

Intergovernmental Executive Committee

June 28, 2021 2:00p.m. PDT

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Intergovernmental Executive Committee

Agenda

June 28, 2021 at 2:00 PM PDT

Virtual Meeting

This meeting will be held virtually pursuant to NRS241.023 and State of Nevada Declaration of Emergency Directive 006. In-person attendance is not available at this time.

Join the meeting online: <https://mantech.zoomgov.com/j/1606077097>

Call in by phone: 1-669-254-5252

Webinar ID: 160 607 7097

Pursuant to NRS 241.020, the Agenda for this meeting has been posted at the following locations: State of Nevada Website (<https://notice.nv.gov/>), the FRTC Modernization website (www.frtcmodernization.com/IEC), the Clearinghouse website (<http://clearinghouse.nv.gov/>) and the Churchill County Administration Building (155 Taylor St., Fallon, NV 89406).

Please Note:

- Public Comment will be limited to three (3) minutes per person. The Committee reserves the right to reduce the time or limit the total time allowed for public comment.
- Times listed for all items are estimates.
- Items on the agenda may be taken out of order, combined, removed or delay discussion at the discretion of the Committee.
- Documentation and supporting agenda items are available on the FRTC website at www.FRTCmodernization.com/IEC.

1. Call to Order
2. Welcome and Committee Member Introductions
3. Verification of Agenda Posting
4. Approval of Agenda
5. Public Comment – Three minutes maximum per person. Action will not be taken on the matters considered during this period until specifically included on an agenda as an item.

6. Old Business
7. Approve of meeting minutes from April 20, 2021
8. For Possible Action: Discussion of IEC Charter
9. For Possible Action: Discussion of IEC Memorandum of Understanding
10. Navy Presentation and Discussion
11. Call for Agenda Items for Next IEC Meeting
 - a. Process of agenda request and when they are due.
12. Scheduling of Next IEC Meeting
13. Public Comment – Three minutes maximum per person. Action will not be taken on the matters considered during this period until specifically included on an agenda as an item.
14. Adjourn

Participation Forms that have been received:

Bureau of Land Management

Department of Conservation and Natural Resources

Walker River Paiute Tribe

Churchill County

Nye County

Navy

Duckwater Shoshone Tribe

Washoe Tribe of Nevada and California

Fort McDermitt Paiute Shoshone Tribe

Summit Lake Paiute Tribe

Intergovernmental Executive Committee

Meeting Minutes

April 20, 2021 at 4:00 PM PDT

Virtual Meeting

This meeting will be held virtually pursuant to NRS241.023 and State of Nevada Declaration of Emergency Directive 006. In-person attendance is not available at this time.

Join the meeting online: <https://mantech.zoomgov.com/j/1619432335>

Call in by phone: 1-669-254-5252

Webinar ID: 161 943 2335

Pursuant to NRS 241.020, the Agenda for this meeting has been posted at the following locations: State of Nevada Website (<https://notice.nv.gov/>), the FRTC Modernization website (www.frtcmodernization.com/IEC), the Clearinghouse website (<http://clearinghouse.nv.gov/>) and the Churchill County Administration Building (155 Taylor St., Fallon, NV 89406).

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Elected positions:

- Chair – Amber Torres (Walker River Paiute Tribe)
- Vice-Chair – Pete Olsen (Churchill County)

Member in attendance:

- Navy – Captain Evan Morrison (Commanding Officer), Rob Rule (Community Plans and Liaisons Officer), Toni Burton (Tribal Coordinator)
- BLM –Jon Raby (Nevada State Bureau of Land Management Director)
- NDOW – Matt Maples (Habitat Biologist)
- DCNR – Brad Crowell (Director) and Dominique Etchegoyhen (Deputy Director)
- Churchill County – Pete Olsen (Churchill County Commissioner)

- Lyon County – Vida Keller (Lyon County Commissioner)
- Mineral County – Christine Hoferer (Mineral County Commissioner)
- Pershing County – Carol Shank (Pershing County Commissioner)
- Nye County – N/A
- Fallon Paiute-Shoshone Tribe – Yvonne Mori (Vice Chair – Acting Tribal Chair)
- Walker River Paiute Tribe – Amber Torres (Chairman)
- Yomba Shoshone Tribe – N/A
- Pyramid Lake Paiute Tribe – N/A
- Lovelock Paiute Tribe – N/A
- Duckwater Shoshone Tribe – N/A
- Battle Mountain Band Te-Moak Tribe of Western Shoshone – N/A
- Elko Band Council Te-Moak Tribe of Western Shoshone – N/A
- Fort McDermitt Paiute and Shoshone Tribes – N/A
- Reno-Sparks Indian Colony – Arlan Melendez (Chairman)
- South Fork Band Council Te-Moak Tribe of Western Shoshone – N/A
- Washoe Tribe of Nevada and California – N/A
- Wells Band Council Te-Moak Tribe of Western Shoshone – N/A
- Winnemucca Indian Colony of Nevada – N/A
- Summit Lake Paiute Tribe – N/A
- Te-Moak Tribe of Western Shoshone – N/A
- Yerington Paiute Tribe – N/A

Call to Order

- Rob Rule, NASF Community Plans and Liaison Officer called meeting to order at 4:02 PM

Approve of meeting minutes – None

- There are no previous meeting minutes.

Verification of Agenda Posting

- The Agenda for this meeting was posted in accordance to NRS 241.020.

Approval of Agenda

- Pete Olsen (Churchill County Commissioner) proposed **For Possible Action: Discussion of IEC Charter** be moved before **For Possible Action: Elections – Chair and Vice-chair**. Motioned by Pete Olsen, Vida Keller (Lyon County Commissioner) seconded.

Nevada Open Meeting Law Discussion

- Rob Rule led the conversation on the Nevada Open Meeting Law, which will follow NRS code 241. This will provide transparency, familiarity, clarity and encourage dialogue on issues.

Welcome and Committee Member Introductions

- Captain Evan Morrison (Commanding Officer of NASF) welcomed everyone and provided opening statements.
- Tribal Elder Mr. Ashley George of the Fallon Paiute Shoshone Tribe opened the meeting with a blessing.
- Captain Evan Morrison went through introductions. Each organization introduced who was representing their organization. The list of attendees/absentees are listed above on Page 1.

Public Comment – Three minutes maximum per person. Action will not be taken on the matters considered during this period until specifically included on an agenda as an item.

- Rob Rule introduced Allison Turner (Moderator) who then guided everyone through the public comment period. Comments were kept to a strict 3 minutes per person. The following are comments that were received during this public comment period:
 - Jake Tibbitts stated the desire for Eureka County to be a member of the IEC due to their extensive involvement with the FRTC Modernization
 - Jim Barbee asked if there were any congressional staff present at the meeting tonight
 - Mervin Wright stated there was concern from the Pyramid Lake Tribe about noise and overflight from military aircraft
 - Connie Howard from Sierra Club expressed concern the committee had enough tribal representation to have a quorum to vote on issues

For Possible Action: Discussion of IEC Charter

- Rob Rule initiated the conversation about what the IEC Charter is and a few of the main comments the committee submitted.
 - The purpose of the Charter is to be the underlying document governing how the committee conducts business.
 - It was asked what the role of the Navy will be within this committee. Captain Evan Morrison responded with explaining the Navy would provide administrative support to the IEC, but he would be segregated from the administrative support and he would serve as another committee member.
- The main comment received from the committee on the Charter was what areas/locations we are going to discuss within the IEC – current ranges, future ranges, airspace and/or interconnected ideas.
 - Many members of the committee were in agreement to discuss all topics – current, future ranges, airspace and interconnected ideas.
- The committee members recommended a Version 2 of the IEC Charter to be distributed by a consensus vote.

For Possible Action: Elections – Chair and Vice-chair

- Nominations for Chair included Brad Crowell or Dominique Etchegoyhen (Nevada Department of Conservation and Natural Resources), Captain Evan Morrison (Navy), Jon Raby (BLM), Chairman Amber Torres (Walker River Paiute Tribe), Mervin Wright Jr. (Pyramid Lake Paiute Tribe), and Commissioner Pete Olsen (Churchill County).

- Nominations for Vice Chair included Jon Raby (BLM), Chairman Amber Torres (Walker River Paiute Tribe), and Commissioner Pete Olsen (Churchill County).
- Amber Torres (Walker River Paiute Tribe) was elected as Chair of the IEC with 5 votes.
- Pete Olsen was elected as Vice Chair of the IEC with 7 votes.

Scope of IEC – Why are we here? Who are the members? What do we talk about?

- The committee discussed the mechanics of who, what, when, where and why in regards to the IEC.
 - Who – The IEC members were named in the 2021 National Defense Authorization Act (NDAA). No hierarchy exists and this forum is a roundtable discussion among the committee members.
 - What – This committee is advisory and will facilitate discussion on natural and cultural resources on the FRTC.
 - When – The NDAA was signed in the beginning of January.
 - Where – The location of the IEC meetings will rotate once in person meetings are allowed, but these meetings will always have a virtual aspect.
 - Why – Congress recognized the importance of the FRTC expansion to national defense and directed the Navy to continue dialogue with all stakeholders.
- The committee initiated discussion again on what areas/locations that are intended to be discussed within the IEC – current ranges, future ranges, airspace and/or interconnected ideas.
 - The committee passed a motion for the scope of discussion to include current withdrawal, future expansion, airspace, and interconnected ideas in a 9 to 1 vote.
- Post COVID restrictions, members agreed to rotate the location of the IEC meeting. A virtual aspect will always be available. Pete Olsen offered the use of the Churchill County Chambers for up-coming in-person meetings once past COVID restrictions.
- Committee passed a motion by consensus for a quorum to be constituted as “members present” and that language should be reflected in the charter/MOU.
- Committee passed a motion that each organization will designate a primary and alternate member in writing to the committee in a 10 to 0 vote. The primary and alternate would be allowed to attend the meetings, but each organization would retain only one vote during matters that require a vote.

For Possible Action: Discussion of IEC Memorandum of Understanding

- Rob Rule initiated the conversation about what the IEC MOU purpose would be. A few of the main concerns were submitted by the committee members, as follows:
 - One comment, that was widely received, was who could serve as a committee member.
 - The committee decided upon the process to add new members to the IEC would include a letter addressed to the committee Chair expressing their desire to participate given that organization’s connecting issues with the ranges. The committee voted in favor of the IEC participation request process.
 - Another comment that was widely received was the inconsistencies between the MOU and the Charter.
 - The language within the draft charter and MOU need to be aligned. The Navy committed to distributing another version by the end of the month, April 30th.

The members were requested to submit comments back to the administrative staff by May 28th.

Discussion on Committee Priorities

- What is the purpose of this committee? This question was a common theme that the committee members continued to initiate. The committee would be required to develop and adopt a process in organizing and guiding the discussion at each IEC meeting for greater efficiency.
 - Captain Morrison volunteered to offer a presentation on the Navy's current overview of the Navy expansion plans.

Call for Agenda Items for Next IEC Meeting

- Committee decided to review the Charter and the MOU during the next meeting and to include the Navy presentation.
- Committee members were requested to submit any items they would like to discuss during the next meeting by June 14th to the IEC administration.

Scheduling of Next IEC Meeting

- The next IEC meeting will be held within the window of June 28th through July 2nd. A doodle poll will be sent out for the members to vote upon, regarding the preferred date and time that works best for them. The committee members suggested that the meeting could be held a little earlier in the day.
- The next meeting will be tentatively held on Zoom, but with the possibility of in-person meeting.

Public Comment – Three minutes maximum per person. Action will not be taken on the matters considered during this period until specifically included on an agenda as an item.

- Comments were kept to a strict 3 minutes per person. The following are comments that were received during this public comment period:
 - A question was posed in asking who seconded the nomination of Chair and Vice-Chair.
 - IEC administration will respond to that question during the next meeting.

Adjourn

- Closing comments
- Adjournment at 6:47 PM

Intergovernmental Executive Committee Charter

COMMITTEE PURPOSE, BACKGROUND, AND OBJECTIVES

Purpose: This Charter establishes the Fallon Range Training Complex (FRTC) Intergovernmental Executive Committee (IEC), pursuant to the Record of Decision for the FRTC Modernization and in compliance with the National Defense Authorization Act for Fiscal Year 2021, for the purpose of facilitating government to government and intergovernmental coordination, the exchange of views, information, and advice in matters regarding the management natural, ~~and~~ cultural ~~resources, as~~ and recreational resources, as well as other concerns, within the existing and potentially expanded FRTC land area and airspace.

Background: The Navy has requested additional lands to maximize training as possible. Over the course of the Environmental Impact Statement (EIS) process, stakeholders, including federal, state, and local governments, Nevada's Native American Tribes, non-governmental organizations (NGO) and the public at large, demonstrated interests regarding the existing FRTC land area, the potentially expanded FRTC land area, as well as airspace. Given the keen interest of stakeholders, and the need for increased government to government and intergovernmental coordination, the Navy included the need for the IEC in the Record of Decision. The IEC was mandated by Congress by the 2021 National Defense Authorization Act (NDAA).

Objectives:

- Create a forum to serve as an exchange of information and to facilitate coordination pertaining to the management of natural, ~~and~~ cultural, ~~and~~ recreational resources, as well as other concerns.
- Work to identify, promote protection, minimize potential impacts, and appropriately manage the natural, ~~and~~ cultural, ~~and~~ recreational resources within the existing and potentially expanded boundaries of the FRTC.
- Balance the best stewardship practices and the continuing military readiness activities on the FRTC to provide flexible, realistic, and effective training for U.S. and allied defense forces.
- Integrate the variety of expertise from all members into a comprehensive approach to collaboratively evaluate management practices in sustaining the natural, ~~and~~ cultural, ~~and~~ recreational resources within the FRTC.
- Enhance and promote public awareness, appreciation, and responsible use of the FRTC, and build public trust on our ability to effectively manage the land, resource and airspace issues.
- Ensure any FRTC expansion is responsive to the needs and concerns of all stakeholders.
- Demonstrate the effective use of public funds and agency resources by collaborative management, streamlining procedures, integration of planning tools, and eliminating duplication of operations.
- Absorb positive attributes of public interest groups who participate in periodic meetings with the Intergovernmental Executive Committee as a means toward welcoming the public into a forum for two-way dialogue with interest groups and the public at large.
- To the extent possible, the meetings of the Intergovernmental Executive Committee shall be open to the public and meeting materials will be made available to the public according to Nevada's open meeting law.

Commented [DE1]: Given the potential impacts to hunting, OHV use, rockhounding, ghost town exploring, dark sky watching, geocaching, overlanding, hiking, camping, backpacking, mountain biking, horseback riding, and other outdoor oriented recreation and tourism, we believe it is important to expressly include "recreation" as one of the resources to be specifically addressed.

Commented [SRMC(2R1)]: IEC please advise. NDAA language called out specifically cultural and natural resources.

Commented [SRMC(3)]: From NDOW:
"The Charter's objectives are not clearly tangible or measurable. We recommend, through the IEC, identifying and stating short and long-term desired outcomes that provide clear direction and purpose for the IEC. While we appreciate the formation of a forum to share information and ideas, we also recommend the Charter clarify how the IEC can work to resolve outstanding issues pertaining to the FRTC Modernization. We appreciate much of the language currently in the list of objectives, but would offer these may be better served as strategies that help achieve objectives."

- Facilitate information exchange and coordinate the needs of the stakeholders to safely access portions of the FRTC for natural, ~~and~~ cultural, and recreational resource needs.

