

Appendix I – Laws, Regulations, and Policies

Applicable laws, regulations, policies, and Executive orders, as well as Forest Service manual (FSM) and handbook (FSH) guidance, memoranda of understanding, conservation strategies, and programmatic agreements, are listed here by resource area. For more information on these, Land Management Plan direction, and other guidance, see the individual resource specialist reports. The relevant documents are available on the Forest Service website (<http://www.fs.fed.us/publications/>) and from Forest Service offices.

All

- Organic Administration Act of 1897 (at 16 U.S.C. 475, 551)
- Multiple-Use Sustained-Yield Act of 1960 (16 U.S.C. 528-531)
- National Environmental Policy Act of 1969 (16 U.S.C. 4321 et seq.)
- Forest and Rangeland Renewable Resources Planning Act of 1974, as amended by the National Forest Management Act of 1976 (16 U.S.C. 1600-1614, 472a)
- 40 CFR 1500 Council on Environmental Quality (1978, as amended in 1986 and 2005)

Watershed and Soils

- Organic Administration Act of 1897
- Weeks Law of 1911
- Knutson-Vandenberg Act of 1930
- Bankhead-Jones Farm Tenant Act of July 22, 1937
- Federal-State Cooperation for Soil Conservation Act of December 22, 1944
- Anderson-Mansfield Reforestation and Revegetation Joint Resolution Act of 1949
- Granger-Thye Act of 1950
- Watershed Protection and Flood Prevention Act of August 4, 1954
- Sikes Act (Fish and Wildlife Conservation) of September 15, 1960
- Joint Surveys of Watershed Areas Act of September 5, 1962
- Land and Water Conservation Fund Act of September 3, 1964
- Federal Water Project Recreation Act of July 9, 1965
- Water Resources Planning Act of July 22, 1965
- Water Quality Improvement Act of April 3, 1970
- Clean Water Act of 1948 (as amended in 1972 (Federal Water Pollution Control Act) and 1987)
- Federal Land Policy and Management Act of October 21, 1976
- Surface Mining Control and Reclamation Act of August 3, 1977

- Soil and Water Resources Conservation Act of November 18, 1977
- Safe Drinking Water Amendments of November 18, 1977
- Emergency Flood Prevention (Agricultural Credit Act) Act of August 4, 1978
- North American Wetland Conservation Act of 1989
- 33 CFR 323 Permits for Discharges of Dredged or Fill Material into Waters of the United States
- 40 CFR 121-135 Water Programs
- Executive Order 11988 Floodplain Management, 1977
- Executive Order 11990 Protection of Wetlands, 1977
- FSM 2500 – Watershed and Air Management
- FSH 2500 – Watershed and Air Management

Vegetation

- Weeks Law of 1911, as amended (at 16 U.S.C. 515, 552)
- Knutson-Vandenberg Act of 1930 (16 U.S.C. at 576b)
- Anderson-Mansfield Reforestation and Revegetation Joint Resolution Act of 1949 (at 16 U.S.C. 581j and 581 j (note))
- Granger-Thye Act of 1950 (16 U.S.C. at 580g-h)
- Surface Resources Act of 1955 (30 U.S.C. 611-614)
- Healthy Forests Restoration Act of 2003 (16 U.S.C. at 1611-6591)
- Stewardship End Result Contracting Projects (16 U.S.C. 2104 (note))
- Tribal Forest Protection Act of 2004 (P.L. 108-278, 118 Stat. 868; 25 U.S.C. 3115a)
- Omnibus Public Land Management Act of 2009 (Title IV – Forest Landscape Restoration of PL 111-11)
- Collaborative Forest Landscape Restoration Act of 2009
- National Forest Resource Management: Forest Service Manual (FSM) 2000—Chapter 2020—Ecological Restoration and Resilience
- Silvicultural Practices Handbook (FSH 2409.17), Silvicultural Examination and Prescription Handbook (FSH 2409.26d)

