

114TH CONGRESS
1ST SESSION

H. R. 3668

To codify in law and expand certain off-highway vehicle recreation areas in the State of California, to designate as wilderness certain public lands in the State of California administered by the Bureau of Land Management, to expand the Death Valley National Park Wilderness and the San Gorgonio Wilderness in San Bernardino National Forest, to ensure the conservation and necessary management of wildlife in these wilderness areas, to establish the Mojave Trails Special Management Area in the State, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 1, 2015

Mr. COOK (for himself and Mr. KNIGHT) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To codify in law and expand certain off-highway vehicle recreation areas in the State of California, to designate as wilderness certain public lands in the State of California administered by the Bureau of Land Management, to expand the Death Valley National Park Wilderness and the San Gorgonio Wilderness in San Bernardino National Forest, to ensure the conservation and necessary management of wildlife in these wilderness areas, to establish the Mojave Trails Special Management Area in the State, and for other purposes.

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 “California Minerals, Off-Road Recreation, and Conserva-
 6 tion Act”.

7 (b) **TABLE OF CONTENTS.**—The table of contents for
 8 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—OFF-HIGHWAY VEHICLE RECREATION AREAS

Sec. 101. Purpose.

Sec. 102. Statutory designation and expansion of off-highway vehicle recreation areas, San Bernardino County, California.

Sec. 103. Administration.

Sec. 104. Southern California Edison Company energy transport facilities and rights-of-way.

Sec. 105. Pacific Gas and Electric Company utility facilities and rights-of-way.

TITLE II—WILDERNESS

Sec. 201. Purpose.

Sec. 202. Designation or expansion of wilderness areas in the State of California.

Sec. 203. Management.

Sec. 204. Release of wilderness study areas.

Sec. 205. Treatment of cherry-stemmed roads.

TITLE III—NATIONAL PARK SYSTEM ADDITIONS

Sec. 301. Death Valley National Park boundary revision.

Sec. 302. Joshua Tree National Park boundary revision, visitor center, and sale of Federal land.

Sec. 303. Mojave National Preserve boundary revision and related provisions.

TITLE IV—DESIGNATION OF WILD, SCENIC, AND RECREATIONAL RIVERS

Sec. 401. Designation of wild, scenic, and recreational rivers.

TITLE V—BLACK LAVA BUTTE AND FLAT TOP MESA

Sec. 501. Black Lava Butte and Flat Top Mesa Area of Critical Environmental Concern.

TITLE VI—MOJAVE TRAILS SPECIAL MANAGEMENT AREA

Sec. 601. Definitions.

- Sec. 602. Mojave trails special management area.
- Sec. 603. Management.
- Sec. 604. Acquisition of land.
- Sec. 605. Renewable energy right-of-way applications.
- Sec. 606. Expedited environmental review process to facilitate route 66 bridge repair and replacement within management area.

TITLE VII—SAND TO SNOW NATIONAL MONUMENT

- Sec. 701. Definitions.
- Sec. 702. Sand to Snow National Monument.
- Sec. 703. Management of Monument.
- Sec. 704. Uses of Monument.
- Sec. 705. Acquisition of land.
- Sec. 706. Advisory committee.
- Sec. 707. Wireless communications facilities.

TITLE VIII—LAND CONVEYANCES, WITHDRAWALS, AND RELATED PROVISIONS

- Sec. 801. Release of Federal reversionary land interests.
- Sec. 802. California State School land.
- Sec. 803. Juniper Flats.
- Sec. 804. Land exchange, San Gorgonio Wilderness, California Desert Conservation Area, Bureau of Land Management, and San Bernardino National Forest, California.
- Sec. 805. Conveyance for Apple Valley Off-Highway Vehicle Recreation Area.
- Sec. 806. Conveyance to City of Twentynine Palms, California.
- Sec. 807. Conversion of valid, existing rights.

TITLE IX—MISCELLANEOUS PROVISIONS

- Sec. 901. Tribal uses and interests.
- Sec. 902. Military activities.
- Sec. 903. Deed restrictions on donated land within the California Desert Conservation Area.
- Sec. 904. Wildlife management.
- Sec. 905. Limitation on extension or establishment of national monuments.
- Sec. 906. Categorical exclusion for eastern Inyo County broadband corridor.

1 **TITLE I—OFF-HIGHWAY VEHICLE** 2 **RECREATION AREAS**

3 **SEC. 101. PURPOSE.**

4 The purpose of this title is to designate in law certain
5 off-highway vehicle recreation areas currently designated
6 administratively by the Secretary of the Interior as Na-
7 tional Off-Highway Vehicle Recreation Areas in order to
8 preserve and enhance the recreational opportunities within

1 the California Desert Conservation Area, including oppor-
2 tunities for off-highway vehicle recreation, while con-
3 serving the wildlife and other natural resources of the
4 Conservation Area.

5 **SEC. 102. STATUTORY DESIGNATION AND EXPANSION OF**
6 **OFF-HIGHWAY VEHICLE RECREATION AREAS,**
7 **SAN BERNARDINO COUNTY, CALIFORNIA.**

8 (a) STATUTORY DESIGNATION.—In accordance with
9 the Federal Land Policy and Management Act of 1976
10 (43 U.S.C. 1701 et seq.) and resource management plans
11 developed under this title, and subject to valid rights, the
12 following public lands within the California Desert Con-
13 servation Area in San Bernardino County, California, are
14 designated as National Off-Highway Vehicle Recreation
15 Areas:

16 (1) DUMONT DUNES OFF-HIGHWAY VEHICLE
17 RECREATION AREA.—Certain public lands com-
18 prising approximately 7,630 acres, as generally de-
19 picted on the map entitled “Dumont Dunes Pro-
20 posed National OHV Recreation Area” and dated
21 June 29, 2015, which corresponds to the boundaries
22 of an administratively designated off-highway vehicle
23 recreation area and shall be known as the Dumont
24 Dunes National Off-Highway Vehicle Recreation
25 Area.

1 (2) EL MIRAGE OFF-HIGHWAY VEHICLE RECRE-
2 ATION AREA.—Certain public lands comprising ap-
3 proximately 15,610 acres, as generally depicted on
4 the map entitled “El Mirage Proposed National
5 OHV Recreation Area” and dated January 8, 2015,
6 which expands the boundaries of an administratively
7 designated off-highway vehicle recreation area and
8 shall be known as the El Mirage National Off-High-
9 way Vehicle Recreation Area.

10 (3) RASOR OFF-HIGHWAY VEHICLE RECRE-
11 ATION AREA.—Certain public lands comprising ap-
12 proximately 23,910 acres, as generally depicted on
13 the map entitled “Rasor Proposed National OHV
14 Recreation Area” and dated February 15, 2015,
15 which corresponds to the boundaries of an adminis-
16 tratively designated off-highway vehicle recreation
17 area and shall be known as the Rasor National Off-
18 Highway Vehicle Recreation Area.

19 (4) SPANGLER HILLS OFF-HIGHWAY VEHICLE
20 RECREATION AREA.—Certain public lands com-
21 prising approximately 93,610 acres, as generally de-
22 picted on the map entitled “Spangler Hills Proposed
23 National OHV Recreation Area” and dated May 27,
24 2015, which expands the boundaries of an adminis-
25 tratively designated off-highway vehicle recreation

1 area and shall be known as the Spangler Hills Na-
2 tional Off-Highway Vehicle Recreation Area.

3 (5) STODDARD VALLEY OFF-HIGHWAY VEHICLE
4 RECREATION AREA.—Certain public lands com-
5 prising approximately 40,110 acres, as generally de-
6 picted on the map entitled “Stoddard Valley Pro-
7 posed National OHV Recreation Area” and dated
8 February 18, 2015, which corresponds to the bound-
9 aries of an administratively designated off-highway
10 vehicle recreation area and shall be known as the
11 Stoddard Valley National Off-Highway Vehicle
12 Recreation Area.

13 (b) REDESIGNATION AND EXPANSION OF JOHNSON
14 VALLEY OFF-HIGHWAY VEHICLE RECREATION AREA.—

15 (1) IN GENERAL.—The Johnson Valley Off-
16 Highway Vehicle Recreation Area designated by sec-
17 tion 2945 of the Military Construction Authorization
18 Act for Fiscal Year 2014 (division B of Public Law
19 113–66; 127 Stat. 1038)—

20 (A) is hereby redesignated as the Johnson
21 Valley National Off-Highway Vehicle Recreation
22 Area; and

23 (B) is expanded to include all of the land
24 depicted as the “Proposed National Off High-
25 way Vehicle Recreation Area Additions” on the

1 map entitled “Johnson Valley Proposed Na-
2 tional OHV Recreation Area” and dated April
3 23, 2015.

4 (2) CONFORMING AMENDMENTS.—

5 (A) DESIGNATION.—Section 2945 of the
6 Military Construction Authorization Act for
7 Fiscal Year 2014 (division B of Public Law
8 113–66; 127 Stat. 1038) is amended—

9 (i) in the section heading, by inserting
10 “**NATIONAL**” after “**VALLEY**”;

11 (ii) in subsection (a), by inserting
12 “National” after “Valley” in the matter
13 preceding paragraph (1); and

14 (iii) in subsections (b), (c), and (d),
15 by inserting “National” after “Valley”
16 each place it appears.

17 (B) CROSS REFERENCE.—Section
18 2942(c)(3) of the Military Construction Author-
19 ization Act for Fiscal Year 2014 (division B of
20 Public Law 113–66; 127 Stat. 1037) is amend-
21 ed by inserting “National” after “Valley”.

