBLIC NOTICE AND SCOPING.—The Secretary
shall conduct public notice and scoping for any project or
action proposed in accordance with this section.

“(g) ACCOUNTABILITY.—
“(1) IN GENERAL.—The Secretary shall prepare an annual report on the use of categorical exclusions under this section that includes a description of all acres (or other appropriate unit) treated through projects carried out under this section.

“(2) SUBMISSION.—Not later than 1 year after the date of enactment of this section, and each year thereafter, the Secretary shall submit the reports required under paragraph (1) to—

“(A) the Committee on Agriculture, Nutrition, and Forestry of the Senate;

“(B) the Committee on Environment and Public Works of the Senate;

“(C) the Committee on Agriculture of the House of Representatives;

“(D) the Committee on Natural Resources of the House of Representatives; and

“(E) the Government Accountability Office.”.

SEC. 8205. STEWARDSHIP END RESULT CONTRACTING PROJECTS.

(a) IN GENERAL.—Title VI of the Healthy Forests Restoration Act of 2003 (16 U.S.C. 6591) (as amended by section 8204) is amended by adding at the end the following:

"SEC. 604. STEWARDSHIP END RESULT CONTRACTING PROJECTS.

"(a) DEFINITIONS.—In this section:

"(1) CHIEF.—The term ‘Chief’ means the Chief of the Forest Service.

"(2) DIRECTOR.—The term ‘Director’ means the Director of the Bureau of Land Management.

"(b) PROJECTS.—The Chief and the Director, via agreement or contract as appropriate, may enter into stewardship contracting projects with private persons or other public or private entities to perform services to achieve land management goals for the national forests and the public lands that meet local and rural community needs.

"(c) LAND MANAGEMENT GOALS.—The land management goals of a project under subsection (b) may include any of the following:

"(1) Road and trail maintenance or obliteration to restore or maintain water quality.

"(2) Soil productivity, habitat for wildlife and fisheries, or other resource values.

"(3) Setting of prescribed fires to improve the composition, structure, condition, and health of stands or to improve wildlife habitat.
“(4) Removing vegetation or other activities to promote healthy forest stands, reduce fire hazards, or achieve other land management objectives.

“(5) Watershed restoration and maintenance.

“(6) Restoration and maintenance of wildlife and fish.

“(7) Control of noxious and exotic weeds and reestablishing native plant species.

“(d) AGREEMENTS OR CONTRACTS.—

“(1) PROCUREMENT PROCEDURE.—A source for performance of an agreement or contract under subsection (b) shall be selected on a best-value basis, including consideration of source under other public and private agreements or contracts.

“(2) CONTRACT FOR SALE OF PROPERTY.—A contract entered into under this section may, at the discretion of the Secretary of Agriculture, be considered a contract for the sale of property under such terms as the Secretary may prescribe without regard to any other provision of law.

“(3) TERM.—

“(A) IN GENERAL.—Except as provided in subparagraph (B), the Chief and the Director may enter into a contract under subsection (b)
in accordance with section 3903 of title 41, United States Code.

"(B) MAXIMUM.—The period of the contract under subsection (b) may exceed 5 years but may not exceed 10 years.

"(4) OFFSETS.—

"(A) IN GENERAL.—The Chief and the Director may apply the value of timber or other forest products removed as an offset against the cost of services received under the agreement or contract described in subsection (b).

"(B) METHODS OF APPRAISAL.—The value of timber or other forest products used as an offset under subparagraph (A)—

"(i) shall be determined using appropriate methods of appraisal commensurate with the quantity of products to be removed; and

"(ii) may—

"(I) be determined using a unit of measure appropriate to the contracts; and

"(II) may include valuing products on a per-acre basis.
“(5) RELATION TO OTHER LAWS.—Notwithstanding subsections (d) and (g) of section 14 of the National Forest Management Act of 1976 (16 U.S.C. 472a), the Chief may enter into an agreement or contract under subsection (b).

“(6) CONTRACTING OFFICER.—Notwithstanding any other provision of law, the Secretary or the Secretary of the Interior may determine the appropriate contracting officer to enter into and administer an agreement or contract under subsection (b).