SCOPE

The scope of this charter is intended to facilitate dialogue, exchange of information, and obtain ideas from stakeholders regarding the management of the ranges within the existing and potentially expanded land area and airspace boundaries of the FRTC. Specifically, this forum is not a decision making entity but will foster and receive ideas on the management of natural, ~~and~~ cultural, and recreational resources, as well as other concerns, within the public land withdrawal area and associated airspace. The large number of stakeholders in northern Nevada necessitates a collaborative effort in accessing subject matter experts within federal, state, and local government entities, Native American Tribes, and non-governmental organizations.

ORGANIZATION / ROLES AND RESPONSIBILITIES

IEC Organization:

- Create a multi-disciplinary forum representing federal, state, local and Tribal governments, as well as non-governmental organizations.
- Rotate the Chair and Vice-Chair biennially
- Assign an IEC Coordinator to organize agendas, coordinate meetings, forward invitations, provide presentations, and draft meeting minutes for distribution.
- Assign IEC Liaisons to ensure members/entities are getting all meeting material and coordinate exchange of requested information.
- Conduct meetings within this charter's Objectives and Scope.
- Meet no fewer than three times each calendar year.
- A "quorum" is to be defined as "the members who are present during each meeting."
- To the extent possible, the meetings of the Intergovernmental Executive Committee shall be open to the public and meeting materials will be made available to the public according to Nevada's open meeting law.

Roles:

The stakeholders and interested parties possess specific skillsets and expertise valuable in assisting the Navy toward effective management practices. Some of the entities are listed below with their respective mission statements. These groups/agencies are expected to participate, but participation is not limited to those indicated below. Any entity that wishes to be included in the IEC that was not named by the NDAA, must submit a letter to the Committee containing the reason as to why they would like to enter into the IEC. [The letter will come before the Committee during the following meeting that is scheduled, and new members may be approved by the Committee. If any entity wishes to not be a part of the IEC, they are asked to submit a letter to the Committee containing the reason as to why they wish to not be involved. This will stand as a record for the Committee.]

Navy – possesses ultimate authority and responsibility for the management of land and interest in the land within the FRTC for the purpose of conducting military operations in support of National Security objectives under Public Law 116-283, 3 Jan 2020, Title XXVIII, Subtitle E, Sec. 2844.

Commented [SC4]: Does the NDAA allow for additional members to be added to the IEC? Would the IEC allow new voting members or new non-voting members or both?

Commented [SRMC(5R4): Yes. As was voted upon during the April 20th 2021 meeting, new members will be allowed to be added to the IEC after letter has been received. This was voted upon by the members that were present during the April 20th meeting. The IEC would allow for new voting members to be added. Example is Eureka County.

Bureau of Land Management (BLM) – has oversight responsibilities regarding the management of the FRTC under the Federal Land Policy and Management Act (FLPMA).

Commented [SRMC(6): From Fallon Paiute Shoshone Tribe:
“DOI has included BLM and US Fish and Wildlife, but the DOI agency with the most thorough familiarity and understanding of tribal issues is the Bureau of Indian Affairs (BIA). We proposed that BIA be included as a member of the Committee.”

Nevada Department of Conservation and Natural Resources (NDCNR) – has primary jurisdiction to protect, manage, and enhance Nevada’s natural, cultural, and recreational resources, comprising the following 8 divisions and 3 stand-alone programs: Nevada Division of Environmental Protection, Nevada Division of Forestry, Nevada Division of Natural Heritage, Nevada Division of Outdoor Recreation, Nevada Division of State Lands, Nevada Division of State Parks, Nevada Division of Water Resources, Nevada Office of Historic Preservation, Nevada Conservation Districts Program, Nevada Off-Highway Vehicles Program, and Nevada Sagebrush Ecosystem Program.

Nevada Department of Wildlife (NDOW) – has the responsibility to protect, conserve, manage and restore wildlife and its habitat for the aesthetic, scientific educational, recreational and economic benefits to citizens of Nevada and the United States, except preempted by federal law.

County Governments – county governments provide a host of critical governmental services to its citizens and Navy alike. Counties also have special expertise, and knowledge of local customs, cultures, and economies. County governments who have been identified in legislation are: Churchill, Lyon, Mineral, Nye and Pershing. Eureka and Lander were not included in the legislation; however, committee members should expect their interest and subsequent participation.

Native American Tribes within Nevada – preserve and protect the Indian cultural values and heritage; secure and promote the general welfare and education of their individual tribal members and their full employment and exercise of all the privileges of citizenship in the United States; and enlighten the public with respect to tribal affairs and promote a better understanding between each tribe and their fellow citizens of the State of Nevada and of the United States.

Commented [SRMC(7): From Fallon Paiute Shoshone Tribe:
“The tribes are federally recognized, sovereign Indian tribes possessing inherent authority for self-government. Each Tribe has its own constitution and laws through which it elects its representatives. The United States, including the Navy and BLM, owes a fiduciary duty to the Tribes, and the Tribes possess statutory rights under the National Historic Preservation Act and other laws applicable to FRTC operations. The tribes participate to represent the interests of their members, which include tribal members’ general health and well-being, as well as limiting impacts of base operations, mitigating past harms, and preserving, protecting, and restoring cultural resources and values.”

Senate and Congressional staffs – support and advocate the Nevada public and U.S. national interests.

Responsibilities:

IEC – General

- Determine a schedule to meet with committee members regularly and track progress on outstanding actions.
- Provide updated presentations regarding the management of natural, ~~and~~ cultural, and recreational resources.
- Create major milestones and realistic time-lines for actions between various milestones.
- Develop a meeting format.
- Develop and coordinate responses to Requests for Information (RFI) and Requests for Action (RFA) from stakeholders. RFI and RFA may include but is not limited to giving presentations, bring in subject matter experts, or giving recommendations during meetings.
- Identify the Navy and DOI (BLM) Liaisons to interface with the IEC.
- Rotate and coordinate the hosting venue, as appropriate.

- Each entity will send a letter to the Committee regarding who their primary and alternate will be for attendance to the meetings. Both the primary and alternate may attend the meetings, but if both attend, only one vote will count per entity. The alternate must have the same rights, privileges and responsibilities as the primary appointed member in regards to their entity/group.
- To the extent possible, the meetings of the Intergovernmental Executive Committee shall be open to the public and meeting materials will be made available to the public according to Nevada's open meeting law.

IEC Coordinator

- Will be established by the Navy/BLM.
- Collaborate with Chair and Vice Chair in developing and distributing the meeting agenda and materials.
- Schedule at a minimum three IEC meetings annually.
- Draft meeting minutes and forward those minutes to participants within thirty (30) business days after the date of the meeting in accordance to the Nevada Open Meeting Law. Include next meeting date and venue.
- Ensure the FRTC Modernization website is up to date and incorporate the agendas, minutes, meeting material and meeting recordings.

IEC Liaisons

- Will be established by the Navy/BLM.
- Communicate with members/entities regularly.
- Compile attendee list and forward invitations to those attendees, including letter invitations to the public meetings via certified mail.
- Ensure members/entities are getting all meeting material as well as any requested information.
- Coordinate and respond to RFI and RFA with applicable parties.

Chair

- Announce the public meetings.
- Preside over the meetings in an orderly fashion and comply with this charter.
- Collaborate with IEC Coordinator/Liaisons on agenda items.

Vice Chair

- Address and/or track agenda items during the meeting
- Record action items as they are addressed during the meetings and announce those items at the end of the meeting
- In the Chair's absence, preside over the meetings in an orderly fashion and comply with this charter. In such instances, they may appoint a temporary Vice Chair to fulfill the above responsibilities for that meeting.

Navy

- Provide plans and analysis relating to actionable activities addressed in the Final EIS, ROD, and/or legislation.
- Address key milestones between meetings.
- Collaborate with BLM Liaison on RFI and RFA.
- Provide information in response to reasonable requests regarding past, current, or future FRTC operations.
- Represent Navy leadership and interests by assigning the Commanding Officer. In the absence of the Commanding Officer, an alternate member with decision making authorization may be substituted.

BLM

- Provide status on collaborative efforts with the Navy related to land management transitional plans.
- Provide information in response to reasonable requests regarding past, current, or future FRTC operations.
- Address and/or clarify FLPMA guidance and other legal land management restrictions.
- Collaborate with the Navy Liaison on RFI and RFA.
- Represent BLM management and interests by assigning the Carson City District Office Director. In the absence of the director, an alternate member with decision making authorization may be substituted.

Nevada Department of Conservation and Natural Resources

- Offer management options.
- Assist in efforts to follow through on management options to help ensure success.
- Represent the State of Nevada specific to natural, cultural, and recreational resources, land, and wildlife interests by assigning the Nevada Department of Conservation and Natural Resources Director to the IEC. In the absence of the director, an alternate member with decision making authorization may be substituted.

Nevada Department of Wildlife

- Provide information and expertise on wildlife and habitat values, threats, and management strategies associated with existing or potential withdrawn lands, airspace, and training activities.
- Identify impacts and management solutions to avoid, minimize, and mitigate impacts on wildlife and habitat resources associated with existing or potential withdrawn lands, airspace, and training activities.
- Collaborate with the IEC and assist in efforts to follow through on management options to ensure success.
- Represent the State of Nevada specific to wildlife interests by assigning the Nevada Department of Wildlife Director to the IEC. In the absence of the director, an alternate member with decision making authorization may be substituted.

County government

- Provide prospective and local expertise to the benefit of the Navy and other Committee members.
- Identify concerns or impacts on local customs, culture, economies, and natural resources.
- Work collaboratively with the Navy/BLM to develop management options to alleviate such concerns and impacts and assist with implementation where applicable.
- Designate a County Commissioner to represent the individual County's interests. In the absence of the appointed commissioner, an alternate member with decision making authorization may be substituted.

Native American Tribes

- Assist in identifying cultural resources for protection within the FRTC boundaries
- Participate in studies with cultural resource implications
- Identify Tribal interests, including relevant Tribal goals and objectives, impacts of FRTC operations to the general health and well-being of Tribal members, and identifying cultural resources for protection from FRTC operations.
- Represent Native American interests with each Tribe Chair. In the absence of the Chair, an alternate member with decision making authorization may be substituted.

APPROACH

This multi-disciplinary, multi-organizational group can be expected to be as dynamic and fluid as interest evolves. The Committee must be responsive in order to achieve the objectives.

Periodic meetings

- Periodic meetings may be conducted every four (4) months at a minimum.
- Each meeting will have an agenda and presided by the Chair. In general, the agenda will include, but not limited to: roll call, a summary of the previous meeting, various updates on projects/initiatives, determine day and location of next meeting, and an open discussion on potential or existing issues.
- After each meeting, minutes will be published and forwarded to the IEC membership.
- To the extent possible, the meetings of the Intergovernmental Executive Committee shall be open to the public and meeting materials be made available to the public according to Nevada's open meeting law.

Chair and Vice Chair election

- Chair and Vice Chair will be elected biennially.

Personnel transitions

- Half the IEC members nominated by member agencies will be initially appointed to two (2) year terms as determined by the Chair and Vice Chair.

- The other half will be appointed to four (4) year terms as determined by the Chair and Vice Chair.
- Each subsequent appointment to an IEC member will be four (4) years.
- IEC Members will be eligible for reappointment by their respective organizations.
- Personnel changes are a normal occurrence in most organizations. Any IEC members who are expected to transfer or be re-assigned to different positions, please notify the IEC Liaisons via email or phone. When this notification occurs, please ensure your relief is available for the next meeting with contact information readily available.

DRAFT

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Version 3/Draft: 18 June 2021

Perspective IEC Members

Organization	Name	Position	Phone number	Email
Navy	Captain Morrison	NAS Fallon, Commanding Off	(775) 426-2700	evan.l.morrison1@navy.mil
BLM	Jon Raby	NV State Director	(775) 885-6156	jraby@blm.gov
NDCNR	Brad Crowell	Director	(775) 684-2700	bcrowell@dcnr.nv.gov
NDOW	Tony Wasley	Director		twasley@ndow.org
USFWS				
Churchill	Pete Olsen	Commissioner	(775) 423-5136	polsen@churchillcounty.org
Lyon	Vida Keller	Commissioner	(775) 577-3200	vkeller@lyon-county.org
Mineral	Christine Hoferer	Commissioner	(775) 945-2446	ccc@mineralcountynv.org
Nye	Bruce Jabbour	Commissioner		bjjabbour@co.nye.nv.us
Pershing	Shayla Hudson	Commissioner		shudson@pershingcountynv.gov
Battle Mt Band (Te-Moak)	David Carrera	Chair	(775) 635-2004	tribalchairman.carrera@yahoo.com
Duckwater ST	Rodney Mike	Chair	(775) 863-0116	chairman@duckwatertribe.org
Elko Band Colony	Davis Gonzales	Chair	(775) 385-9065	chairman@elkoband.org
Fallon PST	Alvin Moyle	Chair	(775) 423-6075	Chairman@fpst.org
Fort McDermitt PST	Maxine Redstar	Chair	(775) 532-8259	maxine.redstar@fmpst.org
Lovelock PT	Sandra J. Winap	Chair	(775) 273-7861 ext. 19	chair@lovelocktribe.com
Reno-Sparks Colony	Arlan Melendez	Chair	(775) 329-2936	amelendez@rsic.org
Pyramid Lake PT	Janet Davis	Chair	(775) 384-4350	jddavis@plpt.nsn.us
South Fork Band	Duane Garcia	Chair	(775) 744-4273	Sforkcouncil.adm@gmail.com
Summit Lake PT	Randi Lone Eagle	Chair	(775) 827-9670	randi.loneeagle@summitlaketribe.org
Walker River PT	Amber Torres	Chair	(775) 773-2306	chairman@wrpt.org
Washoe Tribe	Serrell Smokey	Chair	(775) 265-8600	Serrell.Smokey@washoetribe.us
Wells Tribe	Andrea Wood	Chair	(775) 752-3045	andyw.wellsbandcouncil@gmail.com
Winnemucca Colony	Judy Rojo	Chair	(775) 329-5200	gagoo2009@gmail.com
Yerington PT	Ginny M Hatch	Chair	(775) 783-0200	ghatch@ypt-nsn.gov
Yomba ST	Ronald Snooks	Chair	(775) 964-2463	tribalchair@yombatribe.org
STAFF DEL	Jennifer Crowe	State Director	(775) 686-5750	Jennifer_Crowe@cortezmasto.senate.gov
	Emily Lande-Rose	Regional Director	(775)-337-0110	Emily_Lande-Rose@rosen.senate.gov
	Stacy Parobek	Regional Director	(775) 686-5711	stacy.parobek@mail.house.gov

MEMORANDUM OF UNDERSTANDING
establishing the
FALLON RANGE TRAINING COMPLEX
INTERGOVERNMENTAL EXECUTIVE COMMITTEE

I. Purpose

This Memorandum of Understanding (MOU) establishes the Fallon Range Training Complex (FRTC) Intergovernmental Executive Committee (IEC), pursuant to the Record of Decision for the FRTC Modernization and in compliance with the National Defense Authorization Act for Fiscal Year 2021, for the purpose of facilitating government to government and intergovernmental coordination, the exchange of views, information, and advice in matters regarding the management of the natural and cultural ~~resources~~, and recreational resources, as well as other concerns, within the existing and potentially expanded FRTC land area and airspace.

II. Authority

- All Parties – Military Lands Withdrawal Act of 1999 (title XXX of Public Law (PL) 106–65; 113 Stat. 892); Section 2841, National Defense Authorization Act for Fiscal Year 2021 (PL 116-283)
- All Parties – Section 2844 of National Defense Authorization Act for Fiscal Year 2021 (PL 116-283)
- U.S. Navy – Title 10 of the United States Code
- U.S. Navy, Department of the Interior, and the State of Nevada - Sikes Act (as amended, 16 U.S.C. section 670 *et seq*)
- Bureau of Land Management – Federal Lands Policy and Management Act (43 U.S.C. chapter 35).

