

115TH CONGRESS
2D SESSION

H. R. 6410

To provide for the administration of certain national monuments, to establish a National Monument Enhancement Fund, and to establish certain wilderness areas in the States of New Mexico and Nevada.

IN THE HOUSE OF REPRESENTATIVES

JULY 17, 2018

Ms. MICHELLE LUJAN GRISHAM of New Mexico (for herself, Ms. BARRAGÁN, Ms. BONAMICI, Mr. BRENDAN F. BOYLE of Pennsylvania, Mr. BROWN of Maryland, Mr. BLUMENAUER, Mr. CAPUANO, Mr. CARBAJAL, Mr. CARTWRIGHT, Ms. JUDY CHU of California, Mr. COHEN, Ms. DEGETTE, Ms. DELBENE, Mr. DESAULNIER, Mr. MICHAEL F. DOYLE of Pennsylvania, Mr. EVANS, Ms. ESHOO, Mr. GALLEGO, Mr. GRIJALVA, Mr. GOMEZ, Mr. HIGGINS of New York, Mr. HUFFMAN, Ms. HANABUSA, Mr. KILMER, Mr. KIHUEN, Mr. KIND, Ms. LEE, Mr. LOWENTHAL, Mr. BEN RAY LUJÁN of New Mexico, Ms. LOFGREN, Mr. MCNERNEY, Ms. MCCOLLUM, Mr. MCEACHIN, Mr. SEAN PATRICK MALONEY of New York, Mr. MCGOVERN, Mrs. NAPOLITANO, Ms. NORTON, Mr. O'ROURKE, Mr. PAYNE, Mr. PANETTA, Mr. PETERS, Mr. POCAN, Mr. POLIS, Ms. ROSEN, Mr. RUSH, Ms. ROYBAL-ALLARD, Ms. SCHAKOWSKY, Mr. SIRES, Mr. SERRANO, Ms. SPEIER, Ms. WASSERMAN SCHULTZ, Ms. SEWELL of Alabama, Mr. SOTO, Mr. SMITH of Washington, Mr. SABLAN, Ms. TSONGAS, Ms. TITUS, Mrs. TORRES, Ms. VELÁZQUEZ, Ms. WILSON of Florida, Mr. GARAMENDI, and Ms. CASTOR of Florida) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To provide for the administration of certain national monuments, to establish a National Monument Enhancement Fund, and to establish certain wilderness areas in the States of New Mexico and Nevada.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
 5 “America’s Natural Treasures of Immeasurable Quality
 6 Unite, Inspire, and Together Improve the Economies of
 7 States Act of 2018” or the “ANTIQUITIES Act of
 8 2018”.

9 (b) TABLE OF CONTENTS.—The table of contents for
 10 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Findings.

TITLE I—ADMINISTRATION OF CERTAIN NATIONAL MONUMENTS

Sec. 101. Definitions.

Sec. 102. Administration of covered national monuments.

Sec. 103. Description of covered national monuments.

TITLE II—NATIONAL MONUMENT ENHANCEMENT FUND

Sec. 201. Establishment of Fund.

Sec. 202. Authorization of appropriations.

TITLE III—ESTABLISHMENT OF CERTAIN WILDERNESS AREAS IN
 THE STATE OF NEW MEXICO

Sec. 301. Organ Mountains-Desert Peaks Wilderness Areas.

Sec. 302. Cerro del Yuta and Río San Antonio Wilderness Areas.

TITLE IV—DESIGNATION OF WILDERNESS AREAS IN CLARK
 COUNTY, NEVADA

Sec. 401. Findings.

Sec. 402. Definitions.

Sec. 403. Additions to National Wilderness Preservation System.

Sec. 404. Administration.

Sec. 405. Adjacent management.

Sec. 406. Military, law enforcement, and emergency overflights.

Sec. 407. Release of wilderness study areas.

Sec. 408. Native American cultural and religious uses.

Sec. 409. Wildlife management.

Sec. 410. Wildfire, insect, and disease management.

Sec. 411. Climatological data collection.

1 **SEC. 2. FINDINGS.**

2 Congress finds that—

3 (1) as established by Federal law, a national
4 monument may only be reduced, diminished, or re-
5 voked by an Act of Congress;

6 (2) the national monuments under review under
7 Executive Order 13792 (82 Fed. Reg. 20429 (May
8 1, 2017)) have delivered economic, cultural, and eco-
9 logical benefits to local communities and the United
10 States; and

11 (3) legislative actions subsequent to Presi-
12 dential declarations, such as the Omnibus Public
13 Land Management Act of 2009 (Public Law 111–
14 11; 123 Stat. 991), have ratified certain national
15 monuments under review and other national monu-
16 ments.

17 **TITLE I—ADMINISTRATION OF**
18 **CERTAIN NATIONAL MONU-**
19 **MENTS**

20 **SEC. 101. DEFINITIONS.**

21 In this title:

22 (1) **COVERED NATIONAL MONUMENT.**—The
23 term “covered national monument” means a na-
24 tional monument described in section 103.

25 (2) **SECRETARY CONCERNED.**—The term “Sec-
26 retary concerned” means—

1 (A) the Secretary of the Interior, with re-
2 spect to a covered national monument under
3 the joint or exclusive jurisdiction of the Na-
4 tional Park Service, the Bureau of Land Man-
5 agement, or the United States Fish and Wild-
6 life Service;

7 (B) the Secretary of Agriculture, with re-
8 spect to a covered national monument under
9 the joint or exclusive jurisdiction of the Forest
10 Service; and

11 (C) the Secretary of Commerce, with re-
12 spect to a covered national monument under
13 the joint or exclusive jurisdiction of the Na-
14 tional Oceanic and Atmospheric Administration.

15 **SEC. 102. ADMINISTRATION OF COVERED NATIONAL MONU-**
16 **MENTS.**

17 (a) IN GENERAL.—The Secretary concerned shall ad-
18 minister each national monument described in section 103
19 in accordance with—

20 (1) the one or more applicable Presidential
21 proclamations specified in that section that apply to
22 the applicable covered national monument;

23 (2) any Act of Congress enacted before Decem-
24 ber 4, 2017, that provides for an adjustment to the
25 boundary of, or a requirement with respect to the

1 administration of, the applicable covered national
2 monument; and

3 (3) this Act.

4 (b) MAPS AND LEGAL DESCRIPTIONS.—

5 (1) IN GENERAL.—As soon as practicable after
6 the date of enactment of this Act, the Secretary con-
7 cerned shall—

8 (A) conduct a survey of the boundaries of
9 each covered national monument; and

10 (B) file a map and legal description of
11 each covered national monument with—

12 (i) the Committee on Energy and
13 Natural Resources of the Senate; and

14 (ii) the Committee on Natural Re-
15 sources of the House of Representatives.

16 (2) FORCE OF LAW.—The maps and legal de-
17 scriptions filed under paragraph (1)(B) shall have
18 the same force and effect as if included in this Act,
19 except that the Secretary concerned may correct er-
20 rors in the legal descriptions and maps.

21 (3) PUBLIC AVAILABILITY.—The maps and
22 legal descriptions filed under paragraph (1)(B) shall
23 be on file and available for public inspection in the
24 appropriate offices of the Secretary concerned.

1 (c) MANAGEMENT PLAN.—If a management plan has
2 not been prepared for a covered national monument as of
3 the date of enactment of this Act, not later than 2 years
4 after the date of enactment of this Act, the Secretary con-
5 cerned shall prepare a management plan for the covered
6 national monument, in accordance with—

7 (1) the one or more Presidential proclamations
8 specified in section 103 that apply to the applicable
9 covered national monument; and

10 (2) any other applicable Federal law (including
11 regulations).

12 (d) FUNDING.—A covered national monument shall
13 be eligible to receive funds from the National Monument
14 Enhancement Fund established by section 201(a).

15 **SEC. 103. DESCRIPTION OF COVERED NATIONAL MONU-**
16 **MENTS.**

17 The following are the national monuments referred
18 to in section 102(a):

19 (1) BIRMINGHAM CIVIL RIGHTS NATIONAL
20 MONUMENT, ALABAMA.—The Birmingham Civil
21 Rights National Monument established in the State
22 of Alabama by Presidential Proclamation 9565, as
23 issued on January 12, 2017 (54 U.S.C. 320301
24 note).

1 (2) FREEDOM RIDERS NATIONAL MONUMENT,
2 ALABAMA.—The Freedom Riders National Monu-
3 ment established in the State of Alabama by Presi-
4 dential Proclamation 9566, as issued on January 12,
5 2017 (54 U.S.C. 320301 note).

6 (3) AGUA FRIA NATIONAL MONUMENT, ARI-
7 ZONA.—The Agua Fria National Monument estab-
8 lished in the State of Arizona by Presidential Procla-
9 mation 7263, as issued on January 11, 2000 (54
10 U.S.C. 320301 note).

11 (4) GRAND CANYON-PARASHANT NATIONAL
12 MONUMENT, ARIZONA.—The Grand Canyon-
13 Parashant National Monument established in the
14 State of Arizona by Presidential Proclamation 7265,
15 as issued on January 11, 2000 (54 U.S.C. 320301
16 note).