“(7) FIRE LIABILITY PROVISIONS.—Not later than 90 days after the date of enactment of this section, the Chief and the Director shall issue for use in all contracts and agreements under this section fire liability provisions that are in substantially the same form as the fire liability provisions contained in—

“(A) integrated resource timber contracts, as described in the Forest Service contract numbered 2400–13, part H, section H.4; and

“(B) timber sale contracts conducted pursuant to section 14 of the National Forest Management Act of 1976 (16 U.S.C. 472a).

“(e) RECEIPTS.—
“(1) IN GENERAL.—The Chief and the Director may collect monies from an agreement or contract under subsection (b) if the collection is a secondary objective of negotiating the contract that will best achieve the purposes of this section.

“(2) USE.—Monies from an agreement or contract under subsection (b)—

“(A) may be retained by the Chief and the Director; and

“(B) shall be available for expenditure without further appropriation at the project site from which the monies are collected or at another project site.

“(3) RELATION TO OTHER LAWS.—

“(A) IN GENERAL.—Notwithstanding any other provision of law, the value of services received by the Chief or the Director under a stewardship contract project conducted under this section, and any payments made or resources provided by the contractor, Chief, or Director shall not be considered monies received from the National Forest System or the public lands.

“(B) KNUTSON-VANDERBERG ACT.—The Act of June 9, 1930 (commonly known as the
'Knutson-Vanderberg Act') (16 U.S.C. 576 et seq.) shall not apply to any agreement or contract under subsection (b).

"(f) COSTS OF REMOVAL.—Notwithstanding the fact that a contractor did not harvest the timber, the Chief may collect deposits from a contractor covering the costs of removal of timber or other forest products under—

"(1) the Act of August 11, 1916 (16 U.S.C. 490); and


"(g) PERFORMANCE AND PAYMENT GUARANTEES.—

"(1) IN GENERAL.—The Chief and the Director may require performance and payment bonds under sections 28.103–2 and 28.103–3 of the Federal Acquisition Regulation, in an amount that the contracting officer considers sufficient to protect the investment in receipts by the Federal Government generated by the contractor from the estimated value of the forest products to be removed under a contract under subsection (b).

"(2) EXCESS OFFSET VALUE.—If the offset value of the forest products exceeds the value of the resource improvement treatments, the Chief and the Director may—
“(A) collect any residual receipts under the Act of June 9, 1930 (commonly known as the ‘Knutson-Vanderberg Act’) (16 U.S.C. 576 et seq.); and

“(B) apply the excess to other authorized stewardship projects.

“(h) MONITORING AND EVALUATION.—

“(1) IN GENERAL.—The Chief and the Director shall establish a multiparty monitoring and evaluation process that accesses the stewardship contracting projects conducted under this section.

“(2) PARTICIPANTS.—Other than the Chief and Director, participants in the process described in paragraph (1) may include—

“(A) any cooperating governmental agencies, including tribal governments; and

“(B) any other interested groups or individuals.

“(i) REPORTING.—Not later than 1 year after the date of enactment of this section, and annually thereafter, the Chief and the Director shall report to the Committee on Agriculture, Nutrition, and Forestry of the Senate and the Committee on Agriculture of the House of Representatives on—
“(1) the status of development, execution, and administration of agreements or contracts under subsection (b);

“(2) the specific accomplishments that have resulted; and

“(3) the role of local communities in the development of agreements or contract plans.”.

(b) CONFORMING AMENDMENT.—Section 347 of the Department of the Interior and Related Agencies Appropriations Act, 1999 (16 U.S.C. 2104 note; Public Law 105–277) is repealed.

SEC. 8206. GOOD NEIGHBOR AUTHORITY.

(a) DEFINITIONS.—In this section:

(1) AUTHORIZED RESTORATION SERVICES.—The term “authorized restoration services” means similar and complementary forest, rangeland, and watershed restoration services carried out—

(A) on Federal land and non-Federal land;

and

(B) by either the Secretary or a Governor pursuant to a good neighbor agreement.

(2) FEDERAL LAND.—

(A) IN GENERAL.—The term “Federal land” means land that is—

(i) National Forest System land; or
(ii) public land (as defined in section 103 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1702)).