Commented [SRMC(1): From Walker River Paiute Tribe:
“A section (appendix) should be added noting what the authorities of all of these are.”

III. Scope

The scope of this MOU is intended to facilitate dialogue, exchange of information, and obtain ideas from stakeholders regarding the management of the ranges within the existing and potentially expanded land area and airspace boundaries of the FRTC. Specifically, this forum is not a decision making entity but will foster and receive ideas on the management of natural, ~~and~~ cultural, and recreational resources, as well as other concerns, within the existing and proposed public land withdrawal area. The large number of stakeholders in northern Nevada necessitates a collaborative effort in accessing subject matter experts within federal, state, and local government entities, Native American Tribes, and non-governmental organizations.

The IEC will work to identify, promote protection, minimize potential impacts, and appropriately manage the natural, ~~and~~ cultural, and recreational resources within the boundaries of the FRTC and associated airspace. The IEC will facilitate information exchange and coordinate the needs of the stakeholders to safely access portions of the FRTC for natural, ~~and~~ cultural, and recreational resource needs. This exchange of information will assist the Navy as it manages the FRTC Bravo ranges, specifically B-16, B-17, B-19 and B-20, and will assist the Navy in securing a mutually-agreed upon expansion of the FRTC. This exchange of information will also assist Bureau of Land Management

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(BLM) as it manages Dixie Valley under FLPMA in accordance with the uses authorized for these areas by PL 106-65 and PL 116-283.

IV. Limitations

Participation in the FRTC IEC through this MOU does not expand or diminish any participating member's authority, responsibility or liability with regard to management of the FRTC beyond that established by law or regulation, Cooperative Agreement, or policy, nor does participation otherwise modify the respective duties, obligations, rights, privileges, or immunities of any party. This forum serves as an information exchange for ideas pertaining to management of natural, ~~and~~ cultural ~~resources, and recreational resources,~~ as well as other concerns. Nothing in this document obligates any participating agency to expend funds in excess of appropriation authorized by applicable law and administratively allocated for the purpose of managing FRTC lands and/or resources. Nor does anything in this document intend to modify, in any manner, other agreements, rights granted by a treaty or otherwise between any participating agencies.

V. Function, Structure, Membership and Stakeholders

a. Function

1. The IEC is established for the purpose of facilitating government to government and intergovernmental coordination, the exchange of views, information, and advice in matters regarding the management of the natural, ~~and~~ cultural ~~resources, and~~ ~~recreational resources,~~ as well as other concerns, within the existing and potentially expanded FRTC land area and airspace. This forum will conduct meetings and address issues in an advisory capacity.
2. At each meeting, representatives of the Navy, BLM, State of Nevada, Counties, and Tribes can deliver presentations providing status on FRTC management issues and procedures, as well as an update on ongoing projects that pertain to natural, ~~and~~ cultural, ~~and recreational~~ resources protection within the Bravo ranges, Dixie Valley, the Shoal Site and associated FRTC airspace. Presentations may be in response to a request for information or a request for action. The IEC may invite other agencies to report on their activities as they relate to the FRTC and its proposed expansion and airspace. IEC members and the public may express their views with respect to FRTC management procedures and practices. IEC members and the public may present substantive issues, conflicts or other matters regarding FRTC resource management within the Bravo ranges, Dixie Valley, the Shoal Site and airspace to the IEC for consideration and possible action. The ~~IEC Liaisons, who are established by the BLM and Navy as appropriate,~~ shall be responsible for ensuring that IEC issues and concerns pertaining to FRTC specific management-related items are presented to the responsible agency for consideration and possible action.
3. The IEC will meet no less than three times each calendar year with additional meetings scheduled as necessary. At each meeting, the IEC will agree on a date for the next meeting and location. The location of the meetings of the IEC will rotate to facilitate ease of access for all members of the IEC. Every meeting will have a virtual

Commented [SRMC(2)]: From Walker River Paiute Tribe:
"This section refers to the IEC Liaisons; who are they?"

Commented [SRMC(3R2)]: In accordance to the IEC charter, these are established by the Navy/BLM. As of right now the Liaisons are Rob Rule (Community Plans and Liaison Officer) and Toni Burton (Tribal Coordinator).

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aspect as well. Meeting location, time and agenda will be publicly announced in advance. The minutes for each meeting shall include a schedule for preparing the next meeting agenda. To the extent possible, the meetings of the IEC shall be open to the public and meeting materials be made available to the public according to Nevada's open meeting law.

b. Structure

1. As a collaborative group, all members will be heard in representing their respective agencies in facilitating management activities. Each member of the executive committee shall serve voluntarily and without compensation. The terms of each IEC member shall be governed by the IEC Charter and members will be eligible for reappointment by their respective organizations.
2. A "quorum" is to be defined as "the members who are present during each meeting."
3. Chair and Vice-Chair of the IEC will be elected biennially among members of the IEC.
4. Membership of the IEC: Half the IEC members nominated by member agencies will be initially appointed to two (2) year terms by the IEC Chair and Vice Chair, the other half will be appointed to four (4) year terms by the IEC Chair and Vice Chair. Each subsequent appointment to an IEC member will be four (4) years. IEC members are eligible for reappointment by their respective organizations. The IEC Chair and Vice Chair may reappoint or replace, as appropriate, an IEC member for each member agency nominated by the agency if the representative's term has expired or the representative has resigned.
5. In the event that a designated agency representative of the IEC cannot attend a meeting, the member agency may appoint an alternate to attend and participate in his/her place. The alternate must have the same rights, privileges and responsibilities as the primary appointed member in regards to their entity/group.
 - a) Before the first meeting of the year, Each entity will send a letter to the Committee regarding who their primary and alternate will be for attendance to the meetings. Both the primary and alternate may attend the meetings, but if both attend, only one vote will count per entity.
6. The IEC, as a whole, will be supported by IEC Coordinator and Liaisons, as necessary. The Coordinator will be responsible for facilitating administrative and logistical support including preparing meeting agendas, coordinating meetings, and drafting meeting minutes. The Liaisons will be responsible for forwarding invitations, providing presentations, and communicate with members regularly.

c. Membership

Commented [SRMC(4): Should we have each entity fill out the participation form at the beginning of each year? Or every other year with the elections of chair/vice chair? Ideas? Or just once your entity fills it out, that is it? This MOU is to be reviewed every two years, may be a good time to review participation?

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The NDAA indicated who the IEC members are to be at the core, but is not limited. Some of the entities are listed below with their respective mission statements. These groups/agencies are expected to participate, but participation is not limited to those indicated below. Any entity that wishes to be included in the IEC that was not named by the NDAA, must submit a letter to the Committee containing the reason as to why they would like to enter into the IEC. The letter will come before the Committee during the following meeting that is scheduled, and new members may be approved by the Committee. If any entity wishes to not be a part of the IEC, they are asked to submit a letter to the Committee containing the reason as to why they wish to not be involved. This will stand as a record for the Committee.

1. Navy. The Commanding Officer of Naval Air Station Fallon will serve as the Department of the Navy (Navy) representative to the IEC. The Navy has authority and responsibility for the use of land within the FRTC for the purpose of conducting military operations in support of National Security objectives. The Navy also has authority and responsibility for land management of the ordnance ranges (B-16, B-17, B-19 and B-20). In the absence of the Commanding Officer, a temporary assignment with decision making authorization may be substituted.
2. DOI (BLM/USFWS). The Carson City District Office Manager of Bureau of Land Management (BLM) and XXXXX, U.S. Fish and Wildlife Service will serve as the Department of Interior representatives to the IEC. BLM has significant management oversight of federal land in Nevada. BLM also has authority and responsibility for land management of the Dixie Valley and Shoal Site. In the absence of the director, a temporary assignment with decision making authorization may be substituted.
3. Nevada Department of Wildlife. The Director of the Nevada Department of Wildlife will serve as a representative to the IEC. The Nevada Division of Wildlife has an interest to protect, conserve, manage and restore wildlife and its habitat for the benefit of citizens of Nevada and the United States. In the absence of the director, a temporary assignment with decision making authorization may be substituted.
4. Nevada Department of Conservation and Natural Resources. The Director of the Nevada Department of Conservation and Natural Resources will serve as a representative to the IEC. The Nevada Department of Conservation and Natural Resources has primary jurisdiction to protect, manage, and enhance Nevada's natural, cultural, and recreational resources. In the absence of the director, a temporary assignment with decision making authorization may be substituted.
6. Churchill County. The Churchill County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Churchill County has an interest in ensuring the highest achievable environment for their residents while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.

Commented [SRMC(5)]: From Fallon Paiute Shoshone Tribe:
Suggest adding this sentence at the end of this paragraph:
"As representatives of the Department of the Interior these federal officials are also delegated to represent the Bureau of Indian Affairs (BIA) and the mission of the BIA regarding Indian affairs."

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7. Lyon County. The Lyon County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Lyon County has an interest in ensuring the highest achievable environment for their residents while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.
8. Mineral County. The Mineral County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Mineral County has an interest in ensuring the highest achievable environment for their residents while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.
9. Nye County. The Nye County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Nye County have an interest in ensuring the highest achievable environment for their residents while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.
10. Pershing County. The Pershing County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Pershing County has an interest in ensuring the highest achievable environment for their residents while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.
11. Battle Mountain Band of Te-Moak Tribe Western Shoshone, Duckwater Shoshone Tribe, Elko Band Colony-Te-Moak Tribe of Western Shoshone, Fallon Paiute Shoshone Tribe, Fort McDermitt Paiute Shoshone Tribe, Intertribal Council of Nevada, Lovelock Paiute Tribe, Reno-Sparks Colony, Pyramid Lake Paiute Tribe, South Fork Band-Te-Moak Tribe of Western Shoshone, Walker River Paiute Tribe, Washoe Tribe of Nevada and California, Wells Band Colony Te-Moak Tribe of Western Shoshone, Winnemucca Indian Colony, Yerington Paiute Tribe, Yomba Shoshone Tribe, Summit Lake Paiute Tribe, Te-Moak Tribe of Western Shoshone. Each Tribal Chair will serve as a representative to the IEC. Each Tribal leader has an interest in preserving conditions for a high quality environment and developing economic opportunities for its members, and preservation and protection of cultural values and heritage of their Tribe. In the absence of the Chair, a temporary assignment with decision making authorization may be substituted.

VI. Roles and Responsibilities of the Executive members

- a. Elect the Chair and Vice Chair.
- b. Create and develop a charter with the IEC membership to establish mechanisms and guidelines in the conduct of the group.
- c. Direct IEC Coordinator/Liaisons to develop and distribute the meeting agenda.
- d. Schedule no fewer than three IEC meetings within the calendar year.

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- e. Direct IEC Liaisons to coordinate with the hosting venue for IEC meetings, as necessary.
- f. Direct IEC Liaisons to coordinate and respond to requests for information and/or action queries, as appropriate.
- g. Direct IEC Liaisons to compile attendee list and forward invitations to those attendees, including letter invitations via certified mail.
- h. Direct IEC Coordinator to draft meeting minutes and forward those minutes to participants within thirty (30) business days after the date of the meeting in accordance to the Nevada Open Meeting Law. These minutes will include the next meeting day and venue. These meeting minutes will be retained on file publically.

VII. Review

This MOU will be reviewed at least every two years by members of the IEC to determine if the document requires modification. Recommendations for modifying this MOU may be submitted at any time at the request of an IEC member. The membership will review and evaluate the requested change, then provide feedback to the IEC and requesting agency. Any disputes relating to this MOU will, subject to any applicable law, Executive order, directive or instruction, be resolved by consultation between the IEC members.

VIII. Approval

This MOU will become effective immediately on the date the last signature is affixed. Any signatory whose participation is not mandated by federal law may withdraw from the IEC at any time through written notice to the IEC Committee.

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IX. Signatures

United States Navy
Commander, Navy Region Southwest

Date

Bureau of Land Management
Director, State of Nevada

Date

Nevada Department of Wildlife
Director, State of Nevada

Date

Nevada Department of Conservation
And Natural Resources
Director, State of Nevada

Date

Churchill County
Churchill County Commission Chair

Date

7
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Lyon County
Lyon County Commission Chair

Date

Mineral County
Mineral County Commission Chair

Date

Nye County
Nye County Commission Chair

Date

Pershing County
Pershing County Commission Chair

Date

Te-Moak Tribe Western Shoshone
Battle Mountain Band Chair

Date

Duckwater Shoshone Tribe
Duckwater Shoshone Tribal Chair

Date

Te-Moak Tribe Western Shoshone
Elko Band Colony Chair

Date

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Fallon Paiute Shoshone Tribe
Fallon Paiute Shoshone Tribal Chair

Fort McDermitt Paiute Shoshone Tribe
Fort McDermitt Paiute Shoshone Tribal Chair

Date

Intertribal Council of Nevada
Intertribal Council of Nevada Chair

Date

Lovelock Paiute Tribe
Lovelock Paiute Tribal Chair

Date

Pyramid Lake Paiute Tribe
Pyramid Lake Paiute Tribal Chair

Date

Reno-Sparks Colony
Reno-Sparks Colony Chair

Date

Summit Lake Paiute Tribe
Summit Lake Paiute Tribal Chair

Date

Te-Moak Tribe Western Shoshone
South Fork Band Colony Chair

Date

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Walker River Paiute Tribe
Walker River Paiute Tribal Chair

Washoe Tribe of Nevada and California
Washoe Tribe of Nevada and California Chair

Date

Te-Moak Tribe Western Shoshone
Wells Band Colony Chair

Date

Winnemucca Indian Colony
Winnemucca Indian Colony Chair

Date

Yerington Paiute Tribe
Yerington Paiute Tribal Chair

Date

Yomba Shoshone Tribe
Yerington Paiute Tribal Chair

Date

Intergovernmental Executive Committee Charter

COMMITTEE PURPOSE, BACKGROUND, AND OBJECTIVES

Purpose: This Charter establishes the Fallon Range Training Complex (FRTC) Intergovernmental Executive Committee (IEC), pursuant to the Record of Decision for the FRTC Modernization and in compliance with the National Defense Authorization Act for Fiscal Year 2021, for the purpose of facilitating government to government and intergovernmental coordination, the exchange of views, information, and advice in matters regarding a potential expansion of the FRTC and the management of the natural, ~~and~~ cultural ~~resources, as and~~ recreational ~~resources, as~~ well as other concerns, within the existing and potentially expanded FRTC land area and airspace.

Background: The Navy has requested additional lands to maximize training as possible. Over the course of the Environmental Impact Statement (EIS) process, stakeholders, including federal, state, and local governments, Nevada's Native American Tribes, non-governmental organizations (NGO) and the public at large, demonstrated interests regarding the existing FRTC land area, the potentially expanded FRTC land area, as well as airspace. Given the keen interest of stakeholders and the need for increased government to government and intergovernmental coordination, the Navy included the need for the IEC in the Record of Decision. The IEC was mandated by Congress by the 2021 National Defense Authorization Act (NDAA). ~~There have been other successful advisory committee, including Barry M Goldwater Range Committee.~~

Objectives:

- Create a forum to serve as an exchange of information and to facilitate coordination pertaining to the management of natural, ~~and~~ cultural, and recreational resources, as well as other concerns.
- Work to identify, promote protection, minimize potential impacts, and appropriately manage the natural, ~~and~~ cultural, and recreational resources within the existing and potentially expanded boundaries of the FRTC.
- Balance the best stewardship practices and the continuing military readiness activities on the FRTC to provide flexible, realistic, and effective training for U.S. and allied defense forces.
- Integrate the variety of expertise from all members into a comprehensive approach to collaboratively evaluate management practices in sustaining the natural, ~~and~~ cultural, and recreational resources within the FRTC.
- Enhance and promote public awareness, appreciation, and responsible use of the FRTC, and build public trust on our ability to effectively manage the land, resource and airspace issues.
- Ensure any FRTC expansion is responsive to the needs and concerns of all stakeholders.
- Demonstrate the effective use of public funds and agency resources by collaborative management, streamlining procedures, integration of planning tools, and eliminating duplication of operations.
- Absorb positive attributes of public interest groups who participate in periodic meetings with the Intergovernmental Executive Committee as a means toward welcoming the public into a forum for two-way dialogue with interest groups and the public at large.
- To the extent possible, the meetings of the Intergovernmental Executive Committee shall be open to the public and meeting materials will be made available to the public according to Nevada's open meeting law.