17 (5) IRONWOOD FOREST NATIONAL MONUMENT,
18 ARIZONA.—The Ironwood Forest National Monu-
19 ment established in the State of Arizona by Presi-
20 dential Proclamation 7320, as issued on June 9,
21 2000 (54 U.S.C. 320301 note).

22 (6) SONORAN DESERT NATIONAL MONUMENT,
23 ARIZONA.—The Sonoran Desert National Monument
24 established in the State of Arizona by Presidential

1 Proclamation 7397, as issued on January 17, 2001
2 (54 U.S.C. 320301 note).

3 (7) VERMILION CLIFFS NATIONAL MONUMENT,
4 ARIZONA.—The Vermilion Cliffs National Monument
5 established in the State of Arizona by Presidential
6 Proclamation 7374, as issued on November 9, 2000
7 (54 U.S.C. 320301 note).

8 (8) BERRYESSA SNOW MOUNTAIN NATIONAL
9 MONUMENT, CALIFORNIA.—The Berryessa Snow
10 Mountain National Monument established in the
11 State of California by Presidential Proclamation
12 9298, as issued on July 10, 2015 (54 U.S.C.
13 320301 note).

14 (9) CALIFORNIA COASTAL NATIONAL MONU-
15 MENT, CALIFORNIA.—The California Coastal Na-
16 tional Monument established in the State of Cali-
17 fornia by Presidential Proclamation 7264, as issued
18 on January 11, 2000 (54 U.S.C. 320301 note),
19 Presidential Proclamation 9089, as issued on March
20 11, 2014 (54 U.S.C. 320301 note), and Presidential
21 Proclamation 9563, as issued on January 12, 2017
22 (54 U.S.C. 320301 note).

23 (10) CARRIZO PLAIN NATIONAL MONUMENT,
24 CALIFORNIA.—The Carrizo Plain National Monu-
25 ment established in the State of California by Presi-

1 dential Proclamation 7393, as issued on January 17,
2 2001 (54 U.S.C. 320301 note).

3 (11) CASTLE MOUNTAINS NATIONAL MONU-
4 MENT, CALIFORNIA.—The Castle Mountains Na-
5 tional Monument established in the State of Cali-
6 fornia by Presidential Proclamation 9394, as issued
7 on February 12, 2016 (54 U.S.C. 320301 note).

8 (12) CÉSAR E. CHÁVEZ NATIONAL MONUMENT,
9 CALIFORNIA.—The César E. Chávez National Monu-
10 ment established in the State of California by Presi-
11 dential Proclamation 8884, as issued on October 8,
12 2012 (54 U.S.C. 320301 note).

13 (13) FORT ORD NATIONAL MONUMENT, CALI-
14 FORNIA.—The Fort Ord National Monument estab-
15 lished in the State of California by Presidential
16 Proclamation 8803, as issued on April 20, 2012 (54
17 U.S.C. 320301 note).

18 (14) GIANT SEQUOIA NATIONAL MONUMENT,
19 CALIFORNIA.—The Giant Sequoia National Monu-
20 ment established in the State of California by Presi-
21 dential Proclamation 7295, as issued on April 15,
22 2000 (54 U.S.C. 320301 note).

23 (15) MOJAVE TRAILS NATIONAL MONUMENT,
24 CALIFORNIA.—The Mojave Trails National Monu-
25 ment established in the State of California by Presi-

1 dential Proclamation 9395, as issued on February
2 12, 2016 (54 U.S.C. 320301 note).

3 (16) SAN GABRIEL MOUNTAINS NATIONAL
4 MONUMENT, CALIFORNIA.—The San Gabriel Moun-
5 tains National Monument established in the State of
6 California by Presidential Proclamation 9194, as
7 issued on October 10, 2014 (54 U.S.C. 320301
8 note).

9 (17) SAND TO SNOW NATIONAL MONUMENT,
10 CALIFORNIA.—The Sand to Snow National Monu-
11 ment established in the State of California by Presi-
12 dential Proclamation 9396, as issued on February
13 12, 2016 (54 U.S.C. 320301 note).

14 (18) BROWNS CANYON NATIONAL MONUMENT,
15 COLORADO.—The Browns Canyon National Monu-
16 ment established in the State of Colorado by Presi-
17 dential Proclamation 9232, as issued on February
18 19, 2015 (54 U.S.C. 320301 note).

19 (19) CANYONS OF THE ANCIENTS NATIONAL
20 MONUMENT, COLORADO.—The Canyons of the An-
21 cients National Monument established in the State
22 of Colorado by Presidential Proclamation 7317, as
23 issued on June 9, 2000 (54 U.S.C. 320301 note).

24 (20) CHIMNEY ROCK NATIONAL MONUMENT,
25 COLORADO.—The Chimney Rock National Monu-

1 ment established in the State of Colorado by Presi-
2 dential Proclamation 8868, as issued on September
3 21, 2012 (54 U.S.C. 320301 note).

4 (21) BELMONT-PAUL WOMEN’S EQUALITY NA-
5 TIONAL MONUMENT, WASHINGTON, DC.—The Bel-
6 mont-Paul Women’s Equality National Monument
7 established in Washington, DC, by Presidential
8 Proclamation 9423, as issued on April 12, 2016 (54
9 U.S.C. 320301 note).

10 (22) PRESIDENT LINCOLN AND SOLDIERS’
11 HOME NATIONAL MONUMENT, WASHINGTON, DC.—
12 The President Lincoln and Soldiers’ Home National
13 Monument established in Washington, DC, by Presi-
14 dential Proclamation 7329, as issued on July 7,
15 2000 (54 U.S.C. 320301 note).

16 (23) HONOLULI NATIONAL MONUMENT, HA-
17 WAII.—The Honouliuli National Monument estab-
18 lished in the State of Hawaii by Presidential Procla-
19 mation 9234, as issued on February 24, 2015 (54
20 U.S.C. 320301 note).

21 (24) PULLMAN NATIONAL MONUMENT, ILLI-
22 NOIS.—The Pullman National Monument established
23 in the State of Illinois by Presidential Proclamation
24 9233, as issued on February 19, 2015 (54 U.S.C.
25 320301 note).

1 (25) KATAHDIN WOODS AND WATERS NATIONAL
2 MONUMENT, MAINE.—The Katahdin Woods and
3 Waters National Monument established in the State
4 of Maine by Presidential Proclamation 9476, as
5 issued on August 24, 2016 (54 U.S.C. 320301
6 note).

7 (26) POMPEYS PILLAR NATIONAL MONUMENT,
8 MONTANA.—The Pompeys Pillar National Monu-
9 ment established in the State of Montana by Presi-
10 dential Proclamation 7396, as issued on January 17,
11 2001 (54 U.S.C. 320301 note).

12 (27) UPPER MISSOURI RIVER BREAKS NA-
13 TIONAL MONUMENT, MONTANA.—The Upper Mis-
14 souri River Breaks National Monument established
15 in the State of Montana by Presidential Proclama-
16 tion 7398, as issued on January 17, 2001 (54
17 U.S.C. 320301 note).

18 (28) BASIN AND RANGE NATIONAL MONUMENT,
19 NEVADA.—The Basin and Range National Monu-
20 ment established in the State of Nevada by Presi-
21 dential Proclamation 9297, as issued on July 10,
22 2015 (54 U.S.C. 320301 note).

23 (29) GOLD BUTTE NATIONAL MONUMENT, NE-
24 VADA.—The Gold Butte National Monument estab-
25 lished in the State of Nevada by Presidential Procla-

1 mation 9559, as issued on December 28, 2016 (54
2 U.S.C. 320301 note).

3 (30) KASHA-KATUWE TENT ROCKS NATIONAL
4 MONUMENT, NEW MEXICO.—The Kasha-Katuwe
5 Tent Rocks National Monument established in the
6 State of New Mexico by Presidential Proclamation
7 7394, as issued on January 17, 2001 (54 U.S.C.
8 320301 note).

9 (31) ORGAN MOUNTAINS-DESERT PEAKS NA-
10 TIONAL MONUMENT, NEW MEXICO.—The Organ
11 Mountains-Desert Peaks National Monument estab-
12 lished in the State of New Mexico by the Presi-
13 dential Proclamation 9131, as issued on May 21,
14 2014 (54 U.S.C. 320301 note).

15 (32) RÍO GRANDE DEL NORTE NATIONAL
16 MONUMENT, NEW MEXICO.—The Río Grande del
17 Norte National Monument established in the State
18 of New Mexico by Presidential Proclamation 8946,
19 as issued on March 25, 2013 (54 U.S.C. 320301
20 note).

21 (33) AFRICAN BURIAL GROUND NATIONAL
22 MONUMENT, NEW YORK.—The African Burial
23 Ground National Monument established in the State
24 of New York by Presidential Proclamation 7984, as

1 issued on February 27, 2006 (54 U.S.C. 320301
2 note).

3 (34) GOVERNORS ISLAND NATIONAL MONU-
4 MENT, NEW YORK.—The Governors Island National
5 Monument established in the State of New York by
6 Presidential Proclamation 7647, as issued on Feb-
7 ruary 7, 2003 (54 U.S.C. 320301 note).