22 (3) RELATION TO AUTHORIZED NAVY USE.—
23 The redesignation of the Johnson Valley Off-High-
24 way Vehicle Recreation Area as the Johnson Valley
25 National Off-Highway Vehicle Recreation Area does

1 not alter or interfere with the rights and obligations
2 of the Navy regarding the use of portions of the
3 Recreation Area as provided in subtitle C of title
4 XXIX of the Military Construction Authorization
5 Act for Fiscal Year 2014 (division B of Public Law
6 113–66; 127 Stat. 1034).

7 (4) REFERENCES.—Any reference in any law,
8 regulation, document, record, map, or other paper of
9 the United States to the Johnson Valley Off-High-
10 way Vehicle Recreation Area is deemed to be a ref-
11 erence to the Johnson Valley National Off-Highway
12 Vehicle Recreation Area.

13 (c) MAPS AND DESCRIPTIONS.—

14 (1) PREPARATION AND SUBMISSION.—As soon
15 as practicable after the date of enactment of this
16 Act, the Secretary of the Interior shall file a map
17 and legal description of the National Off-Highway
18 Vehicle Recreation Areas designated by subsection
19 (a) and (b) with—

20 (A) the Committee on Natural Resources
21 of the House of Representatives; and

22 (B) the Committee on Energy and Natural
23 Resources of the Senate.

24 (2) LEGAL EFFECT.—The map and legal de-
25 scriptions of the National Off-Highway Vehicle

1 Recreation Areas filed under paragraph (1) shall
2 have the same force and effect as if included in this
3 Act, except that the Secretary may correct errors in
4 the map and legal descriptions.

5 (3) PUBLIC AVAILABILITY.—Each map and
6 legal description filed under paragraph (1) shall be
7 filed and made available for public inspection in the
8 appropriate offices of the Bureau of Land Manage-
9 ment.

10 **SEC. 103. ADMINISTRATION.**

11 (a) APPLICABLE LAWS.—The Secretary of the Inte-
12 rior shall administer the National Off-Highway Vehicle
13 Recreation Areas designated by subsections (a) and (b)
14 of section 102 in accordance with—

15 (1) this title;

16 (2) the Federal Land Policy and Management
17 Act of 1976 (43 U.S.C. 1701 et seq.); and

18 (3) any other applicable laws (including regula-
19 tions).

20 (b) MANAGEMENT PLAN.—

21 (1) IN GENERAL.—As soon as practicable, but
22 not later than three years after the date of enact-
23 ment of this Act, the Secretary of the Interior
24 shall—

1 (A) amend existing resource management
2 plans applicable to the land designated as a Na-
3 tional Off-Highway Vehicle Recreation Areas
4 under subsection (a) or (b) of section 102; or

5 (B) develop new management plans for
6 such National Off-Highway Vehicle Recreation
7 Areas.

8 (2) REQUIREMENTS.—All new or amended
9 plans under paragraph (1) shall be designed to pre-
10 serve and enhance safe off-highway vehicle and other
11 recreational opportunities within the applicable Na-
12 tional Off-Highway Vehicle Recreation Area con-
13 sistent with—

14 (A) the purpose of this title; and

15 (B) any applicable laws (including regula-
16 tions).

17 (3) INTERIM PLANS.—Pending completion of a
18 new management plan under subsection (b)(2), the
19 existing resource management plans shall govern the
20 use of the applicable National Off-Highway Vehicle
21 Recreation Area.

22 (c) USE OF THE LAND.—

23 (1) IN GENERAL.—The Secretary of the Inte-
24 rior shall continue to authorize, maintain, and en-
25 hance the recreational uses of the National Off-

1 Highway Vehicle Recreation Areas designated by
2 subsections (a) and (b) of section 102, including off-
3 highway recreation, hiking, camping, hunting, moun-
4 tain biking, sightseeing, rockhounding, and horse-
5 back riding, as long as the recreational use is con-
6 sistent with this title and any other applicable law.

7 (2) OFF-HIGHWAY VEHICLE AND OFF-HIGHWAY
8 RECREATION.—To the extent consistent with appli-
9 cable Federal law (including regulations) and this
10 title, any authorized recreation activities and use
11 designations in effect on the date of enactment of
12 this Act and applicable to the National Off-Highway
13 Vehicle Recreation Areas designated by subsections
14 (a) and (b) of section 102 shall continue, including
15 casual off-highway vehicular use, racing, competitive
16 events, rock crawling, training, and other forms of
17 off-highway recreation.

18 (3) WILDLIFE GUZZLERS.—Wildlife guzzlers
19 shall be allowed in the National Off-Highway Vehicle
20 Recreation Areas designated by subsections (a) and
21 (b) of section 102 in accordance with—

22 (A) applicable Bureau of Land Manage-
23 ment guidelines; and

24 (B) the laws of the State of California.

25 (4) PROHIBITED USES.—

1 (A) IN GENERAL.—Commercial develop-
2 ment (including development of energy facili-
3 ties, but excluding energy transport facilities,
4 rights-of-way, and related telecommunication
5 facilities) shall be prohibited in the National
6 Off-Highway Vehicle Recreation Areas des-
7 ignated by subsections (a) and (b) of section
8 102 if the Secretary determines that the devel-
9 opment is incompatible with the purpose of this
10 title.

11 (B) EXCEPTION FOR TEMPORARY PER-
12 MITTED VENDORS.—Subparagraph (A) does not
13 prohibit a commercial vendor from establishing,
14 pursuant to a temporary permit, a site in the
15 National Off-Highway Vehicle Recreation Areas
16 for the purpose of providing accessories and
17 other support for off-highway vehicles and vehi-
18 cles used for accessing the area.

19 **SEC. 104. SOUTHERN CALIFORNIA EDISON COMPANY EN-**
20 **ERGY TRANSPORT FACILITIES AND RIGHTS-**
21 **OF-WAY.**

22 (a) EFFECT OF TITLE.—Nothing in this title—

23 (1) terminates—

24 (A) any right-of-way issued, granted, or
25 permitted to Southern California Edison Com-

1 pany (including any predecessor or successor in
2 interest or assign) as of the date of the enact-
3 ment of this Act that is located on land in-
4 cluded in the National Off-Highway Vehicle
5 Recreation Areas designated by subsections (a)
6 and (b) of section 102; or

7 (B) the customary operation, maintenance,
8 upgrade, repair, relocation within such a right-
9 of-way, replacement, or other authorized energy
10 transport facility activities (including the use of
11 any mechanized vehicle, helicopter, and other
12 aerial device) within such a right-of-way;

13 (2) affects the application, siting, route selec-
14 tion, right-of-way acquisition, or construction of the
15 Coolwater-Lugo transmission project, as may be ap-
16 proved by the California Public Utilities Commission
17 and the Bureau of Land Management; or

18 (3) prohibits the upgrading or replacement of
19 any Southern California Edison Company—

20 (A) energy transport facility, including
21 such an energy transport facility known on the
22 date of enactment of this Act as—

23 (i) Gale-PS 512, Inyokern-McGen-
24 Searles, Downs-Inyokern-McGen-Searles,
25 Lugo-Mohave, Eldorado-Lugo, Lugo-Pis-

1 gah No. 1, and Lugo-Pisgah No. 2 trans-
2 mission lines or rights-of-way; or

3 (ii) Patio, Jack Ranch, and Kenworth
4 distribution circuits or rights-of-way; or

5 (B) energy transport facility in a right-of-
6 way issued, granted, or permitted by the Sec-
7 retary of the Interior adjacent to the energy
8 transport facility referred to in subparagraph
9 (A).

10 (b) PLANS FOR ACCESS.—The Secretary of the Inte-
11 rior, in consultation with the Southern California Edison
12 Company, shall publish plans for regular and emergency
13 access by the Southern California Edison Company to the
14 rights-of-way of the Company by the date that is one year
15 after the later of—

16 (1) the date of enactment of this Act; and

17 (2) the date of issuance of a new energy trans-
18 port facility right-of-way within the National Off-
19 Highway Vehicle Recreation Areas designated by
20 subsections (a) and (b) of section 102.

21 **SEC. 105. PACIFIC GAS AND ELECTRIC COMPANY UTILITY**

22 **FACILITIES AND RIGHTS-OF-WAY.**

23 (a) EFFECT OF TITLE.—Nothing in this title—

24 (1) terminates—

1 (A) any right-of-way issued, granted, or
2 permitted to Pacific Gas and Electric Company
3 (including any predecessor or successor in inter-
4 est or assign) as of the date of the enactment
5 of this Act that is located on land included in
6 the Spangler Hills National Off-Highway Vehi-
7 cle Recreation Area; or

8 (B) the customary operation, maintenance,
9 upgrade, repair, relocation within such a right-
10 of-way, replacement, or other authorized activi-
11 ties (including the use of any mechanized vehi-
12 cle, helicopter, and other aerial device) within
13 such a right-of-way; or

14 (2) prohibits the upgrading or replacement of
15 any—

16 (A) utility facilities of the Pacific Gas and
17 Electric Company, including those utility facili-
18 ties known on the date of enactment of this Act
19 as—

20 (i) Gas Transmission Line 311 or
21 rights-of-way; or

22 (ii) Gas Transmission Line 372 or
23 rights-of-way; or

24 (B) utility facilities of the Pacific Gas and
25 Electric Company in rights-of-way issued,

1 granted, or permitted by the Secretary of the
2 Interior adjacent to a utility facility referred to
3 in subparagraph (A).