Fire Ecology

- Federal Wildland Fire Policy of 1995 (Updated in 2001)
- Guidance for Implementation of Federal Wildland Fire Management Policy, February 2009
- Federal Land Assistance, Management and Enhancement Act of 2009
- FSM 5100

Air Quality

- Clean Air Act, as amended 1977 and 1990
- 40 CFR 51 300-308 Federal Regional Haze Rule
- National Ambient Air Quality Standards (NAAQS)

Terrestrial Wildlife and Plants

- Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.), as amended
- Bald and Golden Eagle Protection Act of 1940, as amended
- Migratory Bird Treaty Act of 1918 (as amended)
- Executive Order 13186 (migratory birds)
- FSM and FSH, Chapters 2620 and 2670
- FSM Chapter 2070, Regional Native Plant Policies

Aquatic Species and Habitat

- National Forest Management Act of 1976
- Endangered Species Act of 1973
- Clean Water Act of 1948 (as amended in 1972 (Federal Water Pollution Control Act) and 1987)
- FSM 2600 re: fish and wildlife management
- FSH 2600 re: fish and wildlife management
- Executive Order 12898 Environmental Justice, February 11, 1994
- Executive Order 13112 Invasive Species, February 3, 1999

Noxious or Invasive Weeds

- Environmental Justice, Executive Order 12898 of February 11, 1994
- Invasive Species, Executive Order 13112 of February 3, 1999, and amendment Executive Order 13751 of December 2016, Safeguarding the Nation from the Impacts of Invasive Species
- FSM 2370 (Special Recreation Designations), Part 2672 (Areas Designated Administratively) (RNAs and Botanical Areas) and Forest Service Manual, FSM 2372, 2372. 01, 2372. 02 and 2372. 05
- FSM 2620, 2630, 2670, 2672 re: sensitive species
- FSMs 2900 and 2150 and Regional Supplement No. 2100-98-1, re: noxious weed control
- FSMs 2080 and 2150 and Regional Supplement No. 2100-98-1 re: noxious weed management

Heritage Resources/Tribal Interests

- National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), and its implementing regulation 36 CFR 800

- Indian Financing Act of 1974
- Cooperative Funds and Deposits Act of 1975
- Forest and Rangeland Renewable Resources Research Act of 1978
- Archaeological Resources Protection Act of 1979, as amended (16 U.S.C. 470aa et seq.), as implemented by 36 CFR part 296
- American Indian Religious Freedom Act
- Federal Technology Transfer Act of 1986
- Native American Graves Protection and Repatriation Act of 1990, as amended (25 U.S.C. 3001), as implemented by 43 CFR Part 10, Subpart B—Human Remains, Funerary Objects, Sacred Objects, or Objects of Cultural Patrimony from Federal or Tribal Lands
- Department of Interior, Environment, and Related Agencies Appropriations Act of 1992
- The Religious Freedom Restoration Act of 1993
- Tribal Forest Protection Act of 2004
- Culture and Heritage Cooperative Authority of 2008
- Wyden Amendment (Public Law 109-54, Section 434)
- Executive Orders 11593 (Protection of the Cultural Environment), 13007 (Indian Sacred Sites), 13175 (Tribal Consultations), and 13287 (Preserve America).
- Programmatic Agreement between the Southwestern Region of the Forest Service; the Arizona, New Mexico, Texas, and Oklahoma State Historic Preservation Offices; and the Advisory Council on Historic Preservation (USDA Forest Service 2003)
- FSM 2300, Chapter 2360, Heritage Program Management

Recreation and Scenery

- National Forest Roads and Trails Act of 1964
- Wilderness Act of 1964
- Wild and Scenic Rivers Act of 1968
- National Trails System Act of 1968 (16 U.S.C. 1241)
- Environmental Quality Act of 1970
- The Forest and Rangeland Renewable Resources Planning Act of 1974
- Federal Cave Resources Protection Act of 1988 (16 U.S.C. 4301–4309)
- FSH 1909.13.13a, Chapter 10 re: the Scenery Management System
- FSH 1909.13.2.3; FSM 2380.61 re: landscape aesthetics guidance
- FSM 2310 re: use of recreation opportunity spectrum
- FSM 2350 re: trail, river, and similar recreation opportunities
- FSM 2370 re: special recreation designations