8 (35) STONEWALL NATIONAL MONUMENT, NEW
9 YORK.—The Stonewall National Monument estab-
10 lished in the State of New York by Presidential
11 Proclamation 9465, as issued on June 24, 2016 (54
12 U.S.C. 320301 note).

13 (36) CHARLES YOUNG BUFFALO SOLDIERS NA-
14 TIONAL MONUMENT, OHIO.—The Charles Young
15 Buffalo Soldiers National Monument established in
16 the State of Ohio by Presidential Proclamation
17 8945, as issued on March 25, 2013 (54 U.S.C.
18 320301 note).

19 (37) CASCADE-SISKIYOU NATIONAL MONUMENT,
20 OREGON AND CALIFORNIA.—The Cascade-Siskiyou
21 National Monument established in the States of Or-
22 egon and California by Presidential Proclamation
23 7318, as issued on June 9, 2000 (54 U.S.C. 320301
24 note), and Presidential Proclamation 9564, as issued
25 on January 12, 2017 (54 U.S.C. 320301 note).

1 (38) RECONSTRUCTION ERA NATIONAL MONU-
2 MENT, SOUTH CAROLINA.—The Reconstruction Era
3 National Monument established in the State of
4 South Carolina by Presidential Proclamation 9567,
5 as issued on January 12, 2017 (54 U.S.C. 320301
6 note).

7 (39) WACO MAMMOTH NATIONAL MONUMENT,
8 TEXAS.—The Waco Mammoth National Monument
9 established in the State of Texas by Presidential
10 Proclamation 9299, as issued on July 10, 2015 (54
11 U.S.C. 320301 note).

12 (40) BEARS EARS NATIONAL MONUMENT,
13 UTAH.—The Bears Ears National Monument estab-
14 lished in the State of Utah by Presidential Procla-
15 mation 9558, as issued on December 28, 2016 (54
16 U.S.C. 320301 note), except that the boundaries of
17 the Bears Ears National Monument shall be modi-
18 fied to encompass the approximately 1,931,997 acres
19 of Federal land generally depicted on the map on
20 page 6 of the proposal entitled “Proposal to Presi-
21 dent Barack Obama for the Creation of Bears Ears
22 National Monument”, prepared by the Bears Ears
23 Inter-Tribal Coalition, and dated October 15, 2015.

24 (41) GRAND STAIRCASE-ESCALANTE NATIONAL
25 MONUMENT, UTAH.—The Grand Staircase-Escalante

1 National Monument established in the State of Utah
2 by Presidential Proclamation 6920, as issued on
3 September 18, 1996 (54 U.S.C. 320301 note).

4 (42) FORT MONROE NATIONAL MONUMENT,
5 VIRGINIA.—The Fort Monroe National Monument
6 established in the State of Virginia by Presidential
7 Proclamation 8750, as issued on November 1, 2011
8 (54 U.S.C. 320301 note).

9 (43) HANFORD REACH NATIONAL MONUMENT,
10 WASHINGTON.—The Hanford Reach National Monu-
11 ment established in the State of Washington by
12 Presidential Proclamation 7319, as issued on June
13 9, 2000 (54 U.S.C. 320301 note).

14 (44) SAN JUAN ISLANDS NATIONAL MONUMENT,
15 WASHINGTON.—The San Juan Islands National
16 Monument established in the State of Washington
17 by Presidential Proclamation 8947, as issued on
18 March 25, 2013 (54 U.S.C. 320301 note).

19 (45) VIRGIN ISLANDS CORAL REEF NATIONAL
20 MONUMENT, UNITED STATES VIRGIN ISLANDS.—The
21 Virgin Islands Coral Reef National Monument estab-
22 lished in the United States Virgin Islands by Presi-
23 dential Proclamation 7399, as issued on January 17,
24 2001 (54 U.S.C. 320301 note).

1 (46) NORTHEAST CANYONS AND SEAMOUNTS
2 MARINE NATIONAL MONUMENT, ATLANTIC OCEAN.—
3 The Northeast Canyons and Seamounts Marine Na-
4 tional Monument established in the Atlantic Ocean
5 by Presidential Proclamation 9496, as issued on
6 September 15, 2016 (54 U.S.C. 320301 note).

7 (47) PACIFIC REMOTE ISLANDS MARINE NA-
8 TIONAL MONUMENT, PACIFIC OCEAN.—The Pacific
9 Remote Islands Marine National Monument estab-
10 lished in the Pacific Ocean by Presidential Procla-
11 mation 8336, as issued on January 6, 2009 (54
12 U.S.C. 320301 note), and by Presidential Proclama-
13 tion 9173, as issued on September 25, 2014 (54
14 U.S.C. 320301 note).

15 (48) ROSE ATOLL MARINE NATIONAL MONU-
16 MENT, AMERICAN SAMOA.—The Rose Atoll Marine
17 National Monument established in American Samoa
18 and the Pacific Ocean by Presidential Proclamation
19 8337, as issued on January 6, 2009 (54 U.S.C.
20 320301 note).

21 (49) MARIANAS TRENCH NATIONAL MONUMENT,
22 COMMONWEALTH OF THE NORTHERN MARIANA IS-
23 LANDS.—The Marianas Trench Marine National
24 Monument established in the Commonwealth of the
25 Northern Mariana Islands and the Pacific Ocean by

1 Presidential Proclamation 8335, as issued on Janu-
2 ary 6, 2009 (54 U.S.C. 320301 note).

3 (50) PAPAĪANAUMOKUĀKEA MARINE NATIONAL
4 MONUMENT, HAWAII.—The Papahānaumokuākea
5 Marine National Monument established in the State
6 of Hawaii and the Pacific Ocean by Presidential
7 Proclamation 8031, as issued on June 15, 2006 (54
8 U.S.C. 320301 note), and Presidential Proclamation
9 9478, as issued on August 25, 2016 (54 U.S.C.
10 320301 note).

11 (51) WORLD WAR II VALOR IN THE PACIFIC NA-
12 TIONAL MONUMENT, ALASKA, CALIFORNIA, AND HA-
13 WAI.—The World War II Valor in the Pacific Na-
14 tional Monument established in the States of Alaska,
15 California, and Hawaii by Presidential Proclamation
16 8327, as issued on December 5, 2008 (54 U.S.C.
17 320301 note).

18 **TITLE II—NATIONAL MONUMENT** 19 **ENHANCEMENT FUND**

20 **SEC. 201. ESTABLISHMENT OF FUND.**

21 (a) ESTABLISHMENT.—There is established in the
22 Treasury a fund, to be known as the “National Monument
23 Enhancement Fund” (referred to in this title as the
24 “Fund”), consisting of such amounts as are appropriated
25 to the Fund under section 202.

1 (b) PURPOSES.—The purposes of the Fund are—

2 (1) to provide funds to the Bureau of Land
3 Management, the Forest Service, the National Park
4 Service, the United States Fish and Wildlife Service,
5 and the National Oceanographic and Atmospheric
6 Administration for the development of management
7 plans for national monuments designated under sec-
8 tion 320301 of title 54, United States Code;

9 (2) to provide funds for the Federal acquisition
10 and development of certain land and other areas;
11 and

12 (3) to provide funds to develop and enhance the
13 recreational infrastructure on land designated as a
14 national monument under section 320301 of title 54,
15 United States Code.

16 **SEC. 202. AUTHORIZATION OF APPROPRIATIONS.**

17 There is authorized to be appropriated to the Fund
18 \$100,000,000 for fiscal year 2018 and each fiscal year
19 thereafter, to remain available until expended.

1 **TITLE III—ESTABLISHMENT OF**
2 **CERTAIN WILDERNESS AREAS**
3 **IN THE STATE OF NEW MEX-**
4 **ICO**

5 **SEC. 301. ORGAN MOUNTAINS-DESERT PEAKS WILDERNESS**
6 **AREAS.**

7 (a) DEFINITIONS.—In this section:

8 (1) MONUMENT.—The term “Monument”
9 means the Organ Mountains-Desert Peaks National
10 Monument.

11 (2) SECRETARY.—The term “Secretary” means
12 the Secretary of the Interior.

13 (3) STATE.—The term “State” means the State
14 of New Mexico.

15 (4) WILDERNESS AREA.—The term “wilderness
16 area” means a wilderness area designated by sub-
17 section (b)(1).

18 (b) DESIGNATION OF WILDERNESS AREAS.—

19 (1) IN GENERAL.—In accordance with the Wil-
20 derness Act (16 U.S.C. 1131 et seq.), the following
21 areas in the State are designated as wilderness and
22 as components of the National Wilderness Preserva-
23 tion System:

24 (A) ADEN LAVA FLOW WILDERNESS.—Cer-
25 tain land administered by the Bureau of Land

1 Management in Doña Ana County comprising
2 approximately 27,673 acres, as generally de-
3 picted on the map entitled “Potrillo Mountains
4 Complex” and dated April 18, 2016, which
5 shall be known as the “Aden Lava Flow Wilder-
6 ness”.

7 (B) BROAD CANYON WILDERNESS.—Cer-
8 tain land administered by the Bureau of Land
9 Management in Doña Ana County comprising
10 approximately 13,902 acres, as generally de-
11 picted on the map entitled “Desert Peaks Com-
12 plex” and dated April 13, 2016, which shall be
13 known as the “Broad Canyon Wilderness”.