Commented [DE1]: Given the potential impacts to hunting, OHV use, rockhounding, ghost town exploring, dark sky watching, geocaching, overlanding, hiking, camping, backpacking, mountain biking, horseback riding, and other outdoor oriented recreation and tourism, we believe it is important to expressly include "recreation" as one of the resources to be specifically addressed.

Commented [SRMC(2)]: From NDOW: "The Charter's objectives are not clearly tangible or measurable. We recommend, through the IEC, identifying and stating short and long-term desired outcomes that provide clear direction and purpose for the IEC. While we appreciate the formation of a forum to share information and ideas, we also recommend the Charter clarify how the IEC can work to resolve outstanding issues pertaining to the FRTC Modernization. We appreciate much of the language currently in the list of objectives, but would offer these may be better served as strategies that help achieve objectives."

- Facilitate information exchange and coordinate the needs of the stakeholders to safely access portions of the FRTC for natural, ~~and~~ cultural, and recreational resource needs.

SCOPE

The scope of this charter is intended to facilitate dialogue, exchange of information, and obtain ideas from stakeholders regarding the management of the ranges within the existing and potentially expanded land area and airspace boundaries of the FRTC. Specifically, this forum is not a decision making entity but will foster and receive ideas on the management of natural, ~~and~~ cultural, and recreational resources, as well as other concerns, within the public land withdrawal area. The large number of stakeholders in northern Nevada necessitates a collaborative effort in accessing subject matter experts within federal, state, and local government entities, Native American Tribes, and non-governmental organizations.

ORGANIZATION / ROLES AND RESPONSIBILITIES

IEC Organization:

- Create a multi-disciplinary forum representing federal, state, local and Tribal governments, as well as non-governmental organizations.
- Rotate the Chair biennially
- Assign an IEC Coordinator to organize agendas, coordinate meetings, forward invitations, provide presentations, and draft meeting minutes for distribution.
- Assign IEC Liaisons to ensure members/entities are getting all meeting material and coordinate exchange of requested information.
- Conduct meetings within this charter's Objectives and Scope.
- Meet no fewer than three times each calendar year.
- A "quorum" is to be defined as "the members who are present during each meeting."
- To the extent possible, the meetings of the Intergovernmental Executive Committee shall be open to the public and meeting materials will be made available to the public according to Nevada's open meeting law.

Roles:

The stakeholders and interested parties possess specific skillsets and expertise valuable in assisting the Navy toward effective management practices. Some of the entities are listed below with their respective mission statements. These groups/agencies are expected to participate, but participation is not limited to those indicated below. Any entity that wishes to be included in the IEC that was not named by the NDAA, must submit a letter to the Committee containing the reason as to why they would like to enter into the IEC. The letter will come before the Committee during the following meeting that is scheduled. If any entity wishes to not be a part of the IEC, they are asked to submit a letter to the Committee containing the reason as to why they wish to not be involved. This will stand as a record for the Committee.

Navy – possesses ultimate authority and responsibility for the management of land and interest in the land within the FRTC for the purpose of conducting military operations in support of National Security objectives under Public Law 116-283, 3 Jan 2020, Title XXVIII, Subtitle E, Sec. 2844.

Commented [SC3]: Does the NDAA allow for additional members to be added to the IEC? Would the IEC allow new voting members or new non-voting members or both?

Bureau of Land Management (BLM) – has oversight responsibilities regarding the management of the FRTC under the Federal Land Policy and Management Act (FLPMA).

Nevada Department of Conservation and Natural Resources (NDCNR) – has primary jurisdiction to protect, manage, and enhance Nevada’s natural, cultural, and recreational resources, comprising the following 8 divisions and 3 stand-alone programs: Nevada Division of Environmental Protection, Nevada Division of Forestry, Nevada Division of Natural Heritage, Nevada Division of Outdoor Recreation, Nevada Division of State Lands, Nevada Division of State Parks, Nevada Division of Water Resources, Nevada Office of Historic Preservation, Nevada Conservation Districts Program, Nevada Off-Highway Vehicles Program, and Nevada Sagebrush Ecosystem Program.

Nevada Department of Wildlife (NDOW) – has the responsibility to protect, conserve, manage and restore wildlife and its habitat for the aesthetic, scientific educational, recreational and economic benefits to citizens of Nevada and the United States, except preempted by federal law.

County Governments – county governments provide a host of critical governmental services to its citizens and Navy alike. Counties also have special expertise, and knowledge of local customs, cultures, and economies. County governments who have been identified in legislation are: Churchill, Lyon, Mineral, Nye and Pershing. Eureka and Lander were not included in the legislation; however, committee members should expect their interest and subsequent participation.

Native American Tribes within Nevada – preserve and protect the Indian cultural values and heritage; secure and promote the general welfare and education of their individual tribal members and their full employment and exercise of all the privileges of citizenship in the United States; and enlighten the public with respect to tribal affairs and promote a better understanding between each tribe and their fellow citizens of the State of Nevada and of the United States.

Senate and Congressional staffs – support and advocate the Nevada public and U.S. national interests.

Responsibilities:

IEC – General

- Determine a schedule to meet with committee members regularly and track progress on outstanding actions
- Provide updated presentations regarding the management of natural, ~~and~~ cultural, and recreational resources
- Create major milestones and realistic time-lines for actions between various milestones
- Develop a meeting format
- Develop and coordinate responses to Requests for Information (RFI) and Requests for Action (RFA) from stakeholders. RFI and RFA may include but is not limited to giving presentations, bring in subject matter experts, or giving recommendations during meetings.
- Identify the Navy and DOI (BLM) Liaisons to interface with the IEC
- Rotate and coordinate the hosting venue, as appropriate
- Each entity will send a letter to the Committee regarding who their primary and alternate will be for attendance to the meetings. Both the primary and alternate may attend the

Commented [SRMC(4)]: From Fallon Paiute Shoshone Tribe:

“DOI has included BLM and US Fish and Wildlife, but the DOI agency with the most thorough familiarity and understanding of tribal issues is the Bureau of Indian Affairs (BIA). We proposed that BIA be included as a member of the Committee.”

Commented [SRMC(5)]: From Fallon Paiute Shoshone Tribe:

“The tribes are federally recognized, sovereign Indian tribes possessing inherent authority for self-government. Each Tribe has its own constitution and laws through which it elects its representatives. The United States, including the Navy and BLM, owes a fiduciary duty to the Tribes, and the Tribes possess statutory rights under the National Historic Preservation Act and other laws applicable to FRTC operations. The tribes participate to represent the interests of their members, which include tribal members’ general health and well-being, as well as limiting impacts of base operations, mitigating past harms, and preserving, protecting, and restoring cultural resources and values.”

meetings, but if both attend, only one vote will count per entity. The alternate must have the same rights, privileges and responsibilities as the primary appointed member in regards to their entity/group.

IEC Coordinator

- Navy will provide
- Collaborate with Chair and Vice Chair in developing and distributing the meeting agenda and materials
- Schedule at a minimum three IEC meetings annually
- Draft meeting minutes and forward those minutes to participants within thirty (30) business days after the date of the meeting in accordance to the Nevada Open Meeting Law. Include next meeting date and venue
- Ensure the FRTC Modernization website is up to date and incorporate the agendas, minutes, meeting material and meeting recordings
- To the extent possible, the meetings of the Intergovernmental Executive Committee shall be open to the public and meeting materials will be made available to the public according to Nevada's open meeting law.

IEC Liaisons

- Will be established by the Navy/BLM
- Communicate with members/entities regularly
- Compile attendee list and forward invitations to those attendees, including letter invitations to the public meetings via certified mail
- Ensure members/entities are getting all meeting material as well as any requested information
- Coordinate and respond to RFI and RFA with applicable parties

Chair

- Announce the public meetings
- Preside over the meetings in an orderly fashion and comply with this charter
- Collaborate with IEC Coordinator/Liaisons on agenda items

Vice Chair

- Address and/or track agenda items during the meeting
- Record action items as they are addressed during the meetings and announce those items at the end of the meeting

Navy

- Provide plans and analysis relating to actionable activities addressed in the Final EIS, ROD, and/or legislation

- Address key milestones between meetings
- Collaborate with BLM Liaison on RFI and RFA
- Provide information in response to reasonable requests regarding past, current, or future FRTC operations.
- Represent Navy leadership and interests by assigning the Commanding Officer. In the absence of the Commanding Officer, a temporary assignment with decision making authorization may be substituted.

BLM

- Provide status on collaborative efforts with the Navy related to land management transitional plans
- Provide information in response to reasonable requests regarding past, current, or future FRTC operations.
- Address and/or clarify FLPMA guidance and other legal land management restrictions
- Collaborate with the Navy Liaison on RFI and RFA
- Represent BLM management and interests by assigning the Carson City District Office Director. In the absence of the director, a temporary assignment with decision making authorization may be substituted.

Nevada Department of Conservation and Natural Resources

- Offer management options
- Assist in efforts to follow through on management options to help ensuring success
- Represent the State of Nevada specific to natural, cultural, and recreational resources, land, and wildlife interests by assigning the Nevada Department of Conservation and Natural Resources and Wildlife Director to the IEC. In the absence of the director, a temporary assignment with decision making authorization may be substituted.

Nevada Department of Wildlife

- Provide information and expertise on wildlife and habitat values, threats, and management strategies associated with existing or potential withdrawn lands, airspace, and training activities.
- Identify impacts and management solutions to avoid, minimize, and mitigate impacts on wildlife and habitat resources associated with existing or potential withdrawn lands, airspace, and training activities.
- Collaborate with the IEC and assist in efforts to follow through on management options to ensure success.
- Represent the State of Nevada specific to wildlife interests by assigning the Nevada Department of Wildlife Director to the IEC. In the absence of the director, a temporary assignment with decision making authorization may be substituted.

County government

- Provide prospective and local expertise to the benefit of the Navy and other Committee members.
- Identify concerns or impacts on local customs, culture, economies, and natural resources,
- Work collaboratively with the Navy/BLM to develop management options to alleviate such concerns and impacts and assist with implementation where applicable.
- Designate a County Commissioner to represent the individual County's interests. In the absence of the appointed commissioner, a temporary assignment with decision making authorization may be substituted.

Native American Tribes

- Assist in identifying cultural resources for protection within the FRTC boundaries
- Participate in studies with cultural resource implications
- Identify Tribal interests, including relevant Tribal goals and objectives, impacts of FRTC operations to the general health and well-being of Tribal members, and identifying cultural resources for protection from FRTC operations.
- Represent Native American interests with each Tribe Chair. In the absence of the Chair, a temporary assignment with decision making authorization may be substituted.

APPROACH

This multi-disciplinary, multi-organizational group can be expected to be as dynamic and fluid as interest evolves. The Committee must be responsive in order to achieve the objectives.

Periodic meetings

- Periodic meetings may be conducted every four (4) months at a minimum.
- Each meeting will have an agenda and presided by the Chair. In general, the agenda will include, but not limited to: roll call, a summary of the previous meeting, various updates on projects/initiatives, determine day and location of next meeting, and an open discussion on potential or existing issues.
- After each meeting, minutes will be published and forwarded to the IEC membership.
- To the extent possible, the meetings of the Intergovernmental Executive Committee shall be open to the public and meeting materials be made available to the public according to Nevada's open meeting law.

Chair and Vice Chair election

- Chair and Vice Chair will be elected annually

Personnel transitions

- Half the IEC members nominated by member agencies will be initially appointed to two (2) year terms as determined by the Chair and Vice Chair

- The other half will be appointed to four (4) year terms as determined by the Chair and Vice Chair
- Each subsequent appointment to an IEC member will be four (4) years
- IEC Members will be eligible for reappointment by their respective organizations.
- Personnel changes are a normal occurrence in most organizations. Any IEC members who are expected to transfer or be re-assigned to different positions, please notify the IEC Liaisons via email or phone. When this notification occurs, please ensure your relief is available for the next meeting with contact information readily available.

DRAFT

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Draft: 30 April 2021

Perspective IEC Members

Organization	Name	Position	Phone number	Email
Navy	Captain Morrison	NAS Fallon, Commanding Off	(775) 426-2700	evan.l.morrison1@navy.mil
BLM	Jon Raby	NV State Director	(775) 885-6156	jraby@blm.gov
NDCNR	Brad Crowell	Director	(775) 684-2700	bcrowell@dcnr.nv.gov
NDOW	Tony Wasley	Director		twasley@ndow.org
USFWS				
Churchill	Pete Olsen	Commissioner	(775) 423-5136	polsen@churchillcounty.org
Lyon	Vida Keller	Commissioner	(775) 577-3200	vkeller@lyon-county.org
Mineral	Christine Hoferer	Commissioner	(775) 945-2446	ccc@mineralcountynv.org
Nye	Bruce Jabbour	Commissioner		bjjabbour@co.nye.nv.us
Pershing	Shayla Hudson	Commissioner		shudson@pershingcountynv.gov
Battle Mt Band (Te-Moak)	David Carrera	Chair	(775) 635-2004	tribalchairman.carrera@yahoo.com
Duckwater ST	Rodney Mike	Chair	(775) 863-0116	chairman@duckwatertribe.org
Elko Band Colony	Davis Gonzales	Chair	(775) 385-9065	chairman@elkoband.org
Fallon PST	Alvin Moyle	Chair	(775) 423-6075	Chairman@fpst.org
Fort McDermitt PST	Maxine Redstar	Chair	(775) 532-8259	maxine.redstar@fmpst.org
Lovelock PT	Sandra J. Winap	Chair	(775)273-7861ext.19	chair@lovelocktribe.com
Reno-Sparks Colony	Arlan Melendez	Chair	(775) 329-2936	amelendez@rsic.org
Pyramid Lake PT	Janet Davis	Chair	(775) 384-4350	jddavis@plpt.nsn.us
South Fork Band	Duane Garcia	Chair	(775) 744-4273	Sforkcouncil.adm@gmail.com
Summit Lake PT	Randi Lone Eagle	Chair	(775) 827-9670	randi.loneeagle@summitlaketribe.org
Walker River PT	Amber Torres	Chair	(775) 773-2306	chairman@wrpt.org
Washoe Tribe	Serrell Smokey	Chair	(775) 265-8600	Serrell.Smokey@washoetribe.us
Wells Tribe	Andrea Wood	Chair	(775) 752-3045	andyw.wellsbandcouncil@gmail.com
Winnemucca Colony	Judy Rojo	Chair	(775) 329-5200	gagoo2009@gmail.com
Yerington PT	Ginny M Hatch	Chair	(775) 783-0200	ghatch@ypt-nsn.gov
Yomba ST	Ronald Snooks	Chair	(775) 964-2463	tribalchair@yombatribe.org
STAFF DEL	Jennifer Crowe	State Director	(775) 686-5750	Jennifer_Crowe@cortezmasto.senate.gov
	Emily Lande-Rose	Regional Director	(775)-337-0110	Emily_Lande-Rose@rosen.senate.gov
	Stacy Parobek	Regional Director	(775) 686-5711	stacy.parobek@mail.house.gov

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MEMORANDUM OF UNDERSTANDING
establishing the
FALLON RANGE TRAINING COMPLEX
INTERGOVERNMENTAL EXECUTIVE COMMITTEE

I. Purpose

This Memorandum of Understanding (MOU) establishes the Fallon Range Training Complex (FRTC) Intergovernmental Executive Committee (IEC), pursuant to the Record of Decision for the FRTC Modernization and in compliance with the National Defense Authorization Act for Fiscal Year 2021, for the purpose of facilitating government to government and intergovernmental coordination, the exchange of views, information, and advice in matters regarding the management of the natural and cultural ~~resources~~, and recreational resources, as well as other concerns, within the existing and potentially expanded FRTC land area and airspace.