(B) EXCLUSIONS.—The term “Federal land” does not include—

(i) a component of the National Wilderness Preservation System;

(ii) Federal land on which the removal of vegetation is prohibited or restricted by Act of Congress or Presidential proclamation (including the applicable implementation plan); or

(iii) a wilderness study area.

(3) FOREST, RANGELAND, AND WATERSHED RESTORATION SERVICES.—

(A) IN GENERAL.—The term “forest, rangeland, and watershed restoration services” means—

(i) activities to treat insect- and disease-infected trees;

(ii) activities to reduce hazardous fuels; and

(iii) any other activities to restore or improve forest, rangeland, and watershed health, including fish and wildlife habitat.
(B) EXCLUSIONS.—The term "forest, rangeland, and watershed restoration services" does not include—

(i) construction, reconstruction, repair, or restoration of paved or permanent roads or parking areas; or

(ii) construction, alteration, repair or replacement of public buildings or works.

(4) GOOD NEIGHBOR AGREEMENT.—The term "good neighbor agreement" means a cooperative agreement or contract (including a sole source contract) entered into between the Secretary and a Governor to carry out authorized restoration services under this section.

(5) GOVERNOR.—The term "Governor" means the Governor or any other appropriate executive official of an affected State or the Commonwealth of Puerto Rico.

(6) ROAD.—The term "road" has the meaning given the term in section 212.1 of title 36, Code of Federal Regulations (as in effect on the date of enactment of this Act).

(7) SECRETARY.—The term "Secretary means—
(A) the Secretary of Agriculture, with respect to National Forest System land; and

(B) the Secretary of the Interior, with respect to Bureau of Land Management land.

(b) GOOD NEIGHBOR AGREEMENTS.—

(1) GOOD NEIGHBOR AGREEMENTS.—

(A) IN GENERAL.—The Secretary may enter into a good neighbor agreement with a Governor to carry out authorized restoration services in accordance with this section.

(B) PUBLIC AVAILABILITY.—The Secretary shall make each good neighbor agreement available to the public.

(2) TIMBER SALES.—

(A) IN GENERAL.—Subsections (d) and (g) of section 14 of the National Forest Management Act of 1976 (16 U.S.C. 472a(d) and (g)) shall not apply to services performed under a cooperative agreement or contract entered into under subsection (a).

(B) APPROVAL OF SILVICULTURE PRESCRIPTIONS AND MARKING GUIDES.—The Secretary shall provide or approve all silviculture prescriptions and marking guides to be applied
on Federal land in all timber sale projects conducted under this section.

(3) **RETENTION OF NEPA RESPONSIBILITIES.**—

Any decision required to be made under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) with respect to any authorized restoration services to be provided under this section on Federal land shall not be delegated to a Governor.

### Subtitle D—Miscellaneous Provisions

**SEC. 8301. REVISION OF STRATEGIC PLAN FOR FOREST INVENTORY AND ANALYSIS.**

(a) **REVISION REQUIRED.**—Not later than 180 days after the date of enactment of this Act, the Secretary shall revise the strategic plan for forest inventory and analysis initially prepared pursuant to section 3(e) of the Forest and Rangeland Renewable Resources Research Act of 1978 (16 U.S.C. 1642(e)) to address the requirements imposed by subsection (b).

(b) **ELEMENTS OF REVISED STRATEGIC PLAN.**—In revising the strategic plan, the Secretary shall describe in detail the organization, procedures, and funding needed to achieve each of the following:
(1) Complete the transition to a fully annualized forest inventory program and include inventory and analysis of interior Alaska.

(2) Implement an annualized inventory of trees in urban settings, including the status and trends of trees and forests, and assessments of their ecosystem services, values, health, and risk to pests and diseases.

(3) Report information on renewable biomass supplies and carbon stocks at the local, State, regional, and national level, including by ownership type.

(4) Engage State foresters and other users of information from the forest inventory and analysis in reevaluating the list of core data variables collected on forest inventory and analysis plots with an emphasis on demonstrated need.

(5) Improve the timeliness of the timber product output program and accessibility of the annualized information on that database.