14 (C) CINDER CONE WILDERNESS.—Certain
15 land administered by the Bureau of Land Man-
16 agement in Doña Ana County comprising ap-
17 proximately 16,935 acres, as generally depicted
18 on the map entitled “Potrillo Mountains Com-
19 plex” and dated April 18, 2016, which shall be
20 known as the “Cinder Cone Wilderness”.

21 (D) ORGAN MOUNTAINS WILDERNESS.—
22 Certain land administered by the Bureau of
23 Land Management in Doña Ana County com-
24 prising approximately 19,916 acres, as gen-
25 erally depicted on the map entitled “Organ

1 Mountains Area” and dated September 21,
2 2016, which shall be known as the “Organ
3 Mountains Wilderness”, the boundary of which
4 shall be offset 400 feet from the centerline of
5 Dripping Springs Road in T. 23 S., R. 04 E.,
6 sec. 7, New Mexico Principal Meridian.

7 (E) POTRILLO MOUNTAINS WILDER-
8 NESS.—Certain land administered by the Bu-
9 reau of Land Management in Doña Ana and
10 Luna counties comprising approximately
11 125,854 acres, as generally depicted on the map
12 entitled “Potrillo Mountains Complex” and
13 dated April 18, 2016, which shall be known as
14 the “Potrillo Mountains Wilderness”.

15 (F) ROBLEDO MOUNTAINS WILDERNESS.—
16 Certain land administered by the Bureau of
17 Land Management in Doña Ana County com-
18 prising approximately 16,776 acres, as gen-
19 erally depicted on the map entitled “Desert
20 Peaks Complex” and dated April 13, 2016,
21 which shall be known as the “Robledo Moun-
22 tains Wilderness”.

23 (G) SIERRA DE LAS UVAS WILDERNESS.—
24 Certain land administered by the Bureau of
25 Land Management in Doña Ana County com-

1 prising approximately 11,114 acres, as gen-
2 erally depicted on the map entitled “Desert
3 Peaks Complex” and dated April 13, 2016,
4 which shall be known as the “Sierra de las
5 Uvas Wilderness”.

6 (H) WHITETHORN WILDERNESS.—Certain
7 land administered by the Bureau of Land Man-
8 agement in Doña Ana and Luna counties com-
9 prising approximately 9,616 acres, as generally
10 depicted on the map entitled “Potrillo Moun-
11 tains Complex” and dated April 18, 2016,
12 which shall be known as the “Whitethorn Wil-
13 derness”.

14 (2) MAPS AND LEGAL DESCRIPTIONS.—

15 (A) IN GENERAL.—As soon as practicable
16 after the date of enactment of this Act, the Sec-
17 retary shall file maps and legal descriptions of
18 the wilderness areas with—

19 (i) the Committee on Energy and
20 Natural Resources of the Senate; and

21 (ii) the Committee on Natural Re-
22 sources of the House of Representatives.

23 (B) FORCE OF LAW.—The maps and legal
24 descriptions filed under subparagraph (A) shall
25 have the same force and effect as if included in

1 this Act, except that the Secretary may correct
2 errors in the maps and legal descriptions.

3 (C) PUBLIC AVAILABILITY.—The maps
4 and legal descriptions filed under subparagraph
5 (A) shall be on file and available for public in-
6 spection in the appropriate offices of the Bu-
7 reau of Land Management.

8 (3) MANAGEMENT.—Subject to valid existing
9 rights, the wilderness areas shall be administered by
10 the Secretary—

11 (A) as components of the National Land-
12 scape Conservation System; and

13 (B) in accordance with—

14 (i) this section; and

15 (ii) the Wilderness Act (16 U.S.C.
16 1131 et seq.), except that—

17 (I) any reference in the Wilder-
18 ness Act to the effective date of that
19 Act shall be considered to be a ref-
20 erence to the date of enactment of
21 this Act; and

22 (II) any reference in the Wilder-
23 ness Act to the Secretary of Agri-
24 culture shall be considered to be a ref-
25 erence to the Secretary.

1 (4) INCORPORATION OF ACQUIRED LAND AND
2 INTERESTS IN LAND.—Any land or interest in land
3 that is within the boundary of a wilderness area that
4 is acquired by the United States shall—

5 (A) become part of the wilderness area
6 within the boundaries of which the land is lo-
7 cated; and

8 (B) be managed in accordance with—

9 (i) the Wilderness Act (16 U.S.C.
10 1131 et seq.);

11 (ii) this section; and

12 (iii) any other applicable laws.

13 (5) GRAZING.—Grazing of livestock in the wil-
14 derness areas, where established before the date of
15 enactment of this Act, shall be administered in ac-
16 cordance with—

17 (A) section 4(d)(4) of the Wilderness Act
18 (16 U.S.C. 1133(d)(4)); and

19 (B) the guidelines set forth in Appendix A
20 of the Report of the Committee on Interior and
21 Insular Affairs to accompany H.R. 2570 of the
22 101st Congress (H. Rept. 101–405).

23 (6) MILITARY OVERFLIGHTS.—Nothing in this
24 subsection restricts or precludes—

1 (A) low-level overflights of military aircraft
2 over the wilderness areas, including military
3 overflights that can be seen or heard within the
4 wilderness areas;

5 (B) the designation of new units of special
6 airspace over the wilderness areas; or

7 (C) the use or establishment of military
8 flight training routes over the wilderness areas.

9 (7) BUFFER ZONES.—

10 (A) IN GENERAL.—Nothing in this sub-
11 section creates a protective perimeter or buffer
12 zone around any wilderness area.

13 (B) ACTIVITIES OUTSIDE WILDERNESS
14 AREAS.—The fact that an activity or use on
15 land outside any wilderness area can be seen or
16 heard within the wilderness area shall not pre-
17 clude the activity or use outside the boundary
18 of the wilderness area.

19 (8) PARAGLIDING.—The use of paragliding
20 within areas of the Potrillo Mountains Wilderness
21 designated by paragraph (1)(E) in which the use has
22 been established before the date of enactment of this
23 Act, shall be allowed to continue in accordance with
24 section 4(d)(1) of the Wilderness Act (16 U.S.C.

1 1133(d)(1)), subject to any terms and conditions
2 that the Secretary determines to be necessary.

3 (9) CLIMATOLOGIC DATA COLLECTION.—Sub-
4 ject to such terms and conditions as the Secretary
5 may prescribe, nothing in this section precludes the
6 installation and maintenance of hydrologic, meteorolo-
7 gic, or climatologic collection devices in wilderness
8 areas if the facilities and access to the facilities are
9 essential to flood warning, flood control, or water
10 reservoir operation activities.

11 (10) FISH AND WILDLIFE.—Nothing in this
12 section affects the jurisdiction of the State with re-
13 spect to fish and wildlife located on public land in
14 the State, except that the Secretary, after consulta-
15 tion with the New Mexico Department of Game and
16 Fish, may designate zones where, and establish peri-
17 ods during which, no hunting or fishing shall be per-
18 mitted for reasons of public safety, administration,
19 or compliance with applicable law.

20 (11) WITHDRAWALS.—

21 (A) IN GENERAL.—Subject to valid exist-
22 ing rights, the Federal land within the wilder-
23 ness areas and any land or interest in land that
24 is acquired by the United States in the wilder-

1 ness areas after the date of enactment of this
2 Act is withdrawn from—

3 (i) entry, appropriation, or disposal
4 under the public land laws;

5 (ii) location, entry, and patent under
6 the mining laws; and

7 (iii) operation of the mineral leasing,
8 mineral materials, and geothermal leasing
9 laws.

10 (B) PARCEL B.—The approximately 6,498
11 acres of land generally depicted as “Parcel B”
12 on the map entitled “Organ Mountains Area”
13 and dated September 21, 2016, is withdrawn in
14 accordance with subparagraph (A), except that
15 the land is not withdrawn for purposes of the
16 issuance of oil and gas pipeline rights-of-way.

17 (C) PARCEL C.—The approximately 1,297
18 acres of land generally depicted as “Parcel C”
19 on the map entitled “Organ Mountains Area”
20 and dated September 21, 2016, is withdrawn in
21 accordance with subparagraph (A), except that
22 the land is not withdrawn from disposal under
23 the Act of June 14, 1926 (commonly known as
24 the “Recreation and Public Purposes Act”) (43
25 U.S.C. 869 et seq.).

1 (D) PARCEL D.—

2 (i) IN GENERAL.—The Secretary of
3 the Army shall allow for the conduct of
4 certain recreational activities on the ap-
5 proximately 2,035 acres of land generally
6 depicted as “Parcel D” on the map enti-
7 tled “Organ Mountains Area” and dated
8 September 21, 2016 (referred to in this
9 subparagraph as the “parcel”), which is a
10 portion of the public land withdrawn and
11 reserved for military purposes by Public
12 Land Order 833 dated May 21, 1952 (17
13 Fed. Reg. 4822).

14 (ii) OUTDOOR RECREATION PLAN.—

15 (I) IN GENERAL.—The Secretary
16 of the Army shall develop a plan for
17 public outdoor recreation on the par-
18 cel that is consistent with the primary
19 military mission of the parcel.