II. Authority

- All Parties – Military Lands Withdrawal Act of 1999 (title XXX of Public Law (PL) 106–65; 113 Stat. 892); Section 2841, National Defense Authorization Act for Fiscal Year 2021 (PL 116-283)
- All Parties – Section 2844 of National Defense Authorization Act for Fiscal Year 2021 (PL 116-283)
- U.S. Navy – Title 10 of the United States Code
- U.S. Navy, Department of the Interior, and the State of Nevada - Sikes Act (as amended, 16 U.S.C. section 670 *et seq*)
- Bureau of Land Management – Federal Lands Policy and Management Act (43 U.S.C. chapter 35).

III. Scope

The scope of this MOU is intended to facilitate dialogue, exchange of information, and obtain ideas from stakeholders regarding the management of the ranges within the existing and potentially expanded land area and airspace boundaries of the FRTC. Specifically, this forum is not a decision making entity but will foster and receive ideas on the management of natural, ~~and~~ cultural, and recreational resources, as well as other concerns, within the existing and proposed public land withdrawal area. The large number of stakeholders in northern Nevada necessitates a collaborative effort in accessing subject matter experts within federal, state, and local government entities, Native American Tribes, and non-governmental organizations.

The IEC will work to identify, promote protection, minimize potential impacts, and appropriately manage the natural, ~~and~~ cultural, and recreational resources within the boundaries of the FRTC. The IEC will facilitate information exchange and coordinate the needs of the stakeholders to safely access portions of the FRTC for natural, ~~and~~ cultural, and recreational resource needs. This exchange of information will assist the Navy as it manages the FRTC Bravo ranges, specifically B-16, B-17, B-19 and B-20, and will assist the Navy in securing a mutually-agreed upon expansion of the FRTC. This exchange of information

Commented [SRMC(1): From Walker River Paiute Tribe:
“A section (appendix) should be added noting what the authorities of all of these are.”

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will also assist Bureau of Land Management (BLM) as it manages Dixie Valley under FLPMA in accordance with the uses authorized for these areas by PL 106-65 and PL 116-283.

IV. Limitations

Participation in the FRTC IEC through this MOU does not expand or diminish any participating member's authority, responsibility or liability with regard to management of the FRTC beyond that established by law or regulation, Cooperative Agreement, or policy, nor does participation otherwise modify the respective duties, obligations, rights, privileges, or immunities of any party. This forum serves as an information exchange for ideas pertaining to management of natural, ~~and~~ cultural resources, ~~and recreational resources~~, as well as other concerns. Nothing in this document obligates any participating agency to expend funds in excess of appropriation authorized by applicable law and administratively allocated for the purpose of managing FRTC lands and/or resources. Nor does anything in this document intend to modify, in any manner, other agreements, rights granted by a treaty or otherwise between any participating agencies.

V. Function, Structure, Membership and Stakeholders

a. Function

1. The IEC is established for the purpose of facilitating government to government and intergovernmental coordination, the exchange of views, information, and advice in matters regarding the management of the natural, ~~and~~ cultural resources, ~~and recreational resources~~, as well as other concerns, within the existing and potentially expanded FRTC land area and airspace. This forum will conduct meetings and address issues in an advisory capacity.
2. At each meeting, representatives of the Navy, BLM, State of Nevada, Counties, and Tribes can deliver presentations providing status on FRTC management issues and procedures, as well as an update on ongoing projects that pertain to natural, ~~and~~ cultural, ~~and recreational~~ resources protection within the Bravo ranges, Dixie Valley and the Shoal Site. Presentations may be in response to a request for information or a request for action. The IEC may invite other agencies to report on their activities as they relate to the FRTC and its proposed expansion and airspace. IEC members and the public may express their views with respect to FRTC management procedures and practices. IEC members and the public may present substantive issues, conflicts or other matters regarding FRTC resource management within the Bravo ranges, Dixie Valley and the Shoal Site to the IEC for consideration and possible action. The IEC Liaisons shall be responsible for ensuring that IEC issues and concerns pertaining to FRTC specific management-related items are presented to the responsible agency for consideration and possible action.
3. The IEC will meet no less than three times each calendar year with additional meetings scheduled as necessary. At each meeting, the IEC will agree on a date for the next meeting and location. The location of the meetings of the IEC will rotate to facilitate ease of access for all members of the IEC. Every meeting will have a virtual

Commented [SRMC(2)]: From Walker River Paiute Tribe:
"The last sentence states that "Nothing in this document obligates any participating agency to expend funds in excess of appropriation authorized by applicable law and administratively allocated for the purpose of managing FRTC lands and/or resources." Please clarify, will there be funds authorized to the agencies?"

Commented [SRMC(3)]: From Walker River Paiute Tribe:
"This section refers to the IEC Liaisons; who are they?"

Commented [SRMC(4R3)]: In accordance to the IEC charter, these are established by the Navy/BLM. As of right now the Liaisons are Rob Rule (Community Plans and Liaison Officer) and Toni Burton (Tribal Coordinator).

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aspect as well. Meeting location, time and agenda will be publicly announced in advance. The minutes for each meeting shall include a schedule for preparing the next meeting agenda. To the extent possible, the meetings of the IEC shall be open to the public and meeting materials be made available to the public according to Nevada's open meeting law.

b. Structure

1. As a collaborative group, all members will be heard in representing their respective agencies in facilitating management activities. Each member of the executive committee shall serve voluntarily and without compensation. The terms of each IEC member shall be governed by the IEC Charter and members will be eligible for reappointment by their respective organizations.
2. A "quorum" is to be defined as "the members who are present during each meeting."
3. Chairmanship and Vice-Chairmanship of the IEC will be elected annually among members of the IEC.
4. Membership of the IEC: Half the IEC members nominated by member agencies will be initially appointed to two (2) year terms by the IEC Chair and Vice Chair, the other half will be appointed to four (4) year terms by the IEC Chair and Vice Chair. Each subsequent appointment to an IEC member will be four (4) years. IEC members are eligible for reappointment by their respective organizations. The IEC Chair and Vice Chair may reappoint or replace, as appropriate, an IEC member for each member agency nominated by the agency if the representative's term has expired or the representative has resigned.
5. In the event that a designated agency representative of the IEC cannot attend a meeting, the member agency may appoint an alternate to attend and participate in his/her place. The alternate must have the same rights, privileges and responsibilities as the primary appointed member in regards to their entity/group.
 - a) Before the first meeting of the year, ~~Each~~ entity will send a letter to the Committee regarding who their primary and alternate will be for attendance to the meetings. Both the primary and alternate may attend the meetings, but if both attend, only one vote will count per entity.
6. The IEC, as a whole, will be supported by IEC Coordinator and Liaisons, as necessary. The Coordinator will be responsible for facilitating administrative and logistical support including preparing meeting agendas, coordinating meetings, and drafting meeting minutes. The Liaisons will be responsible for forwarding invitations, providing presentations, and communicate with members regularly.

c. Membership

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The NDAA indicated who the IEC members are to be at the core, but is not limited. Some of the entities are listed below with their respective mission statements. These groups/agencies are expected to participate, but participation is not limited to those indicated below. Any entity that wishes to be included in the IEC that was not named by the NDAA, must submit a letter to the Committee containing the reason as to why they would like to enter into the IEC. The letter will come before the Committee during the following meeting that is scheduled. If any entity wishes to not be a part of the IEC, they are asked to submit a letter to the Committee containing the reason as to why they wish to not be involved. This will stand as a record for the Committee.

1. Navy. The Commanding Officer of Naval Air Station Fallon will serve as the Department of the Navy (Navy) representative to the IEC. The Navy has authority and responsibility for the use of land within the FRTC for the purpose of conducting military operations in support of National Security objectives. The Navy also has authority and responsibility for land management of the ordnance ranges (B-16, B-17, B-19 and B-20). In the absence of the Commanding Officer, a temporary assignment with decision making authorization may be substituted.
2. DOI (BLM/USFWS). The Carson City District Office Manager of Bureau of Land Management (BLM) and XXXXX, U.S. Fish and Wildlife Service will serve as the Department of Interior representatives to the IEC. BLM has significant management oversight of federal land in Nevada. BLM also has authority and responsibility for land management of the Dixie Valley and Shoal Site. In the absence of the director, a temporary assignment with decision making authorization may be substituted.
- ~~3. State of Nevada. The Office of the State of Nevada will serve as a representative to the IEC. The State of Nevada has an interest in providing for the residents of Nevada by ensuring a vibrant economy, protecting natural, cultural, and recreational resources and advocating for access to public lands for economic, environmental, and cultural heritage benefits. In the absence of the director, a temporary assignment with decision making authorization may be substituted.~~
- ~~4.3. Nevada Department of Wildlife~~. The Director of the Nevada Department of Wildlife will serve as a representative to the IEC. The Nevada Division of Wildlife has an interest to protect, conserve, manage and restore wildlife and its habitat for the benefit of citizens of Nevada and the United States. In the absence of the director, a temporary assignment with decision making authorization may be substituted.
- ~~5.4. Nevada Department of Conservation and Natural Resources~~. The Director of the Nevada Department of Conservation and Natural Resources will serve as a representative to the IEC. The Nevada Department of Conservation and Natural Resources has primary jurisdiction to protect, manage, and enhance Nevada's natural, cultural, and recreational resources. In the absence of the director, a temporary assignment with decision making authorization may be substituted.

Commented [SRMC(5): From Fallon Paiute Shoshone Tribe:

Suggest adding this sentence at the end of this paragraph: "As representatives of the Department of the Interior these federal officials are also delegated to represent the Bureau of Indian Affairs (BIA) and the mission of the BIA regarding Indian affairs."

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6. Churchill County. The Churchill County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Churchill County has an interest in ensuring the highest achievable environment for their residents while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.
7. Lyon County. The Lyon County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Lyon County has an interest in ensuring the highest achievable environment for their residents while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.
8. Mineral County. The Mineral County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Mineral County has an interest in ensuring the highest achievable environment for their residents while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.
9. Nye County. The Nye County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Nye County have an interest in ensuring the highest achievable environment for their residents while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.
10. Pershing County. The Pershing County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Pershing County has an interest in ensuring the highest achievable environment for their residents while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.
11. Battle Mountain Band of Te-Moak Tribe Western Shoshone, Duckwater Shoshone Tribe, Elko Band Colony-Te-Moak Tribe of Western Shoshone, Fallon Paiute Shoshone Tribe, Fort McDermitt Paiute Shoshone Tribe, Intertribal Council of Nevada, Lovelock Paiute Tribe, Reno-Sparks Colony, Pyramid Lake Paiute Tribe, South Fork Band-Te-Moak Tribe of Western Shoshone, Walker River Paiute Tribe, Washoe Tribe of Nevada and California, Wells Band Colony Te-Moak Tribe of Western Shoshone, Winnemucca Indian Colony, Yerington Paiute Tribe, Yomba Shoshone Tribe, Summit Lake Paiute Tribe, Te-Moak Tribe of Western Shoshone. Each Tribal Chair will serve as a representative to the IEC. Each Tribal leader has an interest in preserving conditions for a high quality environment and developing economic opportunities for its members, and preservation and protection of cultural values and heritage of their Tribe. In the absence of the Chair, a temporary assignment with decision making authorization may be substituted.

VI. Roles and Responsibilities of the Executive members

- a. Elect the Chair and Vice Chair.
- b. Create and develop a charter with the IEC membership to establish mechanisms and guidelines in the conduct of the group.
- c. Direct IEC Coordinator/Liaisons to develop and distribute the meeting agenda.
- d. Schedule no fewer than three IEC meetings within the calendar year.
- e. Direct IEC Liaisons to coordinate with the hosting venue for IEC meetings, as necessary.
- f. Direct IEC Liaisons to coordinate and respond to requests for information and/or action queries, as appropriate.
- g. Direct IEC liaisons to compile attendee list and forward invitations to those attendees, including letter invitations via certified mail.
- h. Direct IEC Coordinator to draft meeting minutes and forward those minutes to participants within thirty (30) business days after the date of the meeting in accordance to the Nevada Open Meeting Law. These minutes will include the next meeting day and venue. These meeting minutes will be retained on file publically.

VII. Review

This MOU will be reviewed at least every two years by members of the IEC to determine if the document requires modification. Recommendations for modifying this MOU may be submitted at any time at the request of an IEC member. The membership will review and evaluate the requested change, then provide feedback to the IEC and requesting agency. Any disputes relating to this MOU will, subject to any applicable law, Executive order, directive or instruction, be resolved by consultation between the IEC members.

VIII. Approval

This MOU will become effective immediately on the date the last signature is affixed. Any signatory whose participation is not mandated by federal law may withdraw from the IEC at any time through written notice to the IEC Committee.

IX. Signatures

Intergovernmental Executive Committee Charter

COMMITTEE PURPOSE, BACKGROUND, AND OBJECTIVES

Purpose: This Charter establishes the Fallon Range Training Complex (FRTC) Intergovernmental Executive Committee (IEC), pursuant to the Record of Decision for the FRTC Modernization and in compliance with the National Defense Authorization Act for Fiscal Year 2021, for the purpose of facilitating government to government and intergovernmental coordination, the exchange of views, information, and advice in matters regarding the management of the natural and cultural resources, as well as other concerns, within the existing and potentially expanded FRTC land area and airspace.

Background: The Navy has requested additional lands to maximize training as possible. Over the course of the Environmental Impact Statement EIS, stakeholders, including federal, state, and local governments, Nevada's Native American Tribes, non-governmental organizations (NGO) and the public at large, demonstrated interests regarding the existing FRTC land area, the potentially expanded FRTC land, as well as airspace. Given the keen interest of stakeholders, the Navy included the need for the IEC in the Record of Decision. The IEC was mandated by Congress by the 2021 National Defense Authorization Act (NDAA). There have been other successful advisory committees, including Barry M Goldwater Range Committee.

Objectives:

- Create a forum to serve as an exchange of information and to facilitate coordination pertaining to the management of natural and cultural resources, as well as other concerns.
- Work to identify, promote protection, minimize potential impacts, and appropriately manage the natural and cultural resources within the existing and potentially expanded boundaries of the FRTC.
- Balance the best stewardship practices and the continuing military readiness activities on the FRTC to provide flexible, realistic, and effective training for U.S. and allied defense forces.
- Integrate the variety of expertise from all members into a comprehensive approach to collaboratively evaluate management practices in sustaining the natural and cultural resources within the FRTC.
- Enhance and promote public awareness, appreciation, and responsible use of the FRTC, and build public trust on our ability to effectively manage the land, resource and airspace issues.
- Demonstrate the effective use of public funds and agency resources by collaborative management, streamlining procedures, integration of planning tools, and eliminating duplication of operations.
- Absorb positive attributes of public interest groups who participate in periodic meetings with the Intergovernmental Executive Committee as a means toward welcoming the public into a forum for two-way dialogue with interest groups and the public at large.
- ~~To the extent possible,~~ The meetings of the Intergovernmental Executive Committee shall be open to the public and meeting materials will be made available to the public according to Nevada's open meeting law.
- Facilitate information exchange and coordinate the needs of the stakeholders to safely access portions of the FRTC for natural and cultural resource needs.