(6) Foster greater cooperation among the forest inventory and analysis program, research station leaders, and State foresters and other users of information from the forest inventory and analysis.
(7) Promote availability of and access to non-Federal resources to improve information analysis and information management.

(8) Collaborate with the Natural Resources Conservation Service, National Aeronautics and Space Administration, National Oceanic and Atmospheric Administration, and United States Geological Survey to integrate remote sensing, spatial analysis techniques, and other new technologies in the forest inventory and analysis program.

(9) Understand and report on changes in land cover and use.

(10) Expand existing programs to promote sustainable forest stewardship through increased understanding, in partnership with other Federal agencies, of the over 10,000,000 family forest owners, their demographics, and the barriers to forest stewardship.

(11) Implement procedures to improve the statistical precision of estimates at the sub-State level.

(e) SUBMISSION OF REVISED STRATEGIC PLAN.—The Secretary shall submit the revised strategic plan to the Committee on Agriculture of the House of Representa-
tives and the Committee on Agriculture, Nutrition, and Forestry of the Senate.
SEC. 8302. FOREST SERVICE PARTICIPATION IN ACES PROGRAM.

The Secretary, acting through the Chief of the Forest Service, may use funds derived from conservation-related programs executed on National Forest System land to utilize the Agriculture Conservation Experienced Services Program established pursuant to section 1252 of the Food Security Act of 1985 (16 U.S.C. 3851) to provide technical services for conservation-related programs and authorities carried out by the Secretary on National Forest System land.

SEC. 8303. EXTENSION OF STEWARDSHIP CONTRACTS AUTHORITY REGARDING USE OF DESIGNATION BY PRESCRIPTION TO ALL THINNING SALES UNDER NATIONAL FOREST MANAGEMENT ACT OF 1976.

Section 14 of the National Forest Management Act of 1976 (16 U.S.C. 472a) is amended by striking subsection (g) and inserting the following:

"(g) DESIGNATION AND SUPERVISION OF HARVESTING.—

"(1) IN GENERAL.—Designation, including marking when necessary, designation by description, or designation by prescription, and supervision of harvesting of trees, portions of trees, or forest prod-
ucts shall be conducted by persons employed by the
Secretary of Agriculture.

“(2) REQUIREMENT.—Persons employed by the
Secretary of Agriculture under paragraph (1)—

“(A) shall have no personal interest in the
purchase or harvest of the products; and

“(B) shall not be directly or indirectly in
the employment of the purchaser of the prod-
ucts.

“(3) METHODS FOR DESIGNATION.—Designa-
tion by prescription and designation by description
shall be considered valid methods for designation,
and may be supervised by use of post-harvest cruise,
sample weight scaling, or other methods determined
by the Secretary of Agriculture to be appropriate.”.

SEC. 8304. REIMBURSEMENT OF FIRE FUNDS.

(a) DEFINITION OF STATE.—In this section, the term
“State” means—

(1) a State; and

(2) the Commonwealth of Puerto Rico.

(b) IN GENERAL.—If a State seeks reimbursement
for amounts expended for resources and services provided
to another State for the management and suppression of
a wildfire, the Secretary, subject to subsections (c) and

(d)—
may accept the reimbursement amounts from the other State; and

(2) shall pay those amounts to the State seeking reimbursement.

(c) MUTUAL ASSISTANCE AGREEMENT.—As a condition of seeking and providing reimbursement under subsection (b), the State seeking reimbursement and the State providing reimbursement must each have a mutual assistance agreement with the Forest Service or another Federal agency for providing and receiving wildfire management and suppression resources and services.

(d) TERMS AND CONDITIONS.—The Secretary may prescribe the terms and conditions determined to be necessary to carry out subsection (b).

(e) EFFECT ON PRIOR REIMBURSEMENTS.—Any acceptance of funds or reimbursements made by the Secretary before the date of enactment of this Act that otherwise would have been authorized under this section shall be considered to have been made in accordance with this section.

(f) AMENDMENT.—Section 5(b) of the Act of May 27, 1955 (42 U.S.C. 1856d(b)) is amended in the first sentence by inserting “or Department of Agriculture” after “Department of Defense”.
SEC. 8305. FOREST SERVICE LARGE AIRTANKER AND AERIAL ASSET FIREFIGHTING RECAPITALIZATION PILOT PROGRAM.