20 (II) REQUIREMENT.—In devel-
21 oping the plan under subclause (I),
22 the Secretary of the Army shall en-
23 sure, to the maximum extent prac-
24 ticable, that outdoor recreation activi-
25 ties may be conducted on the parcel,

1 including: hunting, hiking, wildlife
2 viewing, and camping.

3 (iii) CLOSURES.—The Secretary of the
4 Army may close the parcel or any portion
5 of the parcel to the public as the Secretary
6 of the Army determines to be necessary to
7 protect—

8 (I) public safety; or

9 (II) the safety of the military
10 members training on the parcel.

11 (iv) TRANSFER OF ADMINISTRATIVE
12 JURISDICTION; WITHDRAWAL.—

13 (I) IN GENERAL.—On a deter-
14 mination by the Secretary of the
15 Army that military training capabili-
16 ties, personnel safety, and installation
17 security would not be hindered as a
18 result of the transfer to the Secretary
19 of administrative jurisdiction over the
20 parcel, the Secretary of the Army
21 shall transfer to the Secretary admin-
22 istrative jurisdiction over the parcel.

23 (II) WITHDRAWAL.—On transfer
24 of the parcel under subclause (I), the
25 parcel shall be—

1 (aa) under the jurisdiction
2 of the Director of the Bureau of
3 Land Management; and

4 (bb) withdrawn from—

5 (AA) entry, appropria-
6 tion, or disposal under the
7 public land laws;

8 (BB) location, entry,
9 and patent under the mining
10 laws; and

11 (CC) operation of the
12 mineral leasing, mineral ma-
13 terials, and geothermal leas-
14 ing laws.

15 (III) RESERVATION.—On trans-
16 fer under subclause (I), the parcel
17 shall be reserved for management of
18 the resources of, and military training
19 conducted on, the parcel in accord-
20 ance with a memorandum of under-
21 standing entered into under clause
22 (v).

23 (v) MEMORANDUM OF UNDER-
24 STANDING RELATING TO MILITARY TRAIN-
25 ING.—

1 (I) IN GENERAL.—If, after the
2 transfer of the parcel under clause
3 (iv)(I), the Secretary of the Army re-
4 quests that the Secretary enter into a
5 memorandum of understanding, the
6 Secretary shall enter into a memo-
7 randum of understanding with the
8 Secretary of the Army providing for
9 the conduct of military training on the
10 parcel.

11 (II) REQUIREMENTS.—The mem-
12 orandum of understanding entered
13 into under subclause (I) shall—

14 (aa) address the location,
15 frequency, and type of training
16 activities to be conducted on the
17 parcel;

18 (bb) provide to the Secretary
19 of the Army access to the parcel
20 for the conduct of military train-
21 ing;

22 (cc) authorize the Secretary
23 or the Secretary of the Army to
24 close the parcel or a portion of
25 the parcel to the public as the

1 Secretary or the Secretary of the
2 Army determines to be necessary
3 to protect—

4 (AA) public safety; or

5 (BB) the safety of the
6 military members training;
7 and

8 (dd) to the maximum extent
9 practicable, provide for the pro-
10 tection of natural, historic, and
11 cultural resources in the area of
12 the parcel.

13 (vi) MILITARY OVERFLIGHTS.—Noth-
14 ing in this subparagraph restricts or pre-
15 cludes—

16 (I) low-level overflights of mili-
17 tary aircraft over the parcel, including
18 military overflights that can be seen
19 or heard within the parcel;

20 (II) the designation of new units
21 of special airspace over the parcel; or

22 (III) the use or establishment of
23 military flight training routes over the
24 parcel.

25 (12) POTENTIAL WILDERNESS AREA.—

1 (A) ROBLEDO MOUNTAINS POTENTIAL
2 WILDERNESS AREA.—

3 (i) IN GENERAL.—Certain land ad-
4 ministered by the Bureau of Land Man-
5 agement, comprising approximately 100
6 acres as generally depicted as “Potential
7 Wilderness” on the map entitled “Desert
8 Peaks Complex” and dated April 13, 2016,
9 is designated as a potential wilderness
10 area.

11 (ii) USES.—The Secretary shall per-
12 mit only such uses on the land described in
13 clause (i) that were permitted on the date
14 of enactment of this Act.

15 (iii) DESIGNATION AS WILDERNESS.—

16 (I) IN GENERAL.—On the date
17 on which the Secretary publishes in
18 the Federal Register the notice de-
19 scribed in subclause (II), the potential
20 wilderness area designated under
21 clause (i) shall be—

22 (aa) designated as wilder-
23 ness and as a component of the
24 National Wilderness Preservation
25 System; and

1 (bb) incorporated into the
2 Robledo Mountains Wilderness
3 designated by paragraph (1)(F).

4 (II) NOTICE.—The notice re-
5 ferred to in subclause (I) is notice
6 that—

7 (aa) the communications site
8 within the potential wilderness
9 area designated under clause (i)
10 is no longer used;

11 (bb) the associated right-of-
12 way is relinquished or not re-
13 newed; and

14 (cc) the conditions in the po-
15 tential wilderness area designated
16 by clause (i) are compatible with
17 the Wilderness Act (16 U.S.C.
18 1131 et seq.).

19 (13) RELEASE OF WILDERNESS STUDY
20 AREAS.—Congress finds that, for purposes of section
21 603(c) of the Federal Land Policy and Management
22 Act of 1976 (43 U.S.C. 1782(c)), the public land in
23 Doña Ana County administered by the Bureau of
24 Land Management not designated as wilderness by
25 paragraph (1)—

1 (A) has been adequately studied for wilder-
2 ness designation;

3 (B) is no longer subject to section 603(c)
4 of the Federal Land Policy and Management
5 Act of 1976 (43 U.S.C. 1782(c)); and

6 (C) shall be managed in accordance with—

7 (i) the Federal Land Policy and Man-
8 agement Act of 1976 (43 U.S.C. 1701 et
9 seq.);

10 (ii) title I; and

11 (iii) any other applicable laws.

12 (c) BORDER SECURITY.—

13 (1) IN GENERAL.—Nothing in this section—

14 (A) prevents the Secretary of Homeland
15 Security from undertaking law enforcement and
16 border security activities, in accordance with
17 section 4(c) of the Wilderness Act (16 U.S.C.
18 1133(c)), within the wilderness areas, including
19 the ability to use motorized access within a wil-
20 derness area while in pursuit of a suspect;

21 (B) affects the 2006 Memorandum of Un-
22 derstanding among the Department of Home-
23 land Security, the Department of the Interior,
24 and the Department of Agriculture regarding
25 cooperative national security and counterter-

1 terrorism efforts on Federal land along the bor-
2 ders of the United States; or

3 (C) prevents the Secretary of Homeland
4 Security from conducting any low-level over-
5 flights over the wilderness areas that may be
6 necessary for law enforcement and border secu-
7 rity purposes.

8 (2) WITHDRAWAL AND ADMINISTRATION OF
9 CERTAIN AREA.—

10 (A) WITHDRAWAL.—The area identified as
11 “Parcel A” on the map entitled “Potrillo Moun-
12 tains Complex” and dated April 18, 2016, is
13 withdrawn in accordance with subsection
14 (b)(11)(A).

15 (B) ADMINISTRATION.—Except as pro-
16 vided in subparagraphs (C) and (D), the Sec-
17 retary shall administer the area described in
18 subparagraph (A) in a manner that, to the
19 maximum extent practicable, protects the wil-
20 derness character of the area.

21 (C) USE OF MOTOR VEHICLES.—The use
22 of motor vehicles, motorized equipment, and
23 mechanical transport shall be prohibited in the
24 area described in subparagraph (A) except as
25 necessary for—

- 1 (i) the administration of the area (in-
2 cluding the conduct of law enforcement
3 and border security activities in the area);
4 or
5 (ii) grazing uses by authorized permit-
6 tees.

7 (D) EFFECT OF SUBSECTION.—Nothing in
8 this paragraph precludes the Secretary from al-
9 lowing within the area described in subpara-
10 graph (A) the installation and maintenance of
11 communication or surveillance infrastructure
12 necessary for law enforcement or border secu-
13 rity activities.

14 (3) RESTRICTED ROUTE.—The route excluded
15 from the Potrillo Mountains Wilderness identified as
16 “Restricted—Administrative Access” on the map en-
17 titled “Potrillo Mountains Complex” and dated April
18 18, 2016, shall be—

19 (A) closed to public access; but

20 (B) available for administrative and law
21 enforcement uses, including border security ac-
22 tivities.

23 (d) ORGAN MOUNTAINS-DESERT PEAKS NATIONAL
24 MONUMENT.—

1 (1) MANAGEMENT PLAN.—In preparing and im-
2 plementing the management plan for the Monument,
3 the Secretary shall include a watershed health as-
4 sessment to identify opportunities for watershed res-
5 toration.

6 (2) INCORPORATION OF ACQUIRED STATE
7 TRUST LAND AND INTERESTS IN STATE TRUST
8 LAND.—

9 (A) IN GENERAL.—Any land or interest in
10 land that is within the State trust land de-
11 scribed in subparagraph (B) that is acquired by
12 the United States shall—

13 (i) become part of the Monument; and

14 (ii) be managed in accordance with—

15 (I) Presidential Proclamation
16 9131 (79 Fed. Reg. 30431); and

17 (II) any other applicable laws.