4 (b) PLANS FOR ACCESS.—Not later than one year
5 after the date of enactment of this Act or the issuance
6 of a new utility facility right-of-way within the Spangler
7 Hills National Off-Highway Vehicle Recreation Area,
8 whichever is later, the Secretary of the Interior, in con-
9 sultation with the Pacific Gas and Electric Company, shall
10 publish plans for regular and emergency access by the Pa-
11 cific Gas and Electric Company to the rights-of-way of the
12 Pacific Gas and Electric Company.

13 **TITLE II—WILDERNESS**

14 **SEC. 201. PURPOSE.**

15 The purpose of this title is—

16 (1) to designate or expand in law certain wil-
17 derness areas in the California Desert Conservation
18 Area; and

19 (2) to ensure the conservation and necessary
20 management of wildlife and other natural resources
21 in the Conservation Area.

22 **SEC. 202. DESIGNATION OR EXPANSION OF WILDERNESS** 23 **AREAS IN THE STATE OF CALIFORNIA.**

24 (a) DESIGNATION OR EXPANSION OF WILDERNESS
25 IN CALIFORNIA DESERT CONSERVATION AREA.—In ac-

1 cordance with the Wilderness Act (16 U.S.C. 1131 et seq.)
2 and sections 601 and 603 of the Federal Land Policy and
3 Management Act of 1976 (43 U.S.C. 1781, 1782), the fol-
4 lowing public lands in the State of California are des-
5 ignated as wilderness and either included as part of an
6 existing wilderness area or made a new component of the
7 National Wilderness Preservation System:

8 (1) AVAWATZ MOUNTAINS WILDERNESS.—Cer-
9 tain land in the California Desert Conservation Area
10 administered by the Bureau of Land Management
11 comprising approximately 91,800 acres, as generally
12 depicted on the map entitled “Avawatz Mountains
13 Wilderness Proposed Wilderness” and dated June
14 30, 2015, to be known as the Avawatz Mountains
15 Wilderness.

16 (2) GOLDEN VALLEY WILDERNESS.—Certain
17 land in the California Desert Conservation Area ad-
18 ministered by the Bureau of Land Management
19 comprising approximately 1,260 acres, as generally
20 depicted on the map entitled “Golden Valley Pro-
21 posed Wilderness Additions” and dated March 17,
22 2015, which shall be incorporated in, and shall be
23 considered to be a part of, the Golden Valley Wilder-
24 ness designated by section 102(23) of the California

1 Desert Protection Act of 1994 (Public Law 104–
2 433; 16 U.S.C. 1132 note).

3 (3) KINGSTON RANGE WILDERNESS.—Certain
4 land in the California Desert Conservation Area ad-
5 ministered by the Bureau of Land Management
6 comprising approximately 53,320 acres, as generally
7 depicted on the map entitled “Kingston Range Pro-
8 posed Wilderness Additions” and dated February
9 18, 2015, which shall be incorporated in, and shall
10 be considered to be a part of, the Kingston Range
11 Wilderness designated by section 102(32) of the
12 California Desert Protection Act of 1994 (Public
13 Law 104–433; 16 U.S.C. 1132 note).

14 (4) SODA MOUNTAINS WILDERNESS.—Certain
15 land in the California Desert Conservation Area ad-
16 ministered by the Bureau of Land Management
17 comprising approximately 79,980 acres, as generally
18 depicted on the map entitled “Soda Mountains Pro-
19 posed Wilderness” and dated February 18, 2015, to
20 be known as the Soda Mountains Wilderness.

21 (5) MALPAIS MESA WILDERNESS.—Certain land
22 in the California Desert Conservation Area adminis-
23 tered by the Bureau of Land Management com-
24 prising approximately 14,810 acres, as generally de-
25 picted on the map entitled “Malpais Mesa Proposed

1 Wilderness Additions” and dated September 11,
2 2015, which shall be incorporated in, and shall be
3 considered to be a part of, the Malpais Mesa Wilder-
4 ness designated by section 102(35) of the California
5 Desert Protection Act of 1994 (Public Law 104–
6 433; 16 U.S.C. 1132 note).

7 (6) GREAT FALLS BASIN WILDERNESS.—

8 (A) DESIGNATION.—Certain land in the
9 California Desert Conservation Area adminis-
10 tered by the Bureau of Land Management com-
11 prising approximately 7,920 acres, as generally
12 depicted on the map entitled “Great Falls
13 Basin Proposed Wilderness” and dated August
14 5, 2015, to be known as the Great Falls Basin
15 Wilderness.

16 (B) LIMITATION.—Designation of the wil-
17 derness under subparagraph (A) shall not es-
18 tablish a Class I Airshed under the Clean Air
19 Act (42 U.S.C. 7401 et seq.).

20 (b) EXPANSION OF DEATH VALLEY NATIONAL PARK
21 WILDERNESS.—In accordance with the Wilderness Act
22 (16 U.S.C. 1131 et seq.) and sections 601 and 603 of the
23 Federal Land Policy and Management Act of 1976 (43
24 U.S.C. 1781, 1782), the following land in the State of
25 California is designated as wilderness and included as part

1 of an existing wilderness area of the National Wilderness
2 Preservation System:

3 (1) DEATH VALLEY NATIONAL PARK WILDER-
4 NESS ADDITIONS-NORTH EUREKA VALLEY.—Certain
5 land in the California Desert Conservation Area ad-
6 ministered by the Director of the National Park
7 Service, comprising approximately 11,496 acres, as
8 generally depicted on the map entitled “Death Valley
9 National Park Proposed Wilderness Area-North Eu-
10 reka Valley”, numbered 143/100,082D, and dated
11 August 2015, which shall be considered to be a part
12 of the Death Valley National Park Wilderness.

13 (2) DEATH VALLEY NATIONAL PARK WILDER-
14 NESS ADDITIONS-IBEX.—Certain land in the Cali-
15 fornia Desert Conservation Area administered by the
16 Director of the National Park Service comprising
17 approximately 23,650 acres, as generally depicted on
18 the map entitled “Death Valley National Park Pro-
19 posed Wilderness Area-Ibex”, numbered 143/
20 100,081C, and dated October 7, 2014, which shall
21 be considered to be a part of the Death Valley Na-
22 tional Park Wilderness.

23 (3) DEATH VALLEY NATIONAL PARK WILDER-
24 NESS ADDITIONS-PANAMINT VALLEY.—Certain land
25 in the California Desert Conservation Area adminis-

1 tered by the Director of the National Park Service,
2 comprising approximately 4,807 acres, as generally
3 depicted on the map entitled “Death Valley National
4 Park Proposed Wilderness Area-Panamint Valley”,
5 numbered 143/100,083C, and dated October 7,
6 2014, which shall be considered to be a part of the
7 Death Valley National Park Wilderness.

8 (4) DEATH VALLEY NATIONAL PARK WILDER-
9 NESS ADDITIONS-WARM SPRINGS.—Certain land in
10 the California Desert Conservation Area adminis-
11 tered by the Director of the National Park Service,
12 comprising approximately 10,485 acres, as generally
13 depicted on the map entitled “Death Valley National
14 Park Proposed Wilderness Area-Warm Spring Can-
15 yon/Galena Canyon”. Numbered 143/100,084D, and
16 dated August 2015, which shall be considered to be
17 a part of the Death Valley National Park Wilder-
18 ness.

19 (5) DEATH VALLEY NATIONAL PARK WILDER-
20 NESS ADDITIONS-AXE HEAD.—Certain land in the
21 California Desert Conservation Area administered by
22 the Director of the National Park Service, com-
23 prising approximately 8,638 acres, as generally de-
24 picted on the map entitled “Death Valley National
25 Park Proposed Wilderness Area-Axe Head”, num-

1 bered 143/100,085C, and dated October 7, 2014,
2 which shall be considered to be a part of the Death
3 Valley National Park Wilderness.

4 (6) DEATH VALLEY NATIONAL PARK WILDER-
5 NESS ADDITIONS-BOWLING ALLEY.—Certain land in
6 the California Desert Conservation Area adminis-
7 tered by the Director of the National Park Service,
8 comprising approximately 28,923 acres, as generally
9 depicted on the map entitled “Death Valley National
10 Park Proposed Park Expansion and Wilderness”,
11 numbered 143/128,606, and dated May 14, 2015,
12 which shall be considered to be a part of the Death
13 Valley National Park Wilderness.

14 (c) EXPANSION OF SAN GORGONIO WILDERNESS.—

15 (1) DESIGNATION.—In accordance with the
16 Wilderness Act (16 U.S.C. 1131 et seq.), certain
17 land in San Bernardino National Forest in the State
18 of California, comprising approximately 5,570 acres,
19 as generally depicted on the map entitled “Proposed
20 Sand to Snow National Monument” and dated Au-
21 gust 4, 2015, is designated as wilderness and in-
22 cluded as part of the San Gorgonio Wilderness of
23 the National Wilderness Preservation System.

24 (2) FIRE MANAGEMENT AND RELATED ACTIVI-
25 TIES.—

1 (A) IN GENERAL.—The Secretary of Agri-
2 culture may carry out such activities in the wil-
3 derness designated by paragraph (1) as are nec-
4 essary for the control of fire, insects, and dis-
5 ease, in accordance with section 4(d)(1) of the
6 Wilderness Act (16 U.S.C. 1133(d)(1)) and
7 House Report 98–40 of the 98th Congress.

