THE SECRETARY OF THE INTERIOR
WASHINGTON

ORDER NO. 3366

Subject: Increasing Recreational Opportunities on Lands and Waters Managed by the U.S. Department of the Interior

Sec. 1 **Purpose**. The purpose of this Order is to ensure public lands and waters under the management and administration of the U.S. Department of the Interior (Department) are open and accessible for recreational pursuits by all Americans and visitors to the United States. This Order:

a) requires certain bureaus to: 1) create a plan that develops new, or increases and expands existing, recreational opportunities that are consistent and comply with all applicable laws and regulations; 2) provide recommendations for improving and streamlining relevant permitting requirements for guides and outfitters and facilitated outdoor recreation providers; and 3) improve contracting processes for recreation-specific concessioners; and

b) directs the respective heads of bureaus to designate one full-time employee to oversee recreational opportunities, including implementation of this Order.

Sec. 2 **Authorities**. This Order is issued under the authority of section 2 of Reorganization Plan No. 3 of 1950 (64 Stat. 1262), as amended, and the Department's land and resource management authorities, including the following:

a) Fish and Wildlife Act of 1956, as amended, 16 U.S.C. 742a, *et seq;*

b) National Wildlife Refuge System Improvement Act of 1997, as amended, 16 U.S.C. 668dd, *et seq*;

c) Federal Land Policy and Management Act of 1976, as amended, 43 U.S.C. 1701, *et seq*;

d) National Park Service Organic Act of 1916, as amended, 54 U.S.C. 100101, *et seq*.; and

e) Reclamation Act of 1902, 43 U.S.C. 391, et seq, as amended and supplemented; particularly, Reclamation Project Act of 1939, 43 U.S.C. 485, et seq; Federal Water Project Recreation Act of 1965; Public Law 89-72; and relevant project-specific Acts.

Sec. 3 **Background**. Americans are exceptionally fortunate to have the heritage of public lands that provide each of us (and visitors) an opportunity for relaxing or vigorous activity. A person can embark on a recreational experience on our public lands in solitude, or be accompanied by family or friends. It is a priority of the Department to increase recreational opportunities so more Americans can create inspiring and lasting memories from the gifts provided to us through our public lands and waters. Recreation on public lands also directly supports businesses that facilitate access to those lands. These businesses include outfitters and guides, the lodging industry, other concessioners, and the outdoor clothing and equipment industry.

For example, in 2017 the American outdoor recreation economy generated $887 billon in consumer spending, $65.3 billion in Federal tax revenue, and $59.2 billion in State and local tax revenue and created 7.6 million American jobs [Outdoor Industry Association, *The Outdoor Recreation Economy*. October 2017.]. The revenue generated helps to reduce the significant maintenance backlogs that exists on lands managed by the Department. Enhancing recreational opportunities can only help to further defray the cost of maintaining our treasured public lands.

The Department has broad responsibilities, including providing recreational opportunities, to manage Federal lands, waters, and resources for the benefit of the public. The Department has established the "Made in America" Recreation Advisory Committee. A primary charge to this Committee is to advise the Secretary on public-private partnerships across all public lands, with the goal of expanding access to and improving the infrastructure on public lands and waters. The efforts of the Committee and the directives set forth in this Order are expressly intended to provide more recreational opportunities and memorable experiences on the Department's public lands and waters.

Sec. 4 **Bureau Responsibilities**. Consistent with governing laws, regulations, and principles of responsible public stewardship:

a) The Bureau of Land Management (BLM), U.S. Fish and Wildlife Service (FWS), National Park Service (NPS), and Bureau of Reclamation (BOR) shall, within 90 days of the date of this Order, provide to the Senior National Advisor to the Secretary for Recreation a report that includes the following:

(1) recommendations for developing new and/or increasing and expanding existing recreational opportunities (e.g., camping, hiking, horseback riding, boating, rafting, mountain biking, off-road vehicle driving, birding, wildlife viewing, etc.) on applicable Department-managed lands and waters;

(2) recommendations for streamlining and improving the permitting process for guides and outfitters, and facilitated outdoor recreation providers, as well as the contracting process for concessioners on lands and waters managed by the Department;

(3) identification of the Department-managed lands and waters where access for recreation is limited, including areas that may be impractical or impossible to access via public roads or trails under current conditions, and recommendations for providing greater access

to these areas, such as through voluntary easements, rights-of-way, or voluntary acquisitions. (The recommendations shall fully consider the rights and privacy of the owners of non-public lands, as well as other uses for the areas that may be authorized by the Department.);

(4) identification and recommendations for grant and/or cooperative agreement opportunities that may be made available for improving recreational opportunities;

(5) identification of organizations focused on providing access to recreational activities for disabled persons, youth, and veterans; and

(6) recommendations for cooperatively developing and facilitating disabled persons' participation in recreational opportunities on the Department's lands with organizations identified above;

b) With respect to the recommendations made in 4(a) (1)-(6) above, identify all existing directives (regulations, orders, guidance documents, policies, instructions, manuals, and/or notices), implementing actions, new employee training orders, and any similar actions that need to be reviewed for consistency with this Order.

c) Heads of each bureau identified in 4(a) above must designate a full-time employee responsible for carrying out the requirements of this Order. The designated employee works directly with the Senior National Advisor to the Secretary for Recreation and with appropriate partners.

d) Bureaus shall:

(1) collaborate with the relevant State, Tribal, and Territorial authorities responsible for recreation during the Department's land-management planning and implementation, including prioritizing recreational projects and funding that contribute to achieving recreational opportunities;

(2) work cooperatively with State, Tribal, and Territorial wildlife agencies to enhance their access to Department lands to provide opportunities for recreation;

(3) work cooperatively with State, Tribal, and Territorial wildlife agencies to ensure that regulations for recreation on lands and waters managed by the Department complement, or at a minimum do not contradict, the regulations on the surrounding lands and waters to the extent legally practicable.

Sec. 5 **Implementation**. The Senior National Advisor to the Secretary for Recreation is responsible for taking all reasonably necessary steps to implement this Order.

Sec. 6 **Effect of Order**. This Order is intended to improve the internal management of the Department. This Order and any resulting reports or recommendations are not intended to, and do not create any right or benefit, substantive or procedural, enforceable at law or equity by a

party against the United States, its departments, agencies, instrumentalities or entities, its officers or employees, or any other person. To the extent there is any inconsistency between the provisions of this Order and any Federal laws or regulations, the laws or regulations will control.

Sec. 7 **Expiration Date.** This Order is effective immediately. It will remain in effect until its provisions are implemented and completed, or until it is amended, superseded, or revoked.

Secretary of the Interior

Date: 4/18/18