18 (B) DESCRIPTION OF STATE TRUST
19 LAND.—The State trust land referred to in sub-
20 paragraph (A) is the State trust land in T. 22
21 S., R. 01 W., New Mexico Principal Meridian
22 and T. 22 S., R. 02 W., New Mexico Principal
23 Meridian.

24 (3) LAND EXCHANGES.—

1 (A) IN GENERAL.—Subject to subpara-
2 graphs (C) through (F), the Secretary shall at-
3 tempt to enter into an agreement to initiate an
4 exchange under section 2201.1 of title 43, Code
5 of Federal Regulations (or successor regula-
6 tions), with the Commissioner of Public Lands
7 of New Mexico, by the date that is 18 months
8 after the date of enactment of this Act, to pro-
9 vide for a conveyance to the State of all right,
10 title, and interest of the United States in and
11 to Bureau of Land Management land in the
12 State identified under subparagraph (B) in ex-
13 change for the conveyance by the State to the
14 Secretary of all right, title, and interest of the
15 State in and to parcels of State trust land with-
16 in the boundary of the Monument identified
17 under that subparagraph or described in para-
18 graph (2)(B).

19 (B) IDENTIFICATION OF LAND FOR EX-
20 CHANGE.—The Secretary and the Commissioner
21 of Public Lands of New Mexico shall jointly
22 identify the Bureau of Land Management land
23 and State trust land eligible for exchange under
24 this paragraph, the exact acreage and legal de-
25 scription of which shall be determined by sur-

1 veys approved by the Secretary and the New
2 Mexico State Land Office.

3 (C) APPLICABLE LAW.—A land exchange
4 under subparagraph (A) shall be carried out in
5 accordance with section 206 of the Federal
6 Land Policy and Management Act of 1976 (43
7 U.S.C. 1716).

8 (D) CONDITIONS.—A land exchange under
9 subparagraph (A) shall be subject to—

10 (i) valid existing rights; and

11 (ii) such terms as the Secretary and
12 the State shall establish.

13 (E) VALUATION, APPRAISALS, AND
14 EQUALIZATION.—

15 (i) IN GENERAL.—The value of the
16 Bureau of Land Management land and the
17 State trust land to be conveyed in a land
18 exchange under this paragraph—

19 (I) shall be equal, as determined
20 by appraisals conducted in accordance
21 with clause (ii); or

22 (II) if not equal, shall be equal-
23 ized in accordance with clause (iii).

24 (ii) APPRAISALS.—

1 (I) IN GENERAL.—The Bureau of
2 Land Management land and State
3 trust land to be exchanged under this
4 paragraph shall be appraised by an
5 independent, qualified appraiser that
6 is agreed to by the Secretary and the
7 State.

8 (II) REQUIREMENTS.—An ap-
9 praisal under subclause (I) shall be
10 conducted in accordance with—

11 (aa) the Uniform Appraisal
12 Standards for Federal Land Ac-
13 quisitions; and

14 (bb) the Uniform Standards
15 of Professional Appraisal Prac-
16 tice.

17 (iii) EQUALIZATION.—

18 (I) IN GENERAL.—If the value of
19 the Bureau of Land Management land
20 and the State trust land to be con-
21 veyed in a land exchange under this
22 paragraph is not equal, the value may
23 be equalized by—

24 (aa) making a cash equali-
25 zation payment to the Secretary

1 or to the State, as appropriate, in
2 accordance with section 206(b) of
3 the Federal Land Policy and
4 Management Act of 1976 (43
5 U.S.C. 1716(b)); or

6 (bb) reducing the acreage of
7 the Bureau of Land Management
8 land or State trust land to be ex-
9 changed, as appropriate.

10 (II) CASH EQUALIZATION PAY-
11 MENTS.—Any cash equalization pay-
12 ments received by the Secretary under
13 subclause (I)(aa) shall be—

14 (aa) deposited in the Fed-
15 eral Land Disposal Account es-
16 tablished by section 206(a) of the
17 Federal Land Transaction Facili-
18 tation Act (43 U.S.C. 2305(a));
19 and

20 (bb) used in accordance with
21 that Act.

22 (F) LIMITATION.—No exchange of land
23 shall be conducted under this paragraph unless
24 mutually agreed to by the Secretary and the
25 State.

1 **SEC. 302. CERRO DEL YUTA AND RÍO SAN ANTONIO WIL-**
2 **DERNESS AREAS.**

3 (a) DEFINITIONS.—In this section:

4 (1) MAP.—The term “map” means the map en-
5 titled “Río Grande del Norte National Monument
6 Proposed Wilderness Areas” and dated July 28,
7 2015.

8 (2) SECRETARY.—The term “Secretary” means
9 the Secretary of the Interior.

10 (3) WILDERNESS AREA.—The term “wilderness
11 area” means a wilderness area designated by sub-
12 section (b)(1).

13 (b) DESIGNATION OF CERRO DEL YUTA AND RÍO
14 SAN ANTONIO WILDERNESS AREAS.—

15 (1) IN GENERAL.—In accordance with the Wil-
16 derness Act (16 U.S.C. 1131 et seq.), the following
17 areas in the Río Grande del Norte National Monu-
18 ment are designated as wilderness and as compo-
19 nents of the National Wilderness Preservation Sys-
20 tem:

21 (A) CERRO DEL YUTA WILDERNESS.—Cer-
22 tain land administered by the Bureau of Land
23 Management in Taos County, New Mexico,
24 comprising approximately 13,420 acres as gen-
25 erally depicted on the map, which shall be
26 known as the “Cerro del Yuta Wilderness”.

1 (B) RÍO SAN ANTONIO WILDERNESS.—Cer-
2 tain land administered by the Bureau of Land
3 Management in Río Arriba County, New Mex-
4 ico, comprising approximately 8,120 acres, as
5 generally depicted on the map, which shall be
6 known as the “Río San Antonio Wilderness”.

7 (2) MANAGEMENT OF WILDERNESS AREAS.—
8 Subject to valid existing rights, the wilderness areas
9 shall be administered in accordance with the Wilder-
10 ness Act (16 U.S.C. 1131 et seq.) and this section,
11 except that with respect to the wilderness areas des-
12 ignated by this section—

13 (A) any reference to the effective date of
14 the Wilderness Act shall be considered to be a
15 reference to the date of enactment of this Act;
16 and

17 (B) any reference in the Wilderness Act to
18 the Secretary of Agriculture shall be considered
19 to be a reference to the Secretary.

20 (3) INCORPORATION OF ACQUIRED LAND AND
21 INTERESTS IN LAND.—Any land or interest in land
22 within the boundary of the wilderness areas that is
23 acquired by the United States shall—

24 (A) become part of the wilderness area in
25 which the land is located; and

1 (B) be managed in accordance with—

2 (i) the Wilderness Act (16 U.S.C.
3 1131 et seq.);

4 (ii) this section; and

5 (iii) any other applicable laws.

6 (4) GRAZING.—Grazing of livestock in the wil-
7 derness areas, where established before the date of
8 enactment of this Act, shall be administered in ac-
9 cordance with—

10 (A) section 4(d)(4) of the Wilderness Act
11 (16 U.S.C. 1133(d)(4)); and

12 (B) the guidelines set forth in appendix A
13 of the Report of the Committee on Interior and
14 Insular Affairs to accompany H.R. 2570 of the
15 101st Congress (H. Rept. 101–405).

16 (5) BUFFER ZONES.—

17 (A) IN GENERAL.—Nothing in this section
18 creates a protective perimeter or buffer zone
19 around the wilderness areas.

20 (B) ACTIVITIES OUTSIDE WILDERNESS
21 AREAS.—The fact that an activity or use on
22 land outside a wilderness area can be seen or
23 heard within the wilderness area shall not pre-
24 clude the activity or use outside the boundary
25 of the wilderness area.

1 (6) RELEASE OF WILDERNESS STUDY AREAS.—
2 Congress finds that, for purposes of section 603(c)
3 of the Federal Land Policy and Management Act of
4 1976 (43 U.S.C. 1782(c)), the public land within the
5 San Antonio Wilderness Study Area not designated
6 as wilderness by this subsection—

7 (A) has been adequately studied for wilder-
8 ness designation;

9 (B) is no longer subject to section 603(c)
10 of the Federal Land Policy and Management
11 Act of 1976 (43 U.S.C. 1782(c)); and

12 (C) shall be managed in accordance with
13 title I.

14 (7) MAPS AND LEGAL DESCRIPTIONS.—

15 (A) IN GENERAL.—As soon as practicable
16 after the date of enactment of this Act, the Sec-
17 retary shall file the map and legal descriptions
18 of the wilderness areas with—

19 (i) the Committee on Energy and
20 Natural Resources of the Senate; and

21 (ii) the Committee on Natural Re-
22 sources of the House of Representatives.

23 (B) FORCE OF LAW.—The map and legal
24 descriptions filed under subparagraph (A) shall
25 have the same force and effect as if included in

1 this Act, except that the Secretary may correct
2 errors in the legal description and map.

3 (C) PUBLIC AVAILABILITY.—The map and
4 legal descriptions filed under subparagraph (A)
5 shall be on file and available for public inspec-
6 tion in the appropriate offices of the Bureau of
7 Land Management.