8 (B) FUNDING PRIORITIES.—Nothing in
9 this subsection limits the provision of any fund-
10 ing for fire or fuel management in the wilder-
11 ness designated by paragraph (1).

12 (C) REVISION AND DEVELOPMENT OF
13 LOCAL FIRE MANAGEMENT PLANS.—As soon as
14 practicable after the date of the enactment of
15 this Act, the Secretary of Agriculture shall
16 amend the local fire management plans that
17 apply to the wilderness designated by para-
18 graph (1).

19 (D) ADMINISTRATION.—In accordance
20 with subparagraph (A) and other applicable
21 Federal law, to ensure a timely and efficient re-
22 sponse to fire emergencies in the wilderness
23 designated by paragraph (1), the Secretary of
24 Agriculture shall—

1 (i) not later than one year after the
2 date of the enactment of this Act, establish
3 agency approval procedures (including ap-
4 propriate delegations of authority to the
5 Forest Supervisor) for responding to fire
6 emergencies in the wilderness designated
7 by paragraph (1); and

8 (ii) enter into agreements with appro-
9 priate State or local firefighting agencies
10 relating to the wilderness.

11 (d) MAPS; LEGAL DESCRIPTIONS.—

12 (1) IN GENERAL.—As soon as practicable after
13 the date of enactment of this Act, the Secretary of
14 the Interior (and, with respect to the wilderness des-
15 ignated by subsection (c), the Secretary of Agri-
16 culture) (in this title referred to as the “Secretary
17 concerned”) shall file a map and legal description of
18 each wilderness area and wilderness addition des-
19 ignated by this section with—

20 (A) the Committee on Natural Resources
21 of the House of Representatives; and

22 (B) the Committee on Energy and Natural
23 Resources of the Senate.

24 (2) FORCE OF LAW.—A map and legal descrip-
25 tion filed under paragraph (1) shall have the same

1 force and effect as if included in this Act, except
2 that the Secretary concerned may correct errors in
3 the maps and legal descriptions.

4 (3) PUBLIC AVAILABILITY.—Each map and
5 legal description filed under paragraph (1) shall be
6 filed and made available for public inspection in the
7 appropriate office of the Secretary concerned.

8 **SEC. 203. MANAGEMENT.**

9 (a) ADMINISTRATION.—Subject to valid existing
10 rights, the land designated as wilderness or as a wilder-
11 ness addition by section 202 shall be administered by the
12 Secretary concerned in accordance with this title and the
13 Wilderness Act (16 U.S.C. 1131 et seq.), except that any
14 reference in that Act to the effective date shall be consid-
15 ered to be a reference to the date of the enactment of
16 this Act.

17 (b) COOPERATIVE MANAGEMENT AGREEMENT WITH
18 CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE.—
19 Not later than 180 days after the date of the enactment
20 of this Act, the Secretary of the Interior shall enter into
21 a cooperative management agreement with the California
22 Department of Fish and Wildlife for the purposes of man-
23 aging wilderness areas in the California Desert Conserva-
24 tion Area to ensure the conservation and necessary man-
25 agement of wildlife and other natural resources in the

1 Conservation Area. Such cooperative agreement shall in-
2 clude and ensure necessary wildlife water development and
3 maintenance as considered necessary by the California De-
4 partment of Fish and Wildlife.

5 (c) CERTAIN WATER DEVELOPMENT PROJECTS AU-
6 THORIZED.—Nothing in this title or the Wilderness Act
7 (16 U.S.C. 1131 et seq.) shall have the effect of prohib-
8 iting the placement or maintenance of water development
9 projects on the land designated as wilderness or as a wil-
10 derness addition by section 202 for the purpose of the con-
11 servation or management of wildlife.

12 (d) AGENCY APPROVAL PROCEDURES.—Not later
13 than one year after the date of the enactment of this Act,
14 the Secretary concerned shall establish agency approval
15 procedures for the maintenance of water development
16 projects and other wildlife management activities on the
17 land designated as wilderness or as a wilderness addition
18 by section 202.

19 (e) NO EFFECT ON ADJACENT LAND.—

20 (1) NO BUFFER ZONES OR REGULATION.—

21 Nothing in this title—

22 (A) creates any protective perimeter or
23 buffer zone around land designated as wilder-
24 ness or as a wilderness addition by section 202;

25 or

1 (B) requires additional regulation of activi-
2 ties on land outside the boundary of the land
3 designated as wilderness or as a wilderness ad-
4 dition by such section.

5 (2) ACTIVITIES OUTSIDE WILDERNESS
6 AREAS.—The fact that an activity (including mili-
7 tary activities) or use on land outside the boundary
8 of the land designated as wilderness or as a wilder-
9 ness addition by section 202 can be seen, heard, or
10 detected within the wilderness area shall not pre-
11 clude or restrict the activity or use outside the
12 boundary of the wilderness area.

13 (f) NO EFFECT ON CERTAIN PERMITTING PRO-
14 CEEDINGS.—

15 (1) IN GENERAL.—In any permitting pro-
16 ceeding (including a review under the National Envi-
17 ronmental Policy Act of 1969 (42 U.S.C. 4321 et
18 seq.)) conducted with respect to a project described
19 in paragraph (2) that is formally initiated through
20 a notice in the Federal Register before December
21 31, 2013, the consideration of any visual, noise, or
22 other impacts of the project on land designated as
23 wilderness or as a wilderness addition by section 202
24 shall be conducted based on the status of the land
25 before designation as wilderness.

1 (2) DESCRIPTION OF PROJECTS.—A project re-
2 ferred to in paragraph (1) is a renewable energy
3 project or associated energy transport facility
4 project—

5 (A) for which the Bureau of Land Man-
6 agement has received a right-of-way use appli-
7 cation on or before the date of enactment of
8 this Act; and

9 (B) that is located outside the boundary of
10 land designated as wilderness or as a wilderness
11 addition by section 202.

12 (g) NO EFFECT ON MILITARY OPERATIONS.—Noth-
13 ing in this Act alters any authority of the Secretary of
14 Defense to conduct any military operations at desert in-
15 stallations, facilities, and ranges of the State of California
16 authorized under any other provision of law.

17 (h) NO EFFECT ON ENERGY TRANSPORT FACILI-
18 TIES.—In the case of land designated as wilderness or as
19 a wilderness addition by section 202, nothing in this title
20 affects any land, interest in land, or customary operation,
21 maintenance, repair, or replacement activity carried out
22 on, over, or under land or within a right-of-way, including
23 access to such right-of-way, granted to, owned by, or con-
24 trolled by Southern California Edison Company, Pacific
25 Gas and Electric Company, or Southern California Gas

1 Company pursuant to law or legal right so long as the
2 activity is conducted in a manner that minimizes the im-
3 pact on wilderness resources.

4 **SEC. 204. RELEASE OF WILDERNESS STUDY AREAS.**

5 (a) FINDING AND DIRECTION.—Congress finds and
6 directs that the Bureau of Land Management land within
7 any portion of a wilderness study area described in sub-
8 section (b) that is not designated as a wilderness area or
9 wilderness addition by section 202 or any other Act en-
10 acted before the date of enactment of this Act—

11 (1) has been adequately studied for wilderness
12 character and wilderness designation pursuant to
13 sections 201 and 603 of the Federal Land Policy
14 and Management Act of 1976 (43 U.S.C. 1711 and
15 1782); and

16 (2) is no longer subject to any requirement per-
17 taining to the management of wilderness, wilderness
18 character, wilderness study areas, or areas of envi-
19 ronmental concern.

20 (b) DESCRIPTION OF STUDY AREAS.—The study
21 areas referred to in subsection (a) are the following:

- 22 (1) Cady Mountains Wilderness Study Area.
- 23 (2) Kingston Range Wilderness Study Area.
- 24 (3) Avawatz Mountain Wilderness Study Area.
- 25 (4) Soda Mountains Wilderness Study Area.

1 (5) Great Falls Basin Wilderness Study Area.

2 (6) White Mountains Wilderness Study Area.

3 (7) Crater Mountain Wilderness Study Area.

4 (8) Symmes Creek Wilderness Study Area.

5 (9) Independence Creek Wilderness Study Area.

6 (10) Southern Inyo Wilderness Study Area.

7 (11) Cerro Gordo Wilderness Study Area.

8 (12) Death Valley 17 Wilderness Study Area.

9 (c) RELEASE AND SUBSEQUENT MANAGEMENT.—

10 Any public land described in subsection (a) that is not des-
11 ignated as wilderness by this title—

12 (1) is no longer subject to section 603(c) of the
13 Federal Land Policy and Management Act of 1976
14 (43 U.S.C. 1782(c));

15 (2) shall be managed in accordance with—

16 (A) land management plans adopted under
17 section 202 of the Federal Land Policy and
18 Management Act of 1976 (43 U.S.C. 1712);

19 and

20 (B) cooperative conservation agreements in
21 existence on the date of enactment of this Act;

22 and

23 (3) shall be subject to the Endangered Species
24 Act of 1973 (16 U.S.C. 1531 et seq.).

1 **SEC. 205. TREATMENT OF CHERRY-STEMMED ROADS.**

2 (a) DEFINITION OF CHERRY-STEMMED ROAD.—In
3 this section, the term “cherry-stemmed road” means a
4 road or trail that is excluded from a wilderness area or
5 wilderness addition designated by section 202 by a non-
6 wilderness corridor having designated wilderness on both
7 sides, as generally depicted on the maps described in such
8 section.

