

Amendment #1\*

**Amendment to H.R. 4166  
Offered by Mr. McClintock**

Page 3, line 5, insert “economic, recreational,” after “historic”.

Page 3, beginning on line 14, strike “to the Secretary, without consideration,”.

Page 4, after line 8, insert the following:

“(a) ESTABLISHMENT.—Subject to valid existing rights, there is established the Lake Berryessa Recreational Area, the boundaries of which are described in subsection (c). In administering the Recreation Area, the Secretary shall not —

- (1) diminish the levels of day-use occupancy, short-term occupancy and annual occupancy as set forth in the recreational use plan adopted by the Bureau of Reclamation on June 2, 2006, for the Recreation Area;
- (2) diminish motorized boating or alter the ‘Water Surface Zoning and Restrictions’ developed under Action 17 of the 1993 Recreation Area Management Plan Record of Decision and continued in the recreational use plan adopted by the Bureau of Reclamation on June 2, 2006, for the Recreation Area;
- (3) close trails or limit recreational hiking and equine access to trails on lands in the Recreation Area; and
- (4) negatively impact hunting, fishing, shooting sports, or trapping on the lands and waters within the boundaries of the Recreation Area.”.

Page 4, line 9, strike “(a) IN GENERAL” and insert “(b) TRANSFER OF ADMINISTRATIVE JURISDICTION”.

Page 4, line 10, strike “(b)” and insert (c), including any improvements thereon,”.

Page 4, line 12, strike “as the Lake Berryessa” and insert “of the”.

Page 4, line 14, strike “(b)” and insert “(c)”.

Page 4, strike lines 15 through 18 and insert “subsection (a) is the approximately 30,221 acres of land administered by the Bureau of Reclamation that is underlying or adjacent to Lake Berryessa and identified as ‘Lake Berryessa Reclamation Lands Solono Project’ on the map dated September 15, 2014.”.

Page 4, line 23, strike “483” and insert “493”.

Page 6, line 8, insert “, including those” after “Act”.

Page 6, line 12, strike the period and insert a semicolon.

Page 6, after line 12, insert the following:

“(3) lodging facilities located in the Recreation Area;

“(4) food and beverage services located in the Recreation Area; and

“(5) boating and boat rental facilities located in the Recreation Area.”.

Page 6, beginning on line 13, strike subsection (e) and insert instead:

“(e) ADOPTION OF RECREATIONAL USE PLAN.—To manage the Recreation Area, the Secretary shall adopt and use the recreational use plan adopted by the Bureau of Reclamation on June 2, 2006, for the Recreational Area. The adoption of this plan shall not constitute a major federal action for the purposes of the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.). This action is not subject to judicial review.”.

Page 6, beginning on line 23, strike “any public land of the Bureau of Land Management” and insert “the Recreation Area”.

Page 7, beginning on line 1, strike “Until the date on which the Secretary develops a management plan, the” and insert “The”.

Page 7, insert after line 5:

“(4) CONTINUATION OF AGREEMENTS.—Facilities and services provided in the Recreation Area under existing concession agreements or contracts or recreation lease agreements with the Bureau of Reclamation, including agreements for campgrounds and marinas, shall continue to be in effect pursuant to the terms and conditions of each agreement.”.

Page 8, strike lines 11-23 and conform the table of contents accordingly.