8 (8) NATIONAL LANDSCAPE CONSERVATION SYS-
9 TEM.—The wilderness areas shall be administered as
10 components of the National Landscape Conservation
11 System.

12 (9) FISH AND WILDLIFE.—Nothing in this sec-
13 tion affects the jurisdiction of the State of New
14 Mexico with respect to fish and wildlife located on
15 public land in the State.

16 (10) WITHDRAWALS.—Subject to valid existing
17 rights, any Federal land within the wilderness areas
18 designated by paragraph (1), including any land or
19 interest in land that is acquired by the United
20 States after the date of enactment of this Act, is
21 withdrawn from—

22 (A) entry, appropriation, or disposal under
23 the public land laws;

24 (B) location, entry, and patent under the
25 mining laws; and

1 (C) operation of the mineral leasing, min-
2 eral materials, and geothermal leasing laws.

3 (11) TREATY RIGHTS.—Nothing in this section
4 enlarges, diminishes, or otherwise modifies any trea-
5 ty rights.

6 **TITLE IV—DESIGNATION OF WIL-**
7 **DERNESS AREAS IN CLARK**
8 **COUNTY, NEVADA**

9 **SEC. 401. FINDINGS.**

10 Congress finds that—

11 (1) public land administered by the Bureau of
12 Land Management in the County contains unique
13 and spectacular natural, cultural, and historical re-
14 sources, including—

15 (A) priceless habitat for numerous species
16 of plants and wildlife;

17 (B) thousands of acres of land that remain
18 in a natural state; and

19 (C) numerous sites containing significant
20 cultural and historical artifacts; and

21 (2) continued preservation of the public land
22 would benefit the County and all of the United
23 States by—

24 (A) ensuring the conservation of eco-
25 logically diverse habitat;

1 (B) protecting prehistoric cultural re-
2 sources;

3 (C) conserving primitive recreational re-
4 sources; and

5 (D) protecting air and water quality.

6 **SEC. 402. DEFINITIONS.**

7 In this title:

8 (1) COUNTY.—The term “County” means Clark
9 County, Nevada.

10 (2) MAP.—The term “Map” means the map en-
11 titled “Gold Butte National Conservation Area” and
12 dated May 23, 2013.

13 (3) PUBLIC LAND.—The term “public land”
14 has the meaning given the term “public lands” in
15 section 103 of the Federal Land Policy and Manage-
16 ment Act of 1976 (43 U.S.C. 1702).

17 (4) SECRETARY.—The term “Secretary” means
18 the Secretary of the Interior.

19 (5) STATE.—The term “State” means the State
20 of Nevada.

21 (6) WILDERNESS AREA.—The term “wilderness
22 area” means a wilderness area designated by section
23 403(a).

1 **SEC. 403. ADDITIONS TO NATIONAL WILDERNESS PRESER-**
2 **VATION SYSTEM.**

3 (a) ADDITIONS.—In furtherance of the Wilderness
4 Act (16 U.S.C. 1131 et seq.), the following public land
5 administered by the Bureau of Land Management in the
6 County is designated as wilderness and as components of
7 the National Wilderness Preservation System:

8 (1) VIRGIN PEAK WILDERNESS.—Certain public
9 land managed by the Bureau of Land Management,
10 comprising approximately 18,296 acres, as generally
11 depicted on the Map, which shall be known as the
12 “Virgin Peak Wilderness”.

13 (2) BLACK RIDGE WILDERNESS.—Certain pub-
14 lic land managed by the Bureau of Land Manage-
15 ment, comprising approximately 18,192 acres, as
16 generally depicted on the Map, which shall be known
17 as the “Black Ridge Wilderness”.

18 (3) BITTER RIDGE NORTH WILDERNESS.—Cer-
19 tain public land managed by the Bureau of Land
20 Management comprising approximately 15,114
21 acres, as generally depicted on the Map, which shall
22 be known as the “Bitter Ridge North Wilderness”.

23 (4) BITTER RIDGE SOUTH WILDERNESS.—Cer-
24 tain public land managed by the Bureau of Land
25 Management, comprising approximately 12,646

1 acres, as generally depicted on the Map, which shall
2 be known as the “Bitter Ridge Wilderness”.

3 (5) BILLY GOAT PEAK WILDERNESS.—Certain
4 public land managed by the Bureau of Land Man-
5 agement, comprising approximately 30,460 acres, as
6 generally depicted on the Map, which shall be known
7 as the “Billy Goat Peak Wilderness”.

8 (6) MILLION HILLS WILDERNESS.—Certain
9 public land managed by the Bureau of Land Man-
10 agement, comprising approximately 24,818 acres, as
11 generally depicted on the Map, which shall be known
12 as the “Million Hills Wilderness”.

13 (7) LIME CANYON WILDERNESS ADDITIONS.—
14 Certain public land managed by the Bureau of Land
15 Management, comprising approximately 10,069
16 acres, as generally depicted on the Map, which is in-
17 corporated in, and shall be managed as part of, the
18 “Lime Canyon Wilderness” designated by section
19 202(a)(9) of the Clark County Conservation of Pub-
20 lic Land and Natural Resources Act of 2002 (16
21 U.S.C. 1132 note; Public Law 107–282).

22 (b) NATIONAL LANDSCAPE CONSERVATION SYS-
23 TEM.—The wilderness areas shall be administered as com-
24 ponents of the National Landscape Conservation System.

1 (c) ROAD OFFSET.—The boundary of any portion of
2 a wilderness area that is bordered by a road shall be at
3 least 100 feet away from the centerline of the road so as
4 not to interfere with public access.

5 (d) MAP AND LEGAL DESCRIPTION.—

6 (1) IN GENERAL.—As soon as practicable after
7 the date of enactment of this Act, the Secretary
8 shall file a map and legal description of each wilder-
9 ness area with the Committee on Natural Resources
10 of the House of Representatives and the Committee
11 on Energy and Natural Resources of the Senate.

12 (2) EFFECT.—Each map and legal description
13 under paragraph (1) shall have the same force and
14 effect as if included in this title, except that the Sec-
15 retary may correct clerical and typographical errors
16 in the map or legal description.

17 (3) AVAILABILITY.—Each map and legal de-
18 scription under paragraph (1) shall be on file and
19 available for public inspection in the appropriate of-
20 fices of the Bureau of Land Management.

21 **SEC. 404. ADMINISTRATION.**

22 (a) MANAGEMENT.—Subject to valid existing rights,
23 the wilderness areas shall be administered by the Sec-
24 retary in accordance with the Wilderness Act (16 U.S.C.
25 1131 et seq.), except that—

1 (1) any reference in that Act to the effective
2 date of that Act shall be considered to be a reference
3 to the date of enactment of this Act; and

4 (2) any reference in that Act to the Secretary
5 of Agriculture shall be considered to be a reference
6 to the Secretary.

7 (b) INCORPORATION OF ACQUIRED LAND AND IN-
8 TERESTS.—Any land or interest in land within the bound-
9 aries of a wilderness area that is acquired by the United
10 States after the date of enactment of this Act shall be
11 added to, and administered as part of, the wilderness area
12 within which the acquired land or interest is located.

13 (c) WATER RIGHTS.—

14 (1) FINDINGS.—Congress finds that—

15 (A) the land designated as a wilderness
16 area—

17 (i) is within the Mojave Desert;

18 (ii) is arid in nature; and

19 (iii) includes ephemeral streams;

20 (B) the hydrology of the land designated
21 as a wilderness area is locally characterized by
22 complex flow patterns and alluvial fans with im-
23 permanent channels;

24 (C) the subsurface hydrogeology of the re-
25 gion within which the land designated as a wil-

1 derness area is located is characterized by
2 ground water subject to local and regional flow
3 gradients and artesian aquifers;

4 (D) the land designated as a wilderness
5 area is generally not suitable for use or develop-
6 ment of new water resource facilities;

7 (E) there are no actual or proposed water
8 resource facilities and no opportunities for di-
9 version, storage, or other uses of water occur-
10 ring outside the land designated as a wilderness
11 area that would adversely affect the wilderness
12 or other values of the land; and

13 (F) because of the unique nature and hy-
14 drology of the desert land designated as a wil-
15 derness area and the existence of the Clark
16 County Multi-Species Habitat Conservation
17 Plan, it is possible to provide for proper man-
18 agement and protection of the wilderness, pe-
19 rennial springs, and other values of the land in
20 ways different than the methods used in other
21 laws.

22 (2) STATUTORY CONSTRUCTION.—

23 (A) NO RESERVATION.—Nothing in this
24 title constitutes an express or implied reserva-
25 tion by the United States of any water or water

1 rights with respect to the land designated as a
2 wilderness area.

3 (B) STATE RIGHTS.—Nothing in this title
4 affects any water rights in the State existing on
5 the date of enactment of this Act, including any
6 water rights held by the United States.

7 (C) NO PRECEDENT.—Nothing in this sub-
8 section establishes a precedent with regard to
9 any future wilderness designations.

10 (D) NO EFFECT ON COMPACTS.—Nothing
11 in this title limits, alters, modifies, or amends
12 any of the interstate compacts or equitable ap-
13 portionment decrees that apportion water
14 among and between the State and other States.