9 (b) PROHIBITION ON CLOSURE OR TRAVEL RESTRIC-
10 TIONS ON CHERRY-STEMMED ROADS.—The Secretary
11 concerned shall not—

12 (1) close any cherry-stemmed road that is open
13 to the public as of the date of the enactment of this
14 Act;

15 (2) prohibit motorized access on a cherry-
16 stemmed road that is open to the public for motor-
17 ized access as of the date of the enactment of this
18 Act; or

19 (3) prohibit mechanized access on a cherry-
20 stemmed road that is open to the public for mecha-
21 nized access as of the date of the enactment of this
22 Act.

23 (c) RESOURCE PROTECTION OR PUBLIC SAFETY EX-
24 CEPTIONS.—Subsection (b) shall not apply to a cherry-
25 stemmed road if the Secretary concerned determines that
26 a closure or traffic restriction of the cherry-stemmed road

1 is necessary for purposes of significant resource protection
2 or public safety.

3 **TITLE III—NATIONAL PARK**
4 **SYSTEM ADDITIONS**

5 **SEC. 301. DEATH VALLEY NATIONAL PARK BOUNDARY RE-**
6 **VISION.**

7 (a) IN GENERAL.—The boundary of Death Valley
8 National Park is adjusted to include—

9 (1) the approximately 28,923 acres of Bureau
10 of Land Management land in San Bernardino Coun-
11 ty, California, abutting the southern end of the
12 Death Valley National Park that lies between Death
13 Valley National Park to the north and Ft. Irwin
14 Military Reservation to the south and which runs
15 approximately 34 miles from west to east, as de-
16 picted on the map entitled “Death Valley National
17 Park Proposed Avawatz Mountains Wilderness with
18 Proposed Park Expansion”, numbered 143/128,605,
19 and dated May 14, 2015; and

20 (2) the approximately 6,369 acres of Bureau of
21 Land Management land in Inyo County, California,
22 located in the northeast area of Death Valley Na-
23 tional Park that is within, and surrounded by, land
24 under the jurisdiction of the Director of the Na-
25 tional Park Service, as depicted on the map entitled

1 “Death Valley National Park Proposed Boundary
2 Addition-Crater”, numbered 143/100,079C, and
3 dated October 7, 2014.

4 (b) AVAILABILITY OF MAP.—The maps described in
5 paragraphs (1) and (2) of subsection (a) shall be on file
6 and available for public inspection in the appropriate of-
7 fices of the National Park Service.

8 (c) ADMINISTRATION.—

9 (1) IN GENERAL.—The Secretary of the Inte-
10 rior (referred to in this title as the “Secretary”)
11 shall administer any land added to Death Valley Na-
12 tional Park under subsection (a)—

13 (A) as part of Death Valley National Park;
14 and

15 (B) in accordance with applicable laws (in-
16 cluding regulations).

17 (2) MEMORANDUM OF UNDERSTANDING WITH
18 INYO COUNTY.—Not later than 180 days after the
19 date of enactment of this Act, the Secretary shall
20 enter into a memorandum of understanding with
21 Inyo County, California, to permit operationally fea-
22 sible, ongoing access and use (including, but not lim-
23 ited to, material storage as well as excavation) to
24 gravel pits in existence as of that date along Saline
25 Valley Road within Death Valley National Park for

1 road maintenance and repairs in accordance with ap-
2 plicable laws (including regulations).

3 (d) SOUTHERN CALIFORNIA EDISON COMPANY EN-
4 ERGY TRANSPORT FACILITIES AND RIGHTS-OF-WAY.—

5 (1) IN GENERAL.—Nothing in this section ter-
6 minates—

7 (A) any right-of-way issued, granted, or
8 permitted to the Southern California Edison
9 Company (including any predecessor or suc-
10 cessor in interest or assign) as of the date of
11 the enactment of this Act that is located on
12 land described in paragraphs (1) and (2) of
13 subsection (a); or

14 (B) the customary operation, maintenance,
15 upgrade, repair, relocation within such a right-
16 of-way, replacement, or other authorized energy
17 transport facility activities in such a right-of-
18 way, including, at a minimum, the use of
19 mechanized vehicles, helicopters, or other aerial
20 devices.

21 (2) UPGRADES AND REPLACEMENTS.—Nothing
22 in this section prohibits the upgrading or replace-
23 ment of—

24 (A) Southern California Edison Company
25 energy transport facilities; or

1 (B) an energy transport facility in rights-
2 of-way issued, granted, or permitted by the Sec-
3 retary adjacent to Southern California Edison’s
4 energy transport facilities within Death Valley
5 National Park.

6 (3) PUBLICATION OF PLANS.—Not later than
7 one year after the date of enactment of this Act or
8 the date of the issuance of a new energy transport
9 facility right-of-way within Death Valley National
10 Park, whichever is earlier, the Secretary, in con-
11 sultation with the Southern California Edison Com-
12 pany, shall publish plans for regular and emergency
13 access by the Southern California Edison Company
14 to the rights-of-way of the Southern California Edi-
15 son Company within Death Valley National Park.

16 **SEC. 302. JOSHUA TREE NATIONAL PARK BOUNDARY REVI-**
17 **SION, VISITOR CENTER, AND SALE OF FED-**
18 **ERAL LAND.**

19 Title IV of the California Desert Protection Act of
20 1994 (Public Law 103–433) is amended by adding at the
21 end the following new sections:

22 **“SEC. 408. JOSHUA TREE NATIONAL PARK BOUNDARY REVI-**
23 **SION.**

24 “(a) IN GENERAL.—The boundary of the Joshua
25 Tree National Park is adjusted to include the 2,879 acres

1 of land managed by Director of the Bureau of Land Man-
2 agement that are contiguous at several different places to
3 the northern boundaries of Joshua Tree National Park in
4 the northwest section of the Park, as depicted on the map
5 entitled ‘Joshua Tree National Park Proposed Boundary
6 Addition’, numbered 156/100,077, and dated August
7 2009.

8 “(b) ADDITIONAL LANDS TO BE ACQUIRED.—The
9 Secretary may acquire the 1,639 acres of land from the
10 Mojave Desert Land Trust that are contiguous at several
11 different places to the northern boundaries of Joshua Tree
12 National Park in the northwest section of the Park, as
13 depicted on the map entitled ‘Mojave Desert Land Trust
14 National Park Service Additions’, numbered 156/126,376,
15 and dated September 2014. After such lands are acquired
16 by the Secretary, the boundary of the Joshua Tree Na-
17 tional Park shall be adjusted to include those lands.

18 “(c) AVAILABILITY OF MAPS.—The map described in
19 subsection (a) and the map depicting the 25 acres de-
20 scribed in subsection (d)(2) shall be on file and available
21 for public inspection in the appropriate offices of the Na-
22 tional Park Service.

23 “(d) ADMINISTRATION.—

24 “(1) IN GENERAL.—The Secretary shall admin-
25 ister any land added to the Joshua Tree National

1 Park under subsection (a) and the additional land
2 described in paragraph (2)—

3 “(A) as part of Joshua Tree National
4 Park; and

5 “(B) in accordance with applicable laws
6 (including regulations).

7 “(2) DESCRIPTION OF ADDITIONAL LAND.—The
8 additional land referred to in paragraph (1) is the
9 25 acres of land—

10 “(A) depicted on the map entitled ‘Joshua
11 Tree National Park Boundary Adjustment
12 Map’, numbered 156/80,049, and dated April 1,
13 2003;

14 “(B) added to Joshua Tree National Park
15 by the notice of the Department of the Interior
16 of August 28, 2003 (68 Fed. Reg. 51799); and

17 “(C) more particularly described as lots
18 26, 27, 28, 33, and 34 in sec. 34, T. 1 N., R.
19 8 E., San Bernardino Meridian.

20 “(e) SOUTHERN CALIFORNIA EDISON COMPANY EN-
21 ERGY TRANSPORT FACILITIES AND RIGHTS-OF-WAY.—

22 “(1) IN GENERAL.—Nothing in this section ter-
23 minates—

24 “(A) any right-of-way issued, granted, or
25 permitted to Southern California Edison Com-

1 pany (including any predecessor or successor in
2 interest or assign) as of the date of the enact-
3 ment of this Act that is located on land de-
4 scribed in subsections (a) and (b); or

5 “(B) the customary operation, mainte-
6 nance, upgrade, repair, relocation within such a
7 right-of-way, replacement, or other authorized
8 energy transport facility activities (including the
9 use of any mechanized vehicle, helicopter, and
10 other aerial device) within such a right-of-way.

11 “(2) UPGRADES AND REPLACEMENTS.—Noth-
12 ing in this section prohibits the upgrading or re-
13 placement of—

14 “(A) Southern California Edison Company
15 energy transport facilities, including the energy
16 transport facilities referred to as the Jellystone,
17 Burnt Mountain, Whitehorn, Allegra, and Utah
18 distribution circuits rights-of-way; or

19 “(B) an energy transport facility in rights-
20 of-way issued, granted, or permitted by the Sec-
21 retary adjacent to Southern California Edison’s
22 energy transport facilities within Joshua Tree
23 National Park.

24 “(3) PUBLICATION OF PLANS.—Not later than
25 the date that is one year after the date of enactment

1 of this section or the issuance of a new energy trans-
2 port facility right-of-way within the Joshua Tree Na-
3 tional Park, whichever is earlier, the Secretary, in
4 consultation with the Southern California Edison
5 Company, shall publish plans for regular and emer-
6 gency access by the Southern California Edison
7 Company to the rights-of-way of the Southern Cali-
8 fornia Edison Company within Joshua Tree Na-
9 tional Park.