(a) In General.—Subject to the availability of appropriations, the Secretary, acting through the Chief of the Forest Service, may establish a large airtanker and aerial asset lease program in accordance with this section.

(b) Aircraft Requirements.—In carrying out the program described in subsection (a), the Secretary may enter into a multiyear lease contract for up to 5 aircraft that meet the criteria—

(1) described in the Forest Service document entitled “Large Airtanker Modernization Strategy” and dated February 10, 2012, for large airtankers; and

(2) determined by the Secretary, for other aerial assets.

(c) Lease Terms.—The term of any individual lease agreement into which the Secretary enters under this section shall be—

(1) up to 5 years, inclusive of any options to renew or extend the initial lease term; and

(2) in accordance with section 3903 of title 41, United States Code.
(d) **PROHIBITION.**—No lease entered into under this section shall provide for the purchase of the aircraft by, or the transfer of ownership to, the Forest Service.

**SEC. 8306. LAND CONVEYANCE, JEFFERSON NATIONAL FOREST IN WISE COUNTY, VIRGINIA.**

(a) **DEFINITIONS.**—In this section:

(1) **ASSOCIATION.**—The term "Association" means the Mullins and Sturgill Cemetery Association of Pound, Virginia.

(2) **MAP.**—The term "map" means the map titled "Mullins and Sturgill Cemetery" dated March 1, 2013.

(b) **CONVEYANCE REQUIRED.**—Upon payment by the Association of the consideration under subsection (c) and the costs under subsection (e), the Secretary shall, subject to valid existing rights, convey to the Association all right, title, and interest of the United States in and to a parcel of National Forest System land in the Jefferson National Forest in Wise County, Virginia, consisting of approximately 0.70 acres and containing the Mullins and Sturgill Cemetery and an easement to provide access to the parcel, as generally depicted on the map.

(c) **CONSIDERATION.**—

(1) **FAIR MARKET VALUE.**—As consideration for the land conveyed under subsection (b), the Associa-
of the House of Representatives a report on the effectiveness of the ongoing evaluation and response process referred to in subsection (a)(3)(B). Not later than one year after the date on which such report is submitted, the Comptroller General of the United States shall submit to such committees an updated report on such process.

**SEC. 12312. PAYMENT IN LIEU OF TAXES.**

Section 6906 of title 31, United States Code, is amended, in the matter preceding paragraph (1), by striking "2013" and inserting "2014".

**SEC. 12313. SILVICULTURAL ACTIVITIES.**

Section 402(l) of the Federal Water Pollution Control Act (33 U.S.C. 1342(l)) is amended by adding at the end the following:

"(3) SILVICULTURAL ACTIVITIES.—

"(A) NPDES PERMITS REQUIREMENTS FOR SILVICULTURAL ACTIVITIES.—The Administrator shall not require a permit under this section nor directly or indirectly require any State to require a permit under this section for a discharge from runoff resulting from the conduct of the following silviculture activities conducted in accordance with standard industry practice: nursery operations, site preparation, reforestation and subsequent cultural treatment,
thinning, prescribed burning, pest and fire control, harvesting operations, surface drainage, or road construction and maintenance.

"(B) OTHER REQUIREMENTS.—Nothing in this paragraph exempts a discharge from silvicultural activity from any permitting requirement under section 404, existing permitting requirements under section 402, or from any other federal law.

"(C) The authorization provided in Section 505(a) does not apply to any non-permitting program established under 402(p)(6) for the silviculture activities listed in 402(l)(3)(A), or to any other limitations that might be deemed to apply to the silviculture activities listed in 402(l)(3)(A).”.

SEC. 12314. PIMA AGRICULTURE COTTON TRUST FUND.

(a) ESTABLISHMENT OF TRUST FUND.—There is established in the Treasury of the United States a trust fund to be known as the “Pima Agriculture Cotton Trust Fund” (in this section referred to as the “Trust Fund”), consisting of such amounts as may be transferred to the Trust Fund pursuant to subsection (h), and to be used for the purpose of reducing the injury to domestic manufacturers resulting from tariffs on cotton fabric that are