15 (E) CLARK COUNTY MULTI-SPECIES HABI-
16 TAT CONSERVATION PLAN.—Nothing in this
17 title limits, alters, modifies, or amends the
18 Clark County Multi-Species Habitat Conserva-
19 tion Plan with respect to the land designated as
20 a wilderness area, including specific manage-
21 ment actions for the conservation of perennial
22 springs.

23 (3) NEVADA WATER LAW.—The Secretary shall
24 follow the procedural and substantive requirements
25 of State law in order to obtain and hold any water

1 rights not in existence on the date of enactment of
2 this Act with respect to the land designated as a wil-
3 derness area.

4 (4) NEW PROJECTS.—

5 (A) DEFINITION.—

6 (i) IN GENERAL.—In this paragraph,
7 the term “water resource facility” means
8 irrigation and pumping facilities, res-
9 ervoirs, water conservation works, aque-
10 ducts, canals, ditches, pipelines, wells, hy-
11 dropower projects, and transmission and
12 other ancillary facilities, and other water
13 diversion, storage, and carriage structures.

14 (ii) EXCLUSION.—In this paragraph,
15 the term “water resource facility” does not
16 include wildlife guzzlers.

17 (B) NO LICENSES OR PERMITS.—Except
18 as otherwise provided in this title, on and after
19 the date of enactment of this Act, neither the
20 President nor any other officer, employee, or
21 agent of the United States shall fund, assist,
22 authorize, or issue a license or permit for the
23 development of any new water resource facility
24 within the land designated as a wilderness area.

1 (d) WITHDRAWAL.—Subject to valid existing rights,
2 any Federal land within the wilderness areas, including
3 any land or interest in land that is acquired by the United
4 States within the Gold Butte National Monument after
5 the date of enactment of this Act, is withdrawn from—

6 (1) entry, appropriation, or disposal under the
7 public land laws;

8 (2) location, entry, and patent under the mining
9 laws; and

10 (3) operation of the mineral leasing, mineral
11 materials, and geothermal leasing laws.

12 **SEC. 405. ADJACENT MANAGEMENT.**

13 (a) NO BUFFER ZONES.—Congress does not intend
14 for the designation of land as wilderness areas to lead to
15 the creation of protective perimeters or buffer zones
16 around the wilderness areas.

17 (b) NONWILDERNESS ACTIVITIES.—The fact that
18 nonwilderness activities or uses can be seen or heard from
19 areas within a wilderness area shall not preclude the con-
20 duct of those activities or uses outside the boundary of
21 the wilderness area.

22 **SEC. 406. MILITARY, LAW ENFORCEMENT, AND EMERGENCY**
23 **OVERFLIGHTS.**

24 Nothing in this title restricts or precludes—

1 (1) low-level overflights of military, law enforce-
2 ment, or emergency medical services aircraft over
3 the area designated as wilderness by this title, in-
4 cluding military, law enforcement, or emergency
5 medical services overflights that can be seen or
6 heard within the wilderness area;

7 (2) flight testing and evaluation; or

8 (3) the designation or creation of new units of
9 special use airspace, or the establishment of military,
10 law enforcement, or emergency medical services
11 flight training routes, over the wilderness area.

12 **SEC. 407. RELEASE OF WILDERNESS STUDY AREAS.**

13 (a) FINDING.—Congress finds that, for the purposes
14 of section 603 of the Federal Land Policy and Manage-
15 ment Act of 1976 (43 U.S.C. 1782), the Bureau of Land
16 Management land in any portion of the wilderness study
17 areas located within the Gold Butte National Monument
18 not designated as a wilderness area has been adequately
19 studied for wilderness designation.

20 (b) RELEASE.—Any Bureau of Land Management
21 land described in subsection (a) that is not designated as
22 a wilderness area—

23 (1) is no longer subject to section 603(c) of the
24 Federal Land Policy and Management Act of 1976
25 (43 U.S.C. 1782(c));

1 (2) shall be managed in accordance with—

2 (A) the land management plans adopted
3 under section 202 of that Act (43 U.S.C.
4 1712); and

5 (B) cooperative conservation agreements in
6 existence on the date of enactment of this Act;
7 and

8 (3) shall be subject to—

9 (A) the Endangered Species Act of 1973
10 (16 U.S.C. 1531 et seq.); and

11 (B) title I.

12 **SEC. 408. NATIVE AMERICAN CULTURAL AND RELIGIOUS**
13 **USES.**

14 Nothing in this title diminishes—

15 (1) the rights of any Indian Tribe; or

16 (2) Tribal rights regarding access to Federal
17 land for Tribal activities, including spiritual, cul-
18 tural, and traditional food-gathering activities.

19 **SEC. 409. WILDLIFE MANAGEMENT.**

20 (a) **IN GENERAL.**—In accordance with section
21 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)),
22 nothing in this title affects or diminishes the jurisdiction
23 of the State with respect to fish and wildlife management,
24 including the regulation of hunting, fishing, and trapping,
25 in the wilderness areas.

1 (b) MANAGEMENT ACTIVITIES.—

2 (1) IN GENERAL.—In furtherance of the pur-
3 poses and principles of the Wilderness Act (16
4 U.S.C. 1131 et seq.), management activities to
5 maintain or restore fish and wildlife populations and
6 the habitats to support the populations may be car-
7 ried out within the wilderness areas, if the activi-
8 ties—

9 (A) are consistent with relevant wilderness
10 management plans; and

11 (B) are carried out in accordance with ap-
12 propriate policies, such as those set forth in Ap-
13 pendix B of House Report 101–405.

14 (2) USE OF MOTORIZED VEHICLES.—The man-
15 agement activities under paragraph (1) may include
16 the occasional and temporary use of motorized vehi-
17 cles, if the use, as determined by the Secretary,
18 would—

19 (A) promote healthy, viable, and more nat-
20 urally distributed wildlife populations that
21 would enhance wilderness values; and

22 (B) accomplish the purposes described in
23 subparagraph (A) with the minimum impact
24 necessary to reasonably accomplish the task.

1 (c) EXISTING ACTIVITIES.—Consistent with section
2 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)(1)) and
3 in accordance with appropriate policies such as those set
4 forth in Appendix B of House Report 101–405, the State
5 may continue to use aircraft (including helicopters) to sur-
6 vey, capture, transplant, monitor, and provide water for
7 wildlife populations, including bighorn sheep, and feral
8 stock, horses, and burros.

9 (d) WILDLIFE WATER DEVELOPMENT PROJECTS.—
10 Subject to subsection (f), the Secretary shall authorize
11 structures and facilities, including existing structures and
12 facilities, for wildlife water development projects, including
13 guzzlers, in the wilderness areas if—

14 (1) the structures and facilities will, as deter-
15 mined by the Secretary, enhance wilderness values
16 by promoting healthy, viable and more naturally dis-
17 tributed wildlife populations; and

18 (2) the visual impacts of the structures and fa-
19 cilities on the wilderness areas can reasonably be
20 minimized.

21 (e) HUNTING, FISHING, AND TRAPPING.—

22 (1) IN GENERAL.—The Secretary may des-
23 ignate, by regulation, areas in which, and establish
24 periods during which, for reasons of public safety,
25 administration, or compliance with applicable laws,

1 no hunting, fishing, or trapping will be permitted in
2 the wilderness areas.

3 (2) CONSULTATION.—Except in emergencies,
4 the Secretary shall consult with the appropriate
5 State agency before promulgating regulations under
6 paragraph (1).

7 (f) COOPERATIVE AGREEMENT.—The State, includ-
8 ing a designee of the State, may conduct wildlife manage-
9 ment activities in the wilderness areas—

10 (1) in accordance with the terms and conditions
11 specified in the cooperative agreement between the
12 Secretary and the State entitled “Memorandum of
13 Understanding between the Bureau of Land Man-
14 agement and the Nevada Department of Wildlife
15 Supplement No. 9” and signed November and De-
16 cember 2003, including any amendments to the co-
17 operative agreement agreed to by the Secretary and
18 the State; and

19 (2) subject to all applicable laws (including reg-
20 ulations).

21 **SEC. 410. WILDFIRE, INSECT, AND DISEASE MANAGEMENT.**

22 (a) IN GENERAL.—In accordance with section
23 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)(1)), the
24 Secretary may take such measures in each wilderness area
25 as the Secretary determines to be necessary for the control

1 of fire, insects, and diseases (including, as the Secretary
2 determines to be appropriate, the coordination of the ac-
3 tivities with a State or local agency).

4 (b) EFFECT.—Nothing in this title precludes a Fed-
5 eral, State, or local agency from conducting wildfire man-
6 agement operations (including operations using aircraft or
7 mechanized equipment) in accordance with section 4(d)(1)
8 of the Wilderness Act (16 U.S.C. 1133(d)(1)).

9 **SEC. 411. CLIMATOLOGICAL DATA COLLECTION.**

10 Subject to such terms and conditions as the Secretary
11 may require, nothing in this title precludes the installation
12 and maintenance of hydrologic, meteorologic, or climato-
13 logical collection devices in the wilderness areas if the fa-
14 cilities and access to the facilities are essential to flood
15 warning, flood control, and water reservoir operation ac-
16 tivities.

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