

requirements for completion of court ordered environmental impact statements prior to development and incorporation of allotment plans from being superseded by subsec. (d), providing for careful and considered consultation, cooperation, and coordination with certain persons, including landowners involved, district grazing advisory boards and States having lands within the covered area and for tailoring allotment management plans to the specific range condition of the covered area and periodic review thereof, authorizing the Secretary to terminate or develop the plans after review and careful and considered consultation, cooperation, and coordination with the parties involved, and defining “court ordered environmental impact statement” and “range condition”.

Subsec. (e). Pub. L. 95-514, §8(b), substituted introductory word “In” for “Prior to October 1, 1988, or thereafter, in”.

#### GRAZING PERMIT RENEWALS

Pub. L. 108-108, title III, §325, Nov. 10, 2003, 117 Stat. 1308, provided in part: “That beginning in November 2004, and every year thereafter, the Secretaries of the Interior and Agriculture shall report to Congress the extent to which they are completing analysis required under applicable laws prior to the expiration of grazing permits, and beginning in May 2004, and every two years thereafter, the Secretaries shall provide Congress recommendations for legislative provisions necessary to ensure all permit renewals are completed in a timely manner. The legislative recommendations provided shall be consistent with the funding levels requested in the Secretaries’ budget proposals”.

#### APPEALS OF REDUCTIONS IN GRAZING ALLOTMENTS ON PUBLIC RANGELAND; TIME; EFFECTIVE DATE OF REDUCTIONS; SUSPENSION PENDING FINAL ACTION ON APPEAL

Provisions requiring appeals of reductions in grazing allotments on public rangelands to be taken within a certain time period; providing that reductions of up to 10 per centum in grazing allotments are effective when so designated by the Secretary; suspending proposed reductions in excess of 10 per centum pending final action on appeals; and requiring final action on appeals to be completed within 2 years of filing of the appeal were contained in the following appropriation acts:

- Pub. L. 102-381, title I, Oct. 5, 1992, 106 Stat. 1378.
- Pub. L. 102-154, title I, Nov. 13, 1991, 105 Stat. 993.
- Pub. L. 101-512, title I, Nov. 5, 1990, 104 Stat. 1917.
- Pub. L. 101-121, title I, Oct. 23, 1989, 103 Stat. 704.
- Pub. L. 100-446, title I, Sept. 27, 1988, 102 Stat. 1776.
- Pub. L. 100-202, §101(g) [title I], Dec. 22, 1987, 101 Stat. 1329-213, 1329-216.
- Pub. L. 99-500, §101(h) [title I], Oct. 18, 1986, 100 Stat. 1783-242, 1783-245, and Pub. L. 99-591, §101(h) [title I], Oct. 30, 1986, 100 Stat. 3341-242, 3341-245.
- Pub. L. 99-190, §101(d) [title I], Dec. 19, 1985, 99 Stat. 1224, 1226.
- Pub. L. 98-473, title I, §101(c) [title I], Oct. 12, 1984, 98 Stat. 1837, 1840.
- Pub. L. 98-146, title I, Nov. 4, 1983, 97 Stat. 921.
- Pub. L. 97-394, title I, Dec. 30, 1982, 96 Stat. 1968.
- Pub. L. 97-100, title I, Dec. 23, 1981, 95 Stat. 1393.
- Pub. L. 96-514, title I, Dec. 12, 1980, 94 Stat. 2959.
- Pub. L. 96-126, title I, Nov. 27, 1979, 93 Stat. 956.

### § 1753. Grazing advisory boards

#### (a) Establishment; maintenance

For each Bureau district office and National Forest headquarters office in the sixteen contiguous Western States having jurisdiction over more than five hundred thousand acres of lands subject to commercial livestock grazing (hereinafter in this section referred to as “office”), the Secretary and the Secretary of Agriculture, upon the petition of a simple majority of the

livestock lessees and permittees under the jurisdiction of such office, shall establish and maintain at least one grazing advisory board of not more than fifteen advisers.

#### (b) Functions

The function of grazing advisory boards established pursuant to this section shall be to offer advice and make recommendations to the head of the office involved concerning the development of allotment management plans and the utilization of range-betterment funds.

#### (c) Appointment and terms of members

The number of advisers on each board and the number of years an adviser may serve shall be determined by the Secretary concerned in his discretion. Each board shall consist of livestock representatives who shall be lessees or permittees in the area administered by the office concerned and shall be chosen by the lessees and permittees in the area through an election prescribed by the Secretary concerned.

#### (d) Meetings

Each grazing advisory board shall meet at least once annually.

#### (e) Federal Advisory Committee Act applicability

Except as may be otherwise provided by this section, the provisions of the Federal Advisory Committee Act (86 Stat. 770) shall apply to grazing advisory boards.

#### (f) Expiration date

The provisions of this section shall expire December 31, 1985.

(Pub. L. 94-579, title IV, §403, Oct. 21, 1976, 90 Stat. 2775; Pub. L. 95-514, §10, Oct. 25, 1978, 92 Stat. 1808.)

#### REFERENCES IN TEXT

The Federal Advisory Committee Act, referred to in subsec. (e), is Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, as amended, which is set out in the Appendix to Title 5, Government Organization and Employees.

#### AMENDMENTS

1978—Subsec. (a). Pub. L. 95-514 substituted “sixteen contiguous Western States” for “eleven contiguous Western States”.

### SUBCHAPTER V—RIGHTS-OF-WAY

### § 1761. Grant, issue, or renewal of rights-of-way

#### (a) Authorized purposes

The Secretary, with respect to the public lands (including public lands, as defined in section 1702(e) of this title, which are reserved from entry pursuant to section 24 of the Federal Power Act (16 U.S.C. 818)) and, the Secretary of Agriculture, with respect to lands within the National Forest System (except in each case land designated as wilderness), are authorized to grant, issue, or renew rights-of-way over, upon, under, or through such lands for—

(1) reservoirs, canals, ditches, flumes, laterals, pipes, pipelines, tunnels, and other facilities and systems for the impoundment, storage, transportation, or distribution of water;

(2) pipelines and other systems for the transportation or distribution of liquids and gases,