Commented [SRMC(1)]: From NDOW:

"The Charter's objectives are not clearly tangible or measurable. We recommend, through the IEC, identifying and stating short and long-term desired outcomes that provide clear direction and purpose for the IEC. While we appreciate the formation of a forum to share information and ideas, we also recommend the Charter clarify how the IEC can work to resolve outstanding issues pertaining to the FRTC Modernization. We appreciate much of the language currently in the list of objectives, but would offer these may be better served as strategies that help achieve objectives."

SCOPE

The scope of this charter is intended to facilitate dialogue, exchange of information, and obtain ideas from stakeholders regarding the management of the ranges within the existing and potentially expanded land area and airspace boundaries of the FRTC. Specifically, this forum is not a decision making entity but will foster and receive ideas on the management of natural and cultural resources, as well as other concerns, within the public land withdrawal area and associated airspace. The large number of stakeholders in northern Nevada necessitates a collaborative effort in accessing subject matter experts within federal, state, and local government entities, Native American Tribes, and non-governmental organizations.

ORGANIZATION / ROLES AND RESPONSIBILITIES

IEC Organization:

- Create a multi-disciplinary forum representing federal, state, local and Tribal governments, as well as non-governmental organizations.
- Rotate the Chair and Vice-Chair biennially
- Assign an IEC Coordinator to organize agendas, coordinate meetings, forward invitations, provide presentations, and draft meeting minutes for distribution.
- Assign IEC Liaisons to ensure members/entities are getting all meeting material and coordinate exchange of requested information.
- Conduct meetings within this charter's Objectives and Scope.
- Meet no fewer than three times each calendar year.
- A "quorum" is to be defined as "the members who are present during each meeting."

Commented [RC2]: Need to clarify if this occurs annual or biennially as later on it says annually.

Biennial elections would provide more consistency.

Roles:

The stakeholders and interested parties possess specific skillsets and expertise valuable in assisting the Navy toward effective management practices. Some of the entities are listed below with their respective mission statements. These groups/agencies are expected to participate, but participation is not limited to those indicated below. Any entity that wishes to be included in the IEC that was not named by the NDAA, must submit a letter to the Committee containing the reason as to why they would like to enter into the IEC. The letter will come before the Committee during the following meeting that is scheduled, and new members may be approved by the Committee. If any entity wishes to not be a part of the IEC, they are asked to submit a letter to the Committee containing the reason as to why they wish to not be involved. This will stand as a record for the Committee.

Navy – possesses ultimate authority and responsibility for the management of land and interest in the land within the FRTC for the purpose of conducting military operations in support of National Security objectives under Public Law 116-283, 3 Jan 2020, Title XXVIII, Subtitle E, Sec. 2844.

Bureau of Land Management (BLM) – has oversight responsibilities regarding the management of the FRTC under the Federal Land Policy and Management Act (FLPMA).

Nevada Department of Conservation and Natural Resources (NDCNR) – has primary jurisdiction to protect, manage, and enhance Nevada's natural, cultural, and recreational resources, comprising the

Commented [SRMC(3)]: From Fallon Paiute Shoshone Tribe:
"DOI has included BLM and US Fish and Wildlife, but the DOI agency with the most thorough familiarity and understanding of tribal issues is the Bureau of Indian Affairs (BIA). We proposed that BIA be included as a member of the Committee."

following 8 divisions and 3 stand-alone programs: Nevada Division of Environmental Protection, Nevada Division of Forestry, Nevada Division of Natural Heritage, Nevada Division of Outdoor Recreation, Nevada Division of State Lands, Nevada Division of State Parks, Nevada Division of Water Resources, Nevada Office of Historic Preservation, Nevada Conservation Districts Program, Nevada Off-Highway Vehicles Program, and Nevada Sagebrush Ecosystem Program.

Nevada Department of Wildlife (NDOW) – has the responsibility to protect, conserve, manage and restore wildlife and its habitat for the aesthetic, scientific educational, recreational and economic benefits to citizens of Nevada and the United States, except preempted by federal law.

County Governments – county governments provide a host of critical governmental services to its citizens and Navy alike. Counties also have special expertise, and knowledge of local customs, cultures, and economies. County governments who have been identified in legislation are: Churchill, Lyon, Mineral, Nye and Pershing. Eureka and Lander were not included in the legislation; however, committee members should expect their interest and subsequent participation.

Native American Tribes within Nevada – preserve and protect the Indian cultural values and heritage; secure and promote the general welfare and education of their individual tribal members and their full employment and exercise of all the privileges of citizenship in the United States; and enlighten the public with respect to tribal affairs and promote a better understanding between each tribe and their fellow citizens of the State of Nevada and of the United States.

Senate and Congressional staffs – support and advocate the Nevada public and U.S. national interests.

Responsibilities:

IEC – General

- Determine a schedule to meet with committee members regularly and track progress on outstanding actions
- Provide updated presentations regarding the management of natural and cultural resources
- Create major milestones and realistic time-lines for actions between various milestones
- Develop a meeting format
- Develop and coordinate responses to Requests for Information (RFI) and Requests for Action (RFA) from stakeholders. RFI and RFA may include but is not limited to giving presentations, bring in subject matter experts, or giving recommendations during meetings.
- Identify the Navy and DOI (BLM) Liaisons to interface with the IEC
- Rotate and coordinate the hosting venue, as appropriate
- Each entity will send a letter to the Committee regarding who their primary and alternate will be for attendance to the meetings. Both the primary and alternate may attend the meetings, but if both attend, only the primary member will have a vote-one vote will count per entity. The alternate must have the same rights, privileges and responsibilities as the primary appointed member in regards to their entity/group.

IEC Coordinator

Commented [SRMC(4): From Fallon Paiute Shoshone Tribe:
“The tribes are federally recognized, sovereign Indian tribes possessing inherent authority for self-government. Each Tribe has its own constitution and laws through which it elects its representatives. The United States, including the Navy and BLM, owes a fiduciary duty to the Tribes, and the Tribes possess statutory rights under the National Historic Preservation Act and other laws applicable to FRTC operations. The tribes participate to represent the interests of their members, which include tribal members' general health and well-being, as well as limiting impacts of base operations, mitigating past harms, and preserving, protecting, and restoring cultural resources and values.”

- Navy will provide
- Collaborate with Chair and Vice Chair in developing the meeting agenda and materials
- Schedule at a minimum three IEC meetings annually
- Draft meeting minutes and forward those minutes to participants within thirty (30) business days after the date of the meeting in accordance to the Nevada Open Meeting Law. Include next meeting date and venue
- Ensure the FRTC Modernization website is up to date and incorporate the agendas, minutes, meeting material and meeting recordings

IEC Liaisons

- Will be established by the Navy/BLM
- Communicate with members/entities regularly
- Compile attendee list and forward invitations to those attendees, including letter invitations to the public meetings via certified mail
- Ensure members/entities are getting all meeting material as well as any requested information
- Coordinate and respond to RFI and RFA with applicable parties

Chair

- Announce the public meetings
- Preside over the meetings in an orderly fashion and comply with this charter
- Collaborate with IEC Coordinator/Liaisons on agenda items

Vice Chair

- Address and/or track agenda items during the meeting
- Record action items as they are addressed during the meetings and announce those items at the end of the meeting
- In the Chair's absence, preside over the meetings in an orderly fashion and comply with this charter. In such instances, they may appoint a temporary Vice Chair to fulfill the above responsibilities for that meeting.

Navy

- Provide plans and analysis relating to actionable activities addressed in the Final EIS, ROD, and/or legislation
- Address key milestones between meetings
- Collaborate with BLM Liaison on RFI and RFA
- Provide information in response to reasonable requests regarding past, current, or future FRTC operations.
- Represent Navy leadership and interests by assigning the Commanding Officer. In the absence of the Commanding Officer, a temporary assignment with decision making authorization may be substituted.

BLM

- Provide status on collaborative efforts with the Navy related to land management transitional plans
- Provide information in response to reasonable requests regarding past, current, or future FRTC operations.
- Address and/or clarify FLPMA guidance and other legal land management restrictions
- Collaborate with the Navy Liaison on RFI and RFA
- Represent BLM management and interests by assigning the Carson City District Office Director. In the absence of the director, a temporary assignment with decision making authorization may be substituted.

Nevada Department of Conservation and Natural Resources

- Offer management options
- Assist in efforts to follow through on management options ensuring success
- Represent the State of Nevada specific to natural, cultural, and recreational resources, land, and wildlife interests by assigning the Conservation and Natural Resources and Wildlife Directors. In the absence of the director, a temporary assignment with decision making authorization may be substituted.

Nevada Department of Wildlife

- Provide information and expertise on wildlife and habitat values, threats, and management strategies associated with existing or potential withdrawn lands, airspace, and training activities.
- Identify impacts and management solutions to avoid, minimize, and mitigate impacts on wildlife and habitat resources associated with existing or potential withdrawn lands, airspace, and training activities.
- Collaborate with the IEC and assist in efforts to follow through on management options to ensure success.
- Represent the State of Nevada specific to wildlife interests by assigning the Nevada Department of Wildlife Director to the IEC. In the absence of the director, a temporary assignment with decision making authorization may be substituted.

County government

- Provide prospective and local expertise to the benefit of the Navy and other Committee members.
- Identify concerns or impacts on local customs, culture, economies, and natural resources.
- Work collaboratively with the Navy/BLM to develop management options to alleviate such concerns and impacts and assist with implementation where applicable.

- Designate a County Commissioner to represent the individual County's interests. In the absence of the appointed commissioner, an alternate member ~~temporary assignment~~ with decision making authorization may be substituted.

Native American Tribes

- Assist in identifying cultural resources for protection within the FRTC boundaries
- Participate in studies with cultural resource implications
- Identify Tribal interests, including relevant Tribal goals and objectives, impacts of FRTC operations to the general health and well-being of Tribal members, and identifying cultural resources for protection from FRTC operations.
- Represent Native American interests with each Tribe Chair. In the absence of the Chair, a temporary assignment with decision making authorization may be substituted.

APPROACH

This multi-disciplinary, multi-organizational group can be expected to be as dynamic and fluid as interest evolves. The Committee must be responsive in order to achieve the objectives.

Periodic meetings

- Periodic meetings may be conducted every four (4) months at a minimum.
- Each meeting will have an agenda and presided by the Chair. In general, the agenda will include, but not limited to: roll call, a summary of the previous meeting, various updates on projects/initiatives, determine day and location of next meeting, and an open discussion on potential or existing issues.
- After each meeting, minutes will be published and forwarded to the IEC membership.
- To the extent possible, the meetings of the Intergovernmental Executive Committee shall be open to the public and meeting materials be made available to the public according to Nevada's open meeting law.

Chair and Vice Chair election

- Chair and Vice Chair will be elected annually.

Personnel transitions

- Half the IEC members nominated by member agencies will be initially appointed to two (2) year terms as determined by the Chair and Vice Chair
- The other half will be appointed to four (4) year terms as determined by the Chair and Vice Chair
- Each subsequent appointment to an IEC member will be four (4) years
- IEC Members will be eligible for reappointment by their respective organizations.
- Personnel changes are a normal occurrence in most organizations. Any IEC members who are expected to transfer or be re-assigned to different positions, please notify the IEC

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Liaisons via email or phone. When this notification occurs, please ensure your relief is available for the next meeting with contact information readily available.

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Perspective IEC Members

Organization	Name	Position	Phone number	Email
Navy	Captain Morrison	NAS Fallon, Commanding Off	(775) 426-2700	evan.l.morrison1@navy.mil
BLM	Jon Raby	NV State Director	(775) 885-6156	jraby@blm.gov
NDCNR	Brad Crowell	Director	(775) 684-2700	bcrowell@dcnr.nv.gov
NDOW	Tony Wasley	Director		twasley@ndow.org
USFWS				
Churchill	Pete Olsen	Commissioner	(775) 423-5136	polsen@churchillcounty.org
Lyon	Vida Keller	Commissioner	(775) 577-3200	vkeller@lyon-county.org
Mineral	Christine Hoferer	Commissioner	(775) 945-2446	ccc@mineralcountynv.org
Nye	Bruce Jabbour	Commissioner		bjjabbour@co.nye.nv.us
Pershing	Shayla Hudson	Commissioner		shudson@pershingcountynv.gov
Battle Mt Band (Te-Moak)	David Carrera	Chair	(775) 635-2004	tribalchairman.carrera@yahoo.com
Duckwater ST	Rodney Mike	Chair	(775) 863-0116	chairman@duckwatertribe.org
Elko Band Colony	Davis Gonzales	Chair	(775) 385-9065	chairman@elkoband.org
Fallon PST	Alvin Moyle	Chair	(775) 423-6075	Chairman@fpst.org
Fort McDermitt PST	Maxine Redstar	Chair	(775) 532-8259	maxine.redstar@fmpst.org
Lovelock PT	Sandra J. Winap	Chair	(775)273-7861ext.19	chair@lovelocktribe.com
Reno-Sparks Colony	Arlan Melendez	Chair	(775) 329-2936	amelendez@rsic.org
Pyramid Lake PT	Janet Davis	Chair	(775) 384-4350	jddavis@plpt.nsn.us
South Fork Band	Duane Garcia	Chair	(775) 744-4273	Sforkcouncil.adm@gmail.com
Summit Lake PT	Randi Lone Eagle	Chair	(775) 827-9670	randi.loneeagle@summitlaketribe.org
Walker River PT	Amber Torres	Chair	(775) 773-2306	chairman@wrpt.org
Washoe Tribe	Serrell Smokey	Chair	(775) 265-8600	Serrell.Smokey@washoetribe.us
Wells Tribe	Andrea Wood	Chair	(775) 752-3045	andyw.wellsbandcouncil@gmail.com
Winnemucca Colony	Judy Rojo	Chair	(775) 329-5200	gagoo2009@gmail.com
Yerington PT	Ginny M Hatch	Chair	(775) 783-0200	ghatch@ypt-nsn.gov
Yomba ST	Ronald Snooks	Chair	(775) 964-2463	tribalchair@yombatribe.org
STAFF DEL	Jennifer Crowe	State Director	(775) 686-5750	Jennifer_Crowe@cortezmasto.senate.gov
	Emily Lande-Rose	Regional Director	(775)-337-0110	Emily_Lande-Rose@rosen.senate.gov
	Stacy Parobek	Regional Director	(775) 686-5711	stacy.parobek@mail.house.gov

MEMORANDUM OF UNDERSTANDING
establishing the
FALLON RANGE TRAINING COMPLEX
INTERGOVERNMENTAL EXECUTIVE COMMITTEE

I. Purpose

This Memorandum of Understanding (MOU) establishes the Fallon Range Training Complex (FRTC) Intergovernmental Executive Committee (IEC), pursuant to the Record of Decision for the FRTC Modernization and in compliance with the National Defense Authorization Act for Fiscal Year 2021, for the purpose of facilitating government to government and intergovernmental coordination, the exchange of views, information, and advice in matters regarding the management of the natural and cultural resources, as well as other concerns, within the existing and potentially expanded FRTC land area and airspace.

II. Authority

- All Parties – Military Lands Withdrawal Act of 1999 (title XXX of Public Law (PL) 106–65; 113 Stat. 892); Section 2841, National Defense Authorization Act for Fiscal Year 2021 (PL 116-283)
- All Parties – Section 2844 of National Defense Authorization Act for Fiscal Year 2021 (PL 116-283)
- U.S. Navy – Title 10 of the United States Code
- U.S. Navy, Department of the Interior, and the State of Nevada - Sikes Act (as amended, 16 U.S.C. section 670 *et seq*)
- Bureau of Land Management – Federal Lands Policy and Management Act (43 U.S.C. chapter 35).