- FSM 2380 re: managing landscape aesthetics and scenery

Socioeconomics

- Civil Rights Act of 1964
- Environmental Justice, Executive Order 12898 of February 11, 1994

Lands and Minerals

- Act of 1866, General Mining Law
- An Act to Repeal Timber-Culture Laws, 1891
- Occupancy Permits Act (March 4, 1915)
- The Act of March 4, 1915, as amended July 28, 1956, (16 U.S.C. 497) authorizes term permits for structures or facilities on National Forest System land
- Bankhead-Jones Farm Tenant Act of 1937, Section 31-33
- Highway Act of August 27, 1958, (23 U.S.C. 317), supplemented by the Act of October 15, 1966 (49 U.S.C. 1651)
- Land and Water Conservation Fund Act of September 3, 1964
- National Forest Roads and Trails Act 1964
- Telecommunications Act of 1996 (Public Law 104-104)
- The Act of November 16, 1973, (30 U.S.C. 185) authorizes the Forest Service to issue authorizations for oil and gas pipelines and related facilities
- Mineral Leasing Act of 1920, as amended on November 16, 1973 (30 U.S.C. 185(1))
- Oil and Gas Pipeline amendment to the Mineral Leasing Act, Section 28
- Term Permit Act of March 4, 1915, amended July 28, 1956
- Federal Land Policy and Management Act of 1976
- National Forest Townsite Act of July 31, 1958 (72 Stat. 483; 7 U.S.C. 1012a; 16 U.S.C. 478a) as amended by Section 213 of the Federal Land Policy and Management Act of 1976 (90 Stat. 2760)
- Alaska National Interest Lands Conservation Act, 1980
- Small Tracts Act of January 12, 1983 (96 Stat. 2535; 16 U.S.C. 521c-i)
- Water Conveyance Act of 1986
- Colorado Ditch Act of 1986 (Federal Land Policy and Management Act amendment)
- Telecommunications Act of 1996 (Public Law 104-104)
- Forest Service Facilities Realignment Act of 2005 (119 Stat. 559-563; 16 U.S.C. 580d, as amended).
- Energy Policy Act of 2005

- Executive Order 11990 (Wetlands) and Executive Order 11988 (Floodplains)
- Forest Service Handbook 2709.11 Special Uses Management
- Forest Service Manual 2700 Special Uses Management

Range

- Forest and Rangeland Renewable Resources Planning Act of 1974
- Federal Land Policy and Management Act of 1976
- National Forest Management Act of 1976
- 36 CFR 222: Subpart A – Grazing and Livestock Use on the National Forest System, Subpart B – Management of Wild Free-roaming Horses and Burros, and Subpart C – Grazing Fees
- Forest Service Manual 2200 – Range Management
- Forest Service Handbook 2209.13 – Grazing Permit Administration Handbook

Transportation

- National Forest Roads and Trails Act of October 13, 1964, as amended (16 U.S.C. 532-538)
- Highway Safety Act of 1966 (23 U.S.C. 402)
- Organic Administration Act of 1897 (16 U.S.C. 551)
- Revegetation – Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1601, Pub. L. 93-378) as amended by the National Forest Management Act of 1976 (16 U.S.C. 1608, Pub. L. 94-588).
- Title 36, Code of Federal Regulations, Part 212 (36 CFR 212) re: administration of the forest transportation system
- Travel Management (36 CFR Part 212, Subpart A)
- Prohibitions (36 CFR Part 261, Subpart A) re: prohibitions on forest transportation system roads
- Sale and Disposal of National Forest System Timber (36 CFR Part 223 Subpart B) re: revegetation of temporary roads
- Forest Service Manual 7700 – Transportation System