10 **“SEC. 409. VISITOR CENTER.**

11 “(a) IN GENERAL.—Subject to subsection (d), the
12 Secretary may acquire not more than 5 acres of land and
13 interests in land, and improvements on the land and inter-
14 ests, outside the boundaries of Joshua Tree National
15 Park, in the unincorporated village of Joshua Tree, for
16 the purpose of operating a visitor center. The land and
17 facilities so acquired may include the property owned (as
18 of the date of enactment of this section) by the Joshua
19 Tree National Park Association and commonly referred to
20 as the ‘Joshua Tree National Park Visitor Center’.

21 “(b) BOUNDARY.—Upon acquisition of the land au-
22 thorized for acquisition by subsection (a), the Secretary
23 shall modify the boundary of Joshua Tree National Park
24 to include the land acquired under this section as a non-
25 contiguous parcel.

1 Boundary Addition”, numbered 170/100,199, and
2 dated August 2009.

3 (b) FUTURE MOJAVE NATIONAL PRESERVE ADDI-
4 TIONS.—The boundary of the Mojave National Preserve
5 shall be adjusted to include the approximately 13,250
6 acres of Bureau of Land Management land depicted as
7 “Future Mojave National Preserve Additions” on the map
8 entitled “Mojave National Preserve Proposed Additions”,
9 numbered 170/129,826, and dated September 2015, upon
10 the earlier of the following:

11 (1) The termination of all mining and mining-
12 related activities involving Castle Mountain Mine
13 and the completion of all reclamation in response to
14 such activities, as determined by the Secretary of the
15 Interior.

16 (2) The end of the first period of 20 consecu-
17 tive years occurring after the date of the enactment
18 of this Act during which no legally permissible com-
19 mercial mining activities have occurred pursuant to
20 a plan of development for the Castle Mountain Mine
21 approved by the Bureau of Land Management.

22 (c) AVAILABILITY OF MAPS.—The maps described in
23 subsections (a) and (b) shall be on file and available for
24 public inspection in the appropriate offices of the National
25 Park Service.

1 (d) ADMINISTRATION.—

2 (1) IN GENERAL.—Except as otherwise pro-
3 vided in this section, the Secretary of the Interior
4 shall administer any land added to Mojave National
5 Preserve under this section—

6 (A) as part of the Mojave National Pre-
7 serve; and

8 (B) in accordance with applicable laws (in-
9 cluding regulations).

10 (2) MEMORANDUM OF UNDERSTANDING WITH
11 CALIFORNIA DEPARTMENT OF FISH AND WILD-
12 LIFE.—Not later than 180 days after the date of the
13 enactment of this Act, the Secretary of the Interior
14 shall enter into a memorandum of understanding
15 with the California Department of Fish and Wildlife
16 to permit operationally feasible, ongoing access to
17 the land added to Mojave National Preserve under
18 this section for the placement and maintenance of
19 water development projects as considered necessary
20 for wildlife conservation.

21 (e) PROTECTION OF EXISTING RIGHTS.—

22 (1) EFFECT ON VALID EXISTING RIGHTS.—
23 Nothing in this section shall affect valid existing
24 rights or preclude, or prevent or inhibit mining or
25 mining-related activities (including water develop-

1 ment) authorized under any Bureau of Land Man-
2 agement approved plan of development, throughout
3 all phases of mining including completion of final
4 reclamation, for the lands described in subsections
5 (a)(1) and (b).

6 (2) EFFECT ON PRIVATE PROPERTY RIGHTS.—
7 Nothing in this section shall affect any private prop-
8 erty right (including a water development right)
9 within the boundaries of the Mojave National Pre-
10 serve, as adjusted by this section.

11 (3) EFFECT ON CASTLE MOUNTAIN MINE
12 RIGHTS AND OPERATIONS.—

13 (A) IN GENERAL.—Nothing in this section
14 shall impair existing rights relating to the Cas-
15 tle Mountain Mine, nor shall anything in this
16 title create or impose any additional regulatory
17 or administrative requirements relating to the
18 permitting, development, and operation of all
19 phases of the Castle Mountain Mine.

20 (B) PIPELINE OR WELL.—Nothing in
21 chapter 1007 of title 54, United States Code
22 (formerly known as the Mining in the National
23 Parks Act of 1976), the California Desert Pro-
24 tection Act of 1994 (Public Law 103–433), the
25 implementing regulations of such laws, or any

1 other Federal law or regulation shall constitute
2 a bar to the lawful issuance of any right, enti-
3 tlement, or approval necessary for the location
4 and use of any pipeline or well necessary for
5 Castle Mountain Mining Company to conduct
6 continued mining operations.

7 (f) SOUTHERN CALIFORNIA EDISON COMPANY EN-
8 ERGY TRANSPORT FACILITIES AND RIGHTS-OF-WAY.—

9 (1) IN GENERAL.—Nothing in this section ter-
10 minates—

11 (A) any right-of-way issued, granted, or
12 permitted to the Southern California Edison
13 Company (including any predecessor or suc-
14 cessor in interest or assign) as of the date of
15 the enactment of this Act that is located on
16 land described in subsections (a) and (b); or

17 (B) the customary operation, maintenance,
18 upgrade, repair, relocation within such a right-
19 of-way, replacement, or other authorized energy
20 transport facility activities in such a right-of-
21 way, including, at a minimum, the use of
22 mechanized vehicles, helicopters, or other aerial
23 devices.

1 (2) UPGRADES AND REPLACEMENTS.—Nothing
2 in this section prohibits the upgrading or replace-
3 ment of—

4 (A) Southern California Edison Company
5 energy transport facilities; or

6 (B) an energy transport facility in rights-
7 of-way issued, granted, or permitted by the Sec-
8 retary adjacent to Southern California Edison’s
9 energy transport facilities within the Mojave
10 National Preserve.

11 (3) PUBLICATION OF PLANS.—Not later than
12 one year after the date of enactment of this Act or
13 the date of the issuance of a new energy transport
14 facility right-of-way within the Mojave National Pre-
15 serve, whichever is earlier, the Secretary of the Inte-
16 rior, in consultation with the Southern California
17 Edison Company, shall publish plans for regular and
18 emergency access by the Southern California Edison
19 Company to the rights-of-way of the Southern Cali-
20 fornia Edison Company within the Mojave National
21 Preserve.

22 (g) NEW RIGHTS-OF-WAY.—

23 (1) RETAINED BUREAU OF LAND MANAGEMENT
24 AUTHORITY.—Consideration of any right-of-way ap-
25 plication within lands described in subsection (a)(1)

1 for the purpose of providing water resources nec-
2 essary for the operation of the Castle Mountain
3 Mine shall remain within the jurisdiction and au-
4 thority of the Bureau of Land Management,
5 throughout the development of all phases of the Cas-
6 tle Mountain Mine.

7 (2) CONSIDERATION OF APPLICATIONS.—The
8 Director of the Bureau of Land Management shall
9 consider any proposed plan of development, modi-
10 fications to the plan, and associated right-of-way ap-
11 plications for the Castle Mountain Mine in accord-
12 ance with the Federal Land Policy and Management
13 Act of 1976 (43 U.S.C. 1701 et seq.) and any other
14 laws (including regulations) applicable to the land
15 described in subsection (b) prior to the date of en-
16 actment of this Act.

17 (3) EXPIRATION OF AUTHORITY.—The author-
18 ity of the Director of the Bureau of Land Manage-
19 ment described in this subsection shall terminate at
20 the end of the first period of 20 consecutive years
21 occurring after the date of the enactment of this Act
22 during which no legally permissible commercial min-
23 ing activities have occurred pursuant to a plan of de-
24 velopment for the Castle Mountain Mine approved
25 by the Bureau of Land Management.

1 (4) TREATMENT OF NEW RIGHTS-OF-WAY.—

2 Any new right-of-way approved by the Bureau of
3 Land Management under this subsection shall be
4 considered a valid existing right-of-way only if such
5 right-of-way is included in an approved plan of de-
6 velopment for Castle Mountain Mine.

7 (5) RIGHTS-OF-WAY FOR WATER ACCESS.—Fol-

8 lowing any review required under the National Envi-
9 ronmental Policy Act of 1969 (42 U.S.C. 4321 et
10 seq.) and other applicable laws and regulations, the
11 National Park Service and all other Federal agencies
12 with jurisdiction, shall consider and approve—

13 (A) the application for and receipt of any
14 rights-of-way, other necessary approvals and en-
15 titlements, or both to access and traverse exist-
16 ing lands within the Mojave National Preserve
17 in order to access water sources located in wa-
18 tersheds outside of the Preserve; and

19 (B) the application and establishment of
20 underground waterways throughout the Pre-
21 serve.

22 (h) FUTURE WATER FACILITIES.—

23 (1) SEARCH FOR ALTERNATIVE WATER
24 SOURCES.—Subject to paragraphs (2) and (3), Cas-
25 tle Mountain Mining Company shall have the right

1 to conduct reconnaissance and drilling within the
2 lands described in subsection (a)(1) to identify po-
3 tential alternative sources of water for development
4 of all phases of the Castle Mountain Mine.

5 (2) RESPONSE TO FINDING WATER SUPPLIES.—

6 If adequate water supplies are identified for the Cas-
7 tle Mountain Mine that are in excess of existing
8 water rights in the Mojave National Preserve, Castle
9 Mountain Mining Company may propose the location
10 of new pipelines, including possible underground
11 pipelines, and well sites, as appropriate, to the Sec-
12 retary of the Interior and all other Federal agencies
13 with jurisdiction. The approval of any new pipeline
14 or well site location proposed by Castle Mountain
15 Mining Company under this paragraph shall be sub-
16 ject to review under the National Environmental
17 Policy Act of 1969 (42 U.S.C. 4321 et seq.) and
18 other applicable laws and regulations.

19 (3) CONCLUSION.—If approval of a new pipe-
20 line or well site location is obtained under paragraph
21 (2), Castle Mountain Mining Company obtains any
22 necessary entitlements from the State of California
23 for use of the water resources, and the combination
24 of new pipelines and well sites will provide Castle
25 Mountain Mining Company with adequate water

1 supplies for development of all phases of the Castle
2 Mountain Mine, Castle Mountain will then relinquish
3 and quitclaim to the United States any and all inter-
4 ests in its pipeline and well site in existence as of
5 the date of the enactment of this Act.

6 **TITLE IV—DESIGNATION OF**
7 **WILD, SCENIC, AND REC-**
8 **REATIONAL RIVERS**

9 **SEC. 401. DESIGNATION OF WILD, SCENIC, AND REC-**
10 **REATIONAL RIVERS.**

11 Section 3(a) of the Wild and Scenic Rivers Act (16
12 U.S.C. 1274(a)) is amended—

13 (1) in paragraph (196), by striking subpara-
14 graph (A) and inserting the following:

15 “(A)(i) The approximately 1.4-mile seg-
16 ment of the Amargosa River in the State of
17 California, from the private property boundary
18 in sec. 19, T. 22 N., R. 7 E., to 100 feet down-
19 stream of Highway 178, to be administered by
20 the Secretary of the Interior as a scenic river
21 as an addition to the wild and scenic river seg-
22 ments of the Amargosa River on publication by
23 the Secretary of a notice in the Federal Reg-
24 ister that sufficient inholdings within the
25 boundaries of the segments have been acquired

1 as scenic easements or in fee title to establish
2 a manageable addition to those segments.

3 “(ii) The approximately 6.1-mile segment
4 of the Amargosa River in the State of Cali-
5 fornia, from 100 feet downstream of the State
6 Highway 178 crossing to 100 feet upstream of
7 the Tecopa Hot Springs Road crossing, to be
8 administered by the Secretary of the Interior as
9 a scenic river.”; and
10 (2) by adding at the end the following:

11 “(213) SURPRISE CANYON CREEK, CALI-
12 FORNIA.—

13 “(A) IN GENERAL.—The following seg-
14 ments of Surprise Canyon Creek in the State of
15 California, to be administered by the Secretary
16 of the Interior:

17 “(i) The approximately 5.3 miles of
18 Surprise Canyon Creek from the con-
19 fluence of Frenchman’s Canyon and Water
20 Canyon to 100 feet upstream of Chris
21 Wicht Camp, as a wild river.

22 “(ii) The approximately 1.8 miles of
23 Surprise Canyon Creek from 100 feet up-
24 stream of Chris Wicht Camp to the south-

1 ern boundary of sec. 14, T. 21 N., R. 44
2 E., as a recreational river.

3 “(B) EFFECT ON HISTORIC MINING STRUC-
4 TURES.—Nothing in this paragraph affects the
5 historic mining structures associated with the
6 former Panamint Mining District.

7 “(C) EFFECT ON SURPRISE CANYON
8 ROAD.—Nothing in this paragraph shall be con-
9 strued—

10 “(i) to restrict continued access to
11 Chris Wicht Camp along Surprise Canyon
12 Road; or

13 “(ii) to prevent Inyo County, Cali-
14 fornia, from maintaining and repairing
15 Surprise Canyon Road, up to the boundary
16 of the wild river 100 feet upstream of
17 Chris Wicht Camp, in accordance with ap-
18 plicable laws and regulations.

19 “(214) DEEP CREEK, CALIFORNIA.—

20 “(A) IN GENERAL.—The following seg-
21 ments of Deep Creek in the State of California,
22 to be administered by the Secretary of Agri-
23 culture:

24 “(i) The approximately 6.5-mile seg-
25 ment from 0.125 mile downstream of the

1 Rainbow Dam site in sec. 33, T. 2 N., R.
2 2 W., to 0.25 miles upstream of the Road
3 3N34 crossing, as a wild river.

4 “(ii) The 0.5-mile segment from 0.25
5 mile upstream of the Road 3N34 crossing
6 to 0.25 mile downstream of the Road
7 3N34 crossing, as a scenic river.

8 “(iii) The 2.5-mile segment from 0.25
9 miles downstream of the Road 3 N. 34
10 crossing to 0.25 miles upstream of the
11 Trail 2W01 crossing, as a wild river.

12 “(iv) The 0.5-mile segment from 0.25
13 miles upstream of the Trail 2W01 crossing
14 to 0.25 mile downstream of the Trail
15 2W01 crossing, as a scenic river.

16 “(v) The 10-mile segment from 0.25
17 miles downstream of the Trail 2W01 cross-
18 ing to the upper limit of the Mojave dam
19 flood zone in sec. 17, T. 3 N., R. 3 W., as
20 a wild river.

21 “(vi) The 11-mile segment of Hol-
22 comb Creek from 100 yards downstream of
23 the Road 3N12 crossing to .25 miles down-
24 stream of Holcomb Crossing, as a rec-
25 reational river.

1 “(vii) The 3.5-mile segment of the
2 Holcomb Creek from 0.25 miles down-
3 stream of Holcomb Crossing to the Deep
4 Creek confluence, as a wild river.

5 “(B) EFFECT ON SKI OPERATIONS.—Noth-
6 ing in this paragraph affects—

7 “(i) the operations of the Snow Valley
8 Ski Resort; or

9 “(ii) the State regulation of water
10 rights and water quality associated with
11 the operation of the Snow Valley Ski Re-
12 sort.

13 “(215) WHITEWATER RIVER, CALIFORNIA.—
14 The following segments of the Whitewater River in
15 the State of California, to be administered by the
16 Secretary of Agriculture and the Secretary of the In-
17 terior, acting jointly:

18 “(A) The 5.8-mile segment of the North
19 Fork Whitewater River from the source of the
20 River near Mt. San Gorgonio to the confluence
21 with the Middle Fork, as a wild river.

22 “(B) The 6.4-mile segment of the Middle
23 Fork Whitewater River from the source of the
24 River to the confluence with the South Fork, as
25 a wild river.

1 “(C) The 1-mile segment of the South
2 Fork Whitewater River from the confluence of
3 the River with the East Fork to the section line
4 between sections 32 and 33, T. 1 S., R. 2 E.,
5 as a wild river.

6 “(D) The 1-mile segment of the South
7 Fork Whitewater River from the section line be-
8 tween sections 32 and 33, T. 1 S., R. 2 E., to
9 the section line between sections 33 and 34, T.
10 1 S., R. 2 E., as a recreational river.

11 “(E) The 4.9-mile segment of the South
12 Fork Whitewater River from the section line be-
13 tween sections 33 and 34, T. 1 S., R. 2 E., to
14 the confluence with the Middle Fork, as a wild
15 river.

16 “(F) The 5.4-mile segment of the main
17 stem of the Whitewater River from the con-
18 fluence of the South and Middle Forks to the
19 San Gorgonio Wilderness boundary, as a wild
20 river.

21 “(G) The 3.6-mile segment of the main
22 stem of the Whitewater River from the San
23 Gorgonio Wilderness boundary to .25 miles up-
24 stream of the southern boundary of section 35,
25 T. 2 S., R. 3 E., as a recreational river.”.

1 **TITLE V—BLACK LAVA BUTTE**
2 **AND FLAT TOP MESA**

3 **SEC. 501. BLACK LAVA BUTTE AND FLAT TOP MESA AREA**
4 **OF CRITICAL ENVIRONMENTAL CONCERN.**

5 (a) DESIGNATION.—There is established the Black
6 Lava Butte and Flat Top Mesa Area of Critical Environ-
7 mental Concern (referred to in this section as the “covered
8 area”) within the California Desert Conservation Area
9 under the Bureau of Land Management comprising ap-
10 proximately 6,350 acres as generally depicted on the map
11 entitled “Proposed Black Lava Butte and Flat Top Mesa
12 ACEC” and dated March 2, 2015.

13 (b) ADMINISTRATION.—The Secretary of the Interior
14 shall administer the covered area to preserve the geologi-
15 cal, biological, cultural, and archeological resources within
16 the covered area.

17 (c) WITHDRAWAL.—Subject to valid existing rights,
18 the Federal land and interests in Federal land included
19 within the covered area are withdrawn from—

20 (1) all forms of entry, appropriation, or disposal
21 under the public land laws;

22 (2) location, entry, and patent under the United
23 States mining laws; and

24 (3) disposition under all laws pertaining to min-
25 eral and geothermal leasing and mineral materials.

1 (d) PROHIBITION ON RENEWABLE ENERGY GENERA-
2 TION FACILITIES.—Development of renewable energy gen-
3 eration facilities (excluding rights-of-way or facilities for
4 the transmission of energy and telecommunication facili-
5 ties and infrastructure) is prohibited within the covered
6 area.

7 **TITLE VI—MOJAVE TRAILS** 8 **SPECIAL MANAGEMENT AREA**

9 **SEC. 601. DEFINITIONS.**

10 In this title:

11 (1) MANAGEMENT AREA.—The term “Manage-
12 ment Area” means the Mojave Trails Special Man-
13 agement Area.

14 (2) MAP.—The term “map” means the map en-
15 titled “Proposed Mojave Trails Special Management
16 Area” and dated September 30, 2015.

17 (3) ENERGY TRANSPORT FACILITY.—

18 (A) IN GENERAL.—The term “energy
19 transport facility” means any facility used for
20 the operation, maintenance, transmission, dis-
21 tribution, or transportation of electricity or nat-
22 ural gas.

23 (B) INCLUSIONS.—The term “energy
24 transport facility” includes—

- 1 (i) electric and gas transmission and
2 distribution facilities;
- 3 (ii) telecommunications facilities; and
- 4 (iii) appurtenant equipment owned or
5 used by a public or municipal utility com-
6 pany or water district.

7 (4) MECHANIZED VEHICLE.—The term “mecha-
8 nized vehicle” means a motorized or mechanized ve-
9 hicle or equipment used by a public or municipal
10 utility company or water district to construct, oper-
11 ate, maintain, repair, or upgrade electricity, natural
12 gas, telecommunications, or water infrastructure.

13 (5) PUBLIC-UTILITY COMPANY.—The term
14 “public-utility company” has the meaning given the
15 term in section 1262 of the Public Utility Holding
16 Company Act of 2005 (42 U.S.C. 16451).

17 (6) PUBLIC LANDS.—The term “public lands”
18 has the meaning given that term in section 103 of
19 the Federal Land Policy and Management Act of
20 1976 (43 U.S.C. 1702).

21 (7) SECRETARY.—The term “Secretary” means
22 the Secretary of the Interior.

23 **SEC. 602. MOJAVE TRAILS SPECIAL MANAGEMENT AREA.**

24 (a) ESTABLISHMENT.—There is established the Mo-
25 jave Trails Special Management Area in the State of Cali-

1 fornia, to be managed by the Barstow Field Office and
2 the Needles Field Office of the Bureau of Land Manage-
3 ment.

4 (b) PURPOSE.—The purpose of the Management
5 Area is—

6 (1) to preserve and maintain the nationally sig-
7 nificant biological, cultural, recreational, geological,
8 educational, historic, scenic, and scientific values—

9 (A) in the Central and Eastern Mojave
10 Desert; and

11 (B) along historic Route 66;

12 (2) to secure the opportunity for present and
13 future generations to experience and enjoy the mag-
14 nificent vistas, wildlife, land forms, and natural and
15 cultural resources of the Management Area;

16 (3) to provide public recreational use of the
17 Management Area, including motorized vehicle use
18 on designated roads and trails; and

19 (4) to provide access to mineral resources for
20 mining and economic development.

21 (c) BOUNDARIES.—The Management Area shall con-
22 sist of the public lands in San Bernardino County, Cali-
23 fornia, comprising approximately 965,000 acres, as gen-
24 erally depicted on the map.

25 (d) MAP; LEGAL DESCRIPTION.—

1 (1) IN GENERAL.—As soon as practicable, but
2 not later than three years, after the date of enact-
3 ment of this Act, the Secretary shall submit a map
4 and legal description of the Management Area to—

5 (A) the Committee on Natural Resources
6 of the House of Representatives; and

7 (B) the Committee on Energy and Natural
8 Resources of the Senate.

9 (2) EFFECT.—The map and legal description
10 submitted under paragraph (1) shall have the same
11 force and effect as if included in this Act, except
12 that the Secretary may correct any errors in the
13 map and legal description.

14 (3) AVAILABILITY.—Copies of the map sub-
15 mitted under paragraph (1) shall be on file and
16 available for public inspection in—

17 (A) the Office of the Director of the Bu-
18 reau of Land Management; and

19 (B) the appropriate office of the Bureau of
20 Land Management in the State of California.

21 **SEC. 603. MANAGEMENT.**

22 (a) CERTAIN ACTIVITIES AUTHORIZED.—The Sec-
23 retary shall allow hiking, camping, hunting, trapping, fish-
24 ing, and sightseeing and the use of motorized vehicles,

1 mountain bikes, and horses on designated routes in the
2 Management Area in a manner that—

- 3 (1) is consistent with the purpose of the Man-
4 agement Area;
5 (2) ensures public health and safety; and
6 (3) is consistent with applicable law.

7 (b) OFF-HIGHWAY VEHICLE USE.—

8 (1) IN GENERAL.—Except as otherwise pro-
9 vided in this subsection and subject to all other ap-
10 plicable laws, the use of off-highway vehicles shall be
11 permitted on routes in the Management Area gen-
12 erally depicted on the map.

13 (2) CLOSURE.—Subject to paragraph (3), the
14 Secretary may temporarily close or permanently re-
15 route a portion of a route described in paragraph (1)
16 or opened pursuant to paragraph (4)—

17 (A) to prevent, or allow for restoration of,
18 resource damage;

19 (B) to protect tribal cultural resources, in-
20 cluding the resources identified in the tribal cul-
21 tural resources management survey conducted
22 under subsection (g);

23 (C) to address public safety concerns; or

24 (D) as otherwise required by law.

1 (3) NO NET LOSS.—Except in the case of the
2 temporary closure of a route due to an emergency,
3 before any routes described in paragraph (1) are
4 closed, the Secretary should open new routes pursu-
5 ant to paragraph (4) to ensure that there is no net
6 loss in the total mileage of open routes in the Man-
7 agement Area available for off-highway vehicle use.

8 (4) DESIGNATION OF ADDITIONAL ROUTES.—
9 During the three-year period beginning on the date
10 of enactment of this Act, the Secretary—

11 (A) shall accept petitions from the public
12 regarding additional routes for off-highway ve-
13 hicles in the Management Area; and

14 (B) may designate additional routes that
15 the Secretary determines—

16 (i) would provide significant or unique
17 recreational opportunities; and

18 (ii) are consistent with the purposes
19 of the Management Area.

20 (c) MEMORANDUM OF UNDERSTANDING WITH CALI-
21 FORNIA DEPARTMENT OF FISH AND WILDLIFE.—Not
22 later than 180 days after the date of the enactment of
23 this Act, the Secretary shall enter into a memorandum
24 of understanding with the California Department of Fish
25 and Wildlife to permit operationally feasible, ongoing ac-

1 cess to the Management Area for the placement and main-
2 tenance of water development projects as considered nec-
3 essary for wildlife conservation.

4 (d) HUNTING, TRAPPING, AND FISHING.—

5 (1) IN GENERAL.—Except as provided in para-
6 graph (2), the Secretary shall permit hunting, trap-
7 ping, and fishing within the Management Area in
8 accordance with applicable Federal and State laws
9 (including regulations).

10 (2) TRAPPING.—No amphibians or reptiles may
11 be collected within the Management Area, except
12 for—

13 (A) scientific purposes;

14 (B) the removal of an invasive species; or

15 (C) identification/medical purposes in re-
16 sponse to a snakebite.

17 (3) REGULATIONS.—The Secretary, after con-
18 sultation with the California Department of Fish
19 and Wildlife, may designate zones in which, and es-
20 tablish periods during which, hunting, trapping, and
21 fishing shall not be allowed in the Management Area
22 for reasons of public safety, administration, resource
23 protection, or public use and enjoyment.

24 (e) GRAZING.—

1 (1) IN GENERAL.—Nothing in this title termi-
2 nates any valid existing grazing permit within the
3 Management Area.

4 (2) EFFECT ON BLAIR PERMIT.—Nothing in
5 this title affects the Lazy Daisy grazing permit (per-
6 mittee number 9076) on land included in the Man-
7 agement Area including the transfer of title to the
8 grazing permit to the Secretary or to a private
9 party.

10 (3) PERMIT RETIREMENT.—The Secretary may
11 acquire base property and associated grazing per-
12 mits within the Management Area for purposes of
13 permanently retiring the permit if—

14 (A) the permittee is a willing seller;

15 (B) the permittee and Secretary reach an
16 agreement concerning the terms and conditions
17 of the acquisition; and

18 (C) termination of the allotment would fur-
19 ther the purposes of the Management Area de-
20 scribed in section 602(b).

21 (f) NEW MINING.—

22 (1) OPEN TO MINING.—The Management Area
23 will remain—

24 (A) open to location, entry, and patent
25 under the public mining laws; and

1 (B) subject to the mineral leasing and min-
2 eral materials laws.

3 (2) LIMITATIONS.—New mining will not be per-
4 mitted on—

5 (A) any land within the Management Area
6 donated to the United States for conservation
7 purposes since January 1, 1995; or

8 (B) more than 10 percent of the total acre-
9 age of the Management Area.

10 (g) ACCESS TO STATE AND PRIVATE LAND.—

11 (1) ACCESS.—The Secretary shall provide ade-
12 quate access to each owner of non-Federal land or
13 interests in non-Federal land within the boundary of
14 the Management Area to ensure the reasonable
15 maintenance, use, and enjoyment of the land or in-
16 terest by the owner.

17 (2) SURVEY OF EXISTING MOTORIZED ACCESS
18 ROUTES.—Not later than two years after enactment
19 of this title, the Secretary shall consult with the
20 owners of all non-Federal land within the boundary
21 of the Monument to inventory all existing motorized
22 access routes to private parcels existing as of the
23 date of enactment of this title.

1 (3) PROHIBITION ON CLOSING MOTORIZED AC-
2 CESS ROUTES.—The