Commented [SRMC(1): From Walker River Paiute Tribe:
“A section (appendix) should be added noting what the authorities of all of these are.”

III. Scope

The scope of this MOU is intended to facilitate dialogue, exchange of information, and obtain ideas from stakeholders regarding the management of the ranges within the existing and potentially expanded land area and airspace boundaries of the FRTC. Specifically, this forum is not a decision making entity but will foster and receive ideas on the management of natural and cultural resources, as well as other concerns, within the public land withdrawal area. The large number of stakeholders in northern Nevada necessitates a collaborative effort in accessing subject matter experts within federal, state, and local government entities, Native American Tribes, and non-governmental organizations.

The IEC will work to identify, promote protection, minimize potential impacts, and appropriately manage the natural and cultural resources within the boundaries of the FRTC and associated airspace. The IEC will facilitate information exchange and coordinate the needs of the stakeholders to safely access portions of the FRTC for natural and cultural resource needs. This exchange of information will assist

the Navy as it manages the FRTC Bravo ranges, specifically B-16, B-17, B-19 and B-20, and will assist the Navy in securing a mutually-agreed upon expansion of the FRTC. This exchange of information will also assist Bureau of Land Management (BLM) as it manages Dixie Valley under FLPMA in accordance with the uses authorized for these areas by PL 106-65 and PL 116-283.

IV. Limitations

Participation in the FRTC IEC through this MOU does not expand or diminish any participating member's authority, responsibility or liability with regard to management of the FRTC beyond that established by law or regulation, Cooperative Agreement, or policy, nor does participation otherwise modify the respective duties, obligations, rights, privileges, or immunities of any party. This forum serves as an information exchange for ideas pertaining to management of natural and cultural resources, as well as other concerns. Nothing in this document obligates any participating agency to expend funds in excess of appropriation authorized by applicable law and administratively allocated for the purpose of managing FRTC lands and/or resources. Nor does anything in this document intend to modify, in any manner, other agreements, rights granted by a treaty or otherwise between any participating agencies.

V. Function, Structure, Membership and Stakeholders

a. Function

1. The IEC is established for the purpose of facilitating government to government and intergovernmental coordination, the exchange of views, information, and advice in matters regarding the management of the natural and cultural resources, as well as other concerns, within the existing and potentially expanded FRTC land area and airspace. This forum will conduct meetings and address issues in an advisory capacity.
2. At each meeting, representatives of the Navy, BLM, State of Nevada, Counties, and Tribes can deliver presentations providing status on FRTC management issues and procedures, as well as an update on ongoing projects that pertain to natural and cultural resources protection within the Bravo ranges, Dixie Valley, ~~and~~ the Shoal Site and associated FRTC airspace. Presentations may be in response to a request for information or a request for action. The IEC may invite other agencies to report on their activities as they relate to the FRTC and its proposed expansion and airspace. IEC members and the public may express their views with respect to FRTC management procedures and practices. IEC members and the public may present substantive issues, conflicts or other matters regarding FRTC resource management within the Bravo ranges, Dixie

Commented [SRMC(2)]: From Walker River Paiute Tribe:

"The last sentence states that "Nothing in this document obligates any participating agency to expend funds in excess of appropriation authorized by applicable law and administratively allocated for the purpose of managing FRTC lands and/or resources." Please clarify, will there be funds authorized to the agencies?"

Valley, ~~and~~ the Shoal Site and airspace to the IEC for consideration and possible action. The IEC Liaisons assigned by the BLM and Navy as appropriate shall be responsible for ensuring that IEC issues and concerns pertaining to FRTC specific management-related items are presented to the responsible agency for consideration and possible action.

Commented [SRMC(3)]: From Walker River Paiute Tribe:
“This section refers to the IEC Liaisons; who are they?”

Commented [SRMC(4R3)]: In accordance to the IEC charter, these are established by the Navy/BLM. As of right now the Liaisons are Rob Rule (Community Plans and Liaison Officer) and Toni Burton (Tribal Coordinator).

3. The IEC will meet no less than three times each calendar year with additional meetings scheduled as necessary. At each meeting, the IEC will agree on a date for the next meeting and location. The location of the meetings of the IEC will rotate to facilitate ease of access for all members of the IEC. Every meeting will have a virtual aspect as well. Meeting location, time and agenda will be publicly announced in advance. The minutes for each meeting shall include a schedule for preparing the next meeting agenda. To the extent possible, the meetings of the IEC shall be open to the public and meeting materials be made available to the public according to Nevada’s open meeting law.

b. Structure

1. As a collaborative group, all members will be heard in representing their respective agencies in facilitating management activities. Each member of the executive committee shall serve voluntarily and without compensation. The terms of each IEC member shall be governed by the IEC Charter and members will be eligible for reappointment by their respective organizations.
2. A “quorum” is to be defined as “the members who are present during each meeting.”
3. Chair~~manship~~ and Vice-Chair~~manship~~ of the IEC will be elected annually among members of the IEC.
4. Membership of the IEC: Half the IEC members nominated by member agencies will be initially appointed to two (2) year terms by the IEC Chair and Vice Chair, the other half will be appointed to four (4) year terms by the IEC Chair and Vice Chair. Each subsequent appointment to an IEC member will be four (4) years. IEC members are eligible for reappointment by their respective organizations The IEC Chair and Vice Chair may reappoint or replace, as appropriate, an IEC member for each member agency nominated by the agency if the representative’s term has expired or the representative has resigned.

5. In the event that a designated agency representative of the IEC cannot attend a meeting, the member agency may appoint an alternate to attend and participate in his/her place. The alternate must have the same rights, privileges and responsibilities as the primary appointed member in regards to their entity/group.

a) Each entity will send a letter to the Committee regarding who their primary and alternate will be for attendance to the meetings. Both the primary and alternate may attend the meetings, but if both attend, only the primary member will have a vote, one vote will count per entity.

6. The IEC, as a whole, will be supported by IEC Coordinator and Liaisons, as necessary. The Coordinator will be responsible for facilitating administrative and logistical support including preparing meeting agendas, coordinating meetings, and drafting meeting minutes. The Liaisons will be responsible for forwarding invitations, providing presentations, and communicate with members regularly.

c. Membership

The NDAA indicated who the IEC members are to be at the core, but is not limited. Some of the entities are listed below with their respective mission statements. These groups/agencies are expected to participate, but participation is not limited to those indicated below. Any entity that wishes to be included in the IEC that was not named by the NDAA, must submit a letter to the Committee containing the reason as to why they would like to enter into the IEC. The letter will come before the Committee during the following meeting that is scheduled. If any entity wishes to not be a part of the IEC, they are asked to submit a letter to the Committee containing the reason as to why they wish to not be involved. This will stand as a record for the Committee. New members must be approved by the Committee.

1. Navy. The Commanding Officer of Naval Air Station Fallon will serve as the Department of the Navy (Navy) representative to the IEC. The Navy has authority and responsibility for the use of land within the FRTC for the purpose of conducting military operations in support of National Security objectives. The Navy also has authority and responsibility for land management of the ordnance ranges (B-16, B-17, B-19 and B-20). In the absence of the Commanding Officer, a temporary assignment with decision making authorization may be substituted.
2. DOI (BLM/USFWS). The Carson City District Office Manager of Bureau of Land Management (BLM) and XXXXX, U.S.

Commented [SRMC(5)]: From Fallon Paiute Shoshone Tribe:
Suggest adding this sentence at the end of this paragraph: "As representatives of the Department of the Interior these federal officials are also delegated to represent the Bureau of Indian Affairs (BIA) and the mission of the BIA regarding Indian affairs."

Fish and Wildlife Service will serve as the Department of Interior representatives to the IEC. BLM has significant management oversight of federal land in Nevada. BLM also has authority and responsibility for land management of the Dixie Valley and Shoal Site. In the absence of the director, a temporary assignment with decision making authorization may be substituted.

3. State of Nevada. The Office of the State of Nevada will serve as a representative to the IEC. The State of Nevada has an interest in providing for the residents of Nevada by ensuring a vibrant economy, protecting natural, cultural, and recreational resources and advocating for access to public lands for economic, environmental, and cultural heritage benefits. In the absence of the director, a temporary assignment with decision making authorization may be substituted.
4. Nevada Department of Wildlife. The Director of the Nevada Department of Wildlife will serve as a representative to the IEC. The Nevada Division of Wildlife has an interest to protect, conserve, manage and restore wildlife and its habitat for the benefit of citizens of Nevada and the United States. In the absence of the director, a temporary assignment with decision making authorization may be substituted.
5. Nevada Department of Conservation and Natural Resources. The Director of the Nevada Department of Conservation and Natural Resources will serve as a representative to the IEC. The Nevada Department of Conservation and Natural Resources has primary jurisdiction to protect, manage, and enhance Nevada's natural, cultural, and recreational resources. In the absence of the director, a temporary assignment with decision making authorization may be substituted.
6. Churchill County. The Churchill County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Churchill County has an interest in ensuring the highest achievable environment for their residents while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.
7. Lyon County. The Lyon County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Lyon County has an interest in ensuring the highest achievable environment for their residents

while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.

8. Mineral County. The Mineral County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Mineral County has an interest in ensuring the highest achievable environment for their residents while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.
9. Nye County. The Nye County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Nye County have an interest in ensuring the highest achievable environment for their residents while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.
10. Pershing County. The Pershing County Commission will appoint one (1) member from their respective Commissions to serve as a representative to the IEC. Pershing County has an interest in ensuring the highest achievable environment for their residents while ensuring economic opportunities. In the absence of appointed Commissioner, a temporary assignment with decision making authorization may be substituted.
11. Battle Mountain Band of Te-Moak Tribe Western Shoshone, Duckwater Shoshone Tribe, Elko Band Colony-Te-Moak Tribe of Western Shoshone, Fallon Paiute Shoshone Tribe, Fort McDermitt Paiute Shoshone Tribe, Intertribal Council of Nevada, Lovelock Paiute Tribe, Reno-Sparks Colony, Pyramid Lake Paiute Tribe, South Fork Band-Te-Moak Tribe of Western Shoshone, Walker River Paiute Tribe, Washoe Tribe of Nevada and California, Wells Band Colony Te-Moak Tribe of Western Shoshone, Winnemucca Indian Colony, Yerington Paiute Tribe, Yomba Shoshone Tribe, Summit Lake Paiute Tribe, Te-Moak Tribe of Western Shoshone. Each Tribal Chair will serve as a representative to the IEC. Each Tribal leader has an interest in preserving conditions for a high quality environment and developing economic opportunities for its members, and preservation and protection of cultural values and heritage of their Tribe. In the absence of the Chair, a temporary assignment with decision making authorization may be substituted.

VI. Roles and Responsibilities of the Executive members

- a. Elect the Chair and Vice Chair.
- b. Create and develop a charter with the IEC membership to establish mechanisms and guidelines in the conduct of the group.
- c. Direct IEC Coordinator/Liaisons to develop and distribute the meeting agenda.
- d. Schedule no fewer than three IEC meetings within the calendar year.
- e. Direct IEC Liaisons to coordinate with the hosting venue for IEC meetings, as necessary.
- f. Direct IEC Liaisons to coordinate and respond to requests for information and/or action queries, as appropriate.
- g. Direct IEC liaisons to compile attendee list and forward invitations to those attendees, including letter invitations via certified mail.
- h. Direct IEC Coordinator to draft meeting minutes and forward those minutes to participants within thirty (30) business days after the date of the meeting in accordance to the Nevada Open Meeting Law. These minutes will include the next meeting day and venue. These meeting minutes will be retained on file publically.

VII. Review

This MOU will be reviewed at least every two years by members of the IEC to determine if the document requires modification. Recommendations for modifying this MOU may be submitted at any time at the request of an IEC member. The membership will review and evaluate the requested change, then provide feedback to the IEC and requesting agency. Any disputes relating to this MOU will, subject to any applicable law, Executive order, directive or instruction, be resolved by consultation between the IEC members.

VIII. Approval

This MOU will become effective immediately on the date the last signature is affixed. Any signatory whose participation is not mandated by federal law may withdraw from the IEC at any time through written notice to the IEC Committee.

IX. Signatures



FALLON PAIUTE-SHOSHONE TRIBE

May 28, 2021

Intergovernmental Executive Committee

Care of:

Kish LaPierre
Tribal Liason Officer
Naval Air Station Fallon
kish.d.lapierre@navy.mil

Toni Burton
Tribal Relations Coordinator
NAS Fallon
toni.burton@navy.mil

Sent via email only

Dear Intergovernmental Executive Committee,

Introduction

I write to express the Fallon Paiute Shoshone Tribe's dismay at the Navy's attempt to utilize a praiseworthy Congressionally-created advisory committee to push for a highly divisive outcome: the expansion of over 600,000 acres of our aboriginal lands which contain many cultural resources including burials and where we continue to practice our way of life. Instead of focusing on expansion, the IEC should focus on its sole purpose of exchanging information about the natural and cultural resources at the current NAS Fallon base for the betterment of the local community.

The Intergovernmental Executive Committee – An Opportunity to Improve Management of Natural and Cultural Resources at NAS Fallon

Congress established Naval Air Station Fallon decades ago. It is currently approximately 232,000 acres. The Congressional land withdrawal was set to expire in 2021, but Congress renewed it for another 25 years in Section 2842 of the Fiscal Year 2021 National Defense Authorization Act. Public Law 116-283. The Act also established an "Intergovernmental Executive Committee . . . for the purpose of exchanging views, information, and advice relating to the management of the natural and cultural resources of the" 232,000 acres. Committee meetings are to "serve as a forum for the public to provide comments regarding the natural and cultural resources" on those lands. At the same time, Congress decided against authorizing the "modernization" of NAS Fallon, which

is more accurately called an expansion of over 600,000 acres, despite a proposal from the Trump administration that had been pursued for years.

The singular goal of the Intergovernmental Executive Committee (IEC) to exchange information is laudable. For decades, NAS Fallon has used the 232,000 acres of federally withdrawn lands near our Tribe's Reservation as a training area where troops practice detonating live explosives and attacking simulated enemies. As a result, the Navy has bombed Tribal sacred sites and lands, significantly impacted Tribal members' health and welfare through noise and disruption, and effectively barred Tribal members' access to cultural sites. Critically, the Navy has never even attempted to address these awful, longstanding harms. In the NEPA process for the proposed expansion, tribes and stakeholders detailed concerns with operations on the existing base, including stray ordnance, flights over Reservations and the governmental buildings and schools located there, and total lack of access to cultural resources. Congress responded to those concerns in the 2021 NDAA by requiring the Navy to hear from tribes and other parties on the best practices to manage natural and cultural resources.

In addition to sharing information about managing natural and cultural resources, the IEC could be an opportunity for parties with a shared interest in the greater Fallon area to collaborate. Historically, there has been little transparency and cooperation between the Navy and local governments, both tribal and non-tribal. This is the first time this group of stakeholders have convened over base management. Each IEC party may have a lot of information to share with the others. Until that occurs, it is hard to make progress. And it is our perspective that the Navy has not listened, understood, and addressed our concerns over the management of natural and cultural resources. The IEC presents a venue to forge relationships for the betterment of all. Ignoring concerns with the existing base simply to plow ahead with the Navy's priorities clearly communicates that the Navy does not take the Tribes' concerns seriously.

Instead of following the NDAA and taking the IEC as an opportunity to advance important community objectives, the Navy has seized on the creation of the Congressionally-defined IEC to further its apparent ongoing goal of securing Congressional permission to bomb another 600,000 acres. Instead of addressing the management of resources on the current base, the Navy has promoted the IEC as being able to cover expansion as well.

As explained below, the Navy has violated the express terms of the NDAA.

The Navy Facilitates Intergovernmental Executive Committee to Further its Massive Expansion Proposal

At the Navy's initiative, the IEC had an informal, organizational meeting. Right from the beginning, the Fallon Commanding Officer conflated the IEC's purposes with the Navy's agenda to secure its massive expansion. His February 24, 2021 email to the IEC parties to schedule the organizational meeting began:

As you may know, Congressional legislation maintained the status quo for the Fallon Range Training Complex and directed the Navy to continue to work with stakeholders for the opportunity for future expansion. The 2021 NDAA directed the Department of the

Navy and the Department of the Interior to establish an Intergovernmental Executive Committee (IEC) ‘for the purpose of exchanging views, information, and advice relating to the management of the natural and cultural resources’.

This is incorrect. No Congressional legislation directed the Navy to work on its proposed expansion.

Likewise, the website developed by the Navy which has been used for years to promote “modernization” now has a very prominent statement on the opening page which introduces and provides links to the IEC:

Navy and DOI Establish Intergovernmental Executive Committee
[The Department of the Navy and Department of the Interior \(DOI\) have been tasked](#) with establishing an [Intergovernmental Executive Committee](#) (IEC) for the purpose of exchanging views, information, and recommendations relating to the management of the natural and cultural resources of the current Fallon Ranges and planned modernization. The IEC is designated as a leadership advisory panel of all stakeholders across northern Nevada.¹

By referring to “planned modernization,” the Navy again improperly combines the singular mission of the IEC with the mission of the Navy to “modernize.” The IEC is not the Navy, and the goals of each are distinct. The Navy now uses the “modernization” website as a clearinghouse for IEC documents and its pro-modernization publicity campaign. Whenever the public wants to find out about the IEC, they must go to the Navy “modernization” website.

On March 18, 2021, the organizational meeting occurred with the Navy taking the lead. There was almost no discussion of how to organize the IEC to achieve its express purpose – to exchange information. The Navy contended that the expansion should be one of the “priorities” of the IEC. The Navy pressed for the first formal meeting of the IEC to occur as soon as possible so actions of the IEC can be coordinated with the ongoing Congressional legislative calendar in which expansion will be pursued by the Navy. The Tribe was surprised, as the IEC is expressly linked with the lands of the existing base only.

By letter dated April 2, 2021, I wrote to the IEC in response to these actions. I wrote that the IEC should stick to its singular Congressional purpose and noted that the Navy tied the timing of IEC meetings to its legislative goal of expansion. I also pointed out that only six tribes participated in the organizational meeting even though the Navy has acknowledged that there were at least thirteen tribes in the vicinity. The Navy did not respond to my letter.

Consistent with its sense of urgency, the Navy scheduled the IEC meeting for April 20, 2021. However, in doing so, local tribes – who are expressly included by Congress as IEC members -- were effectively excluded by the Navy. In arriving at a meeting date via the Doodle scheduling device controlled by the Navy, multiple tribes expressed to the Navy that they were not available on April 20 and others did not respond either way. Nevertheless, the Navy pressed forward with

¹ <https://frtcmodernization.com/> (viewed May 18, 2021).

that meeting date. As a result, only three of the 17 tribes attended on April 20: the Reno-Sparks Indian Colony, Walker River Paiute Tribe, and my Tribe. There was no legitimate reason for the Navy's haste – more tribes should have been accommodated. While less than 20% of the tribes could attend, all other governmental parties were in attendance with only one exception (Nye County).

Indeed, it is challenging for tribes to participate in the IEC in a meaningful way. Generally, Nevada tribes have limited resources and, consequently, minimal staff dedicated to cultural and natural resources. Unfortunately, most Nevada tribes have small land bases and no significant tax base or other major revenue streams. The tribes do not have staff to comment on the complex materials created by the Navy, such as the IEC Charter and MOU with the Department of the Interior, or to prepare presentations for the IEC. Tribal funds are stretched thin to provide vital services such as law and order, social services, foster care, elders, and burials services. In contrast, the United States, State of Nevada, and counties have large sums of money and multiple departments to dedicate to land-related issues. Instead of facilitating tribal participation by working with tribes to encourage their participation and find a better date, the Navy marched forward with its chosen meeting date.

In the leadup to the April 20 IEC meeting, the Navy took several steps to further its plan to include expansion in the IEC's scope. The Navy Commanding Officer reportedly had at least one private in-person meeting with the Walker River Chair, which, based on what followed at the April 20 meeting, presumably was to promote expansion. Also, the Navy created a draft Charter and MOU for Committee member comment. The Charter, which is not called for by the NDAA, refers to expansion as part of the IEC scope of work. Some of the IEC parties submitted comments on those documents, many of which were lengthy and somewhat complicated, but only two tribes commented. The Fallon Tribe's comment made many detailed points about both documents, including that the Charter should only address the IEC's scope as defined by Congress and therefore not include the Navy's proposed expansion.

At 4:47 pm the day before the April 20 meeting, I received by email an 80-page packet which included the detailed comments on the MOU and Charter from various parties, a Navy-created PowerPoint for the meeting, and a Navy-created agenda for the meeting. I had not previously seen the packet and did not know it was coming. The Navy-created agenda included the Charter and MOU as possible action items, but whether the scope of the IEC included expansion was not listed as an action item. Obviously, I had no time to review the packet in preparation for the meeting, which was scheduled to occur the following day.

The next day, April 20, the campaign to further expansion was front and center at the first official IEC meeting. In contrast, how to effectively share information about the natural and cultural resources – the express purpose of the IEC -- was not discussed at length. When I pointed out that Congress did not allow the IEC to address expansion (47:29²), the Commanding Officer

² This refers to the transcript time at which the statements were made at the April 20 meeting. The meeting transcript is available here:

https://mantech.zoomgov.com/rec/play/j9UY0wTknyuKN0qcabuTg1_Evy346zxL3FnfloKZoFmKIbC9ojX6rjz-3Tsu3uwxNUJSSdPedODxnSW4.pc7cEKiEaUOjia?continueMode=true

immediately responded that the IEC should do so out of “fairness.” 48:13.

As noted above, only three tribes were present for the meeting. The Navy nominated the Walker River Paiute Tribal Chair to be IEC Chair (1:02:43), a vote was held in favor of that nomination, and just to further solidify that decision the Navy made a motion for the Walker River Chair to be the IEC Chair, which was seconded by the Navy (1:16:20).

Immediately after a Vice Chair was elected, the Navy suggested to the Chair that the scope of the IEC subject matter should be addressed. 1:26:33. With that encouragement, the Chair’s first action was to hold a vote on whether the scope of the IEC work would include the proposed NAS Fallon expansion. 1:26:56. Without any further substantive discussion among the IEC members, the Chair asked about a motion. 1:32:40. The Navy obliged with a motion to approve the scope of the IEC work to include the expansion plans. 1:33:10. The motion passed. 1:37:14.

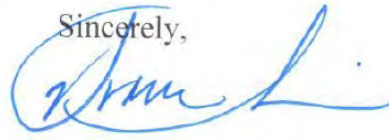
The vote occurred even though the scope of the IEC was not included on the agenda as an action item, and even though the procedures of the IEC had not been established. The MOU and Charter remain in draft form. To the extent they are needed, given that the IEC is merely supposed to exchange information, voting rules were not established. And, as noted repeatedly at the meeting (29:37, 38:30 and 140:13), there were no quorum rules in place so it was not clear if a handful of participating tribes was sufficient. Soon thereafter the meeting ended. In our view, the “vote” was illegitimate.

It appears that the IEC will likely be addressing the Navy’s expansion at the next meeting. The Navy offered to provide information about its proposed modernization at the next IEC meeting. 2:21:28 and 2:33:16. The Chair responded that information was important so the IEC can “move forward,” “see some action,” and “make more recommendations.” 2:22:40 and 2:25:18. The IEC is not designed to make recommendations, but rather provide a forum for the Committee and the public to share information.

Progress Can be Made If the IEC Stays True to the Purpose of the IEC Defined by Congress

If the Commanding Officer’s intent was to be “fair,” he missed the mark by a longshot. The Navy’s orchestration of events to promote its expansion goal leading up to and at the above IEC meetings is not consistent with the express language of the FY 21 NDAA. Unfortunately, the Navy’s above actions are consistent with its decades of disregarding the Fallon Tribe and other tribes and desecrating and denying their access to sacred aboriginal lands, which has continued over the last few years. While the Navy purported to assess and promote the expansion over the last four years, the Fallon Tribe devoted significant resources to engaging with the Navy in good faith to reduce and mitigate the impacts of the proposal. The Tribe’s input was completely ignored throughout that process, and it is being ignored now.

The NDAA’s clear terms should not be ignored. The IEC should only concern itself with the issue identified by Congress: to exchange information about the management of the natural and cultural resources of the current base. Voting is not necessary to accomplish this purpose, especially on substantive issues. There is much to discuss, and much progress that could be made, if the parties collaborate in a fair, meaningful manner.

Sincerely,


Yvonne Mori
Acting Chairwoman
Fallon Paiute Shoshone Tribe

CC: Honorable Nevada Tribal Leaders
Honorable US Senator Catherine Cortez-Masto
Honorable US Senator Jacky Rosen

Intergovernmental Executive Committee

June 28, 2021

2:00 p.m. PDT

Join the meeting online: <https://mantech.zoomgov.com/j/1606077097>

Call in by phone: 1-669-254-5252

Webinar ID: 160 607 7097

Welcome and Member Introductions

- Navy
- BLM
- NDOW
- DCNR
- County Commissioners
 - Churchill
 - Lyon
 - Mineral
 - Pershing
 - Nye
- Tribal Representatives
 - Fallon Paiute Shoshone Tribe
 - Walker River Paiute Tribe
 - Yomba Shoshone Tribe
 - Pyramid Lake Paiute Tribe
- Tribal Representatives continue
 - Lovelock Paiute Tribe
 - Duckwater Shoshone Tribe
 - Battle Mountain Band Te-Moak Tribe of Western Shoshone
 - Elko Band Council Te-Moak Tribe of Western Shoshone
 - Fort McDermitt Paiute and Shoshone Tribes
 - Reno-Sparks Indian Colony
 - South Fork Band Council Te-Moak Tribe of Western Shoshone
 - Washoe Tribe of Nevada and California
 - Wells Band Council Te-Moak Tribe of Western Shoshone
 - Winnemucca Indian Colony of Nevada
 - Summit Lake Paiute Tribe
 - Te-Moak Tribe of Western Shoshone
 - Yerington Paiute Tribe

June 28 IEC Agenda

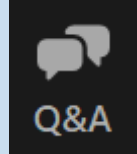
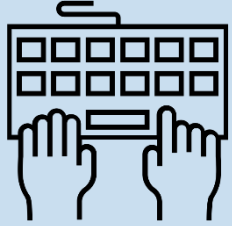
- Call to Order
- Welcome and Committee Member Introductions
- Verification of Agenda Posting
- Approve Agenda
- Public Comment
- Old Business
- Approve Meeting Minutes from April 20th 2021 meeting
- For Possible Action: Discussion of IEC Charter
- For Possible Action: Discussion of IEC Memorandum of Understanding
- Navy Presentation
- Call for Agenda Items for Next IEC Meeting
- Scheduling of Next IEC Meeting
- Public Comment
- Adjourn

Commenting Instructions

Timer
3:00

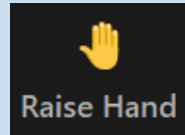
USING ZOOM DESKTOP OR MOBILE APPLICATION

Type Your Comment



- 1) Click on the Q&A icon.
- 2) Type your name, organization (if applicable), and comment.
- 3) Your comment will be read by the moderator

Speak Your Comment



- 1) Click on the RAISE HAND icon.
- 2) When it is your turn, the moderator will announce your name and prompt you to unmute your microphone.
- 3) Speak your name, organization (if applicable), and comment.

USING THE TELEPHONE



- 1) Press ***9** to indicate you have a comment.
- 2) When it is your turn, the moderator will announce the last 4 digits of your phone number and ask you to unmute your audio by pressing ***6**.
- 3) If your phone has a mute feature, make sure your phone is not muted.
- 4) Press ***6** to unmute or mute yourself.
- 5) Speak your name, organization (if applicable), and comment.

- 3-minute maximum per person
- Be courteous and respectful!
- The Committee reserves the right to reduce the time or limit the total time allowed for public comment.

Old Business from April 20 Meeting

- Participation forms. Have received them from:
 - BLM
 - NDCNR
 - Walker River Paiute Tribe
 - Churchill County
 - Nye County
 - Navy
 - Duckwater Shoshone Tribe
 - Washoe Tribe of Nevada and California
 - Fort McDermitt Paiute Shoshone Tribe
 - Summit Lake Paiute Tribe
- Public comment last meeting about who second the chair and vice chair positions.
 - Chair was second by Captain Morrison.
 - Vice Chair was second by no one (admin error).

Approve of April 20 Meeting Minutes

- Minor corrections were made.
- Corrected version in package, Page 4-8.

Discussion of IEC Charter/MOU

- Comment received from NDCNR: Wishes to add “recreational resources” to the purpose of the IEC.
 - Full purpose statement reads right now as: “ the purpose of facilitating government to government and intergovernmental coordination, the exchange of views, information, and advice in matters regarding the management natural and cultural resources, as well as other concerns, within the existing and potentially expanded FRTC land area and airspace.”

cont. Discussion of IEC Charter/MOU

- Comment received: DOI representation of tribes through BIA.
 - Request BIA be included as a member of the Committee.

Discussion of IEC Memorandum of Understanding

- Comment received from NDCNR in regards to the participation forms (which include the primary and alternate contact for each entity): Should we have each entity fill these out every two years, every year or just once?
 - The MOU is to be reviewed every two years, the elections for chair and vice are every two years.

FRTC Status

- FY21 NDAA
 - Extends current withdrawal for existing 203K acres to 25 years
 - Does not include additional acreage to increase the size of the ranges
 - Mandates DoN and DoI to establish an Intergovernmental Executive Committee
- FY22 NDAA requests the Modernization of ranges through the land withdrawal
 - Withdraws nearly 532K acres from public domain (i.e. BLM)
 - Authorizes nearly 66K acres of non-federal acquisition
 - Improves and/or relocates a few roads (SR 361, Lone Tree, Sand Canyon and Pole Line)
 - Relocates natural gas pipeline
- On 15 June, the Department of Defense transmitted the FY22 legislative proposal requesting the modernization of the Fallon Range Training Complex to the Armed Services committees

FRTC Natural Resources Status

- Fire Management Plan
- Sage Grouse Study
- Hunting MOA
- Integrated Natural Resources Management Plan (INRMP) update
- Conservation Law Enforcement Officer (CLEO)

FRTC Cultural Resources Status

- Tribal Liaison Officer established
- Tribal Coordinator established
- Tribal engagements since January 2021
- Ethnographic and Class III pedestrian surveys
- Programmatic Agreement
- Access Agreement
- Integrated Cultural Resources Management Program (ICRMP) Update

Next IEC Meeting

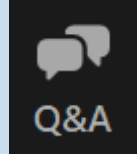
- Agenda items
 - Request form is being developed. Please fill this out to request an item to be added to the agenda and send to the IEC Liaisons.
 - Due date.
- Schedule next meeting
 - End of August, Beginning of September

Commenting Instructions

Timer
3:00

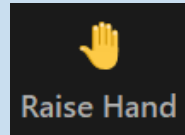
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Adjourn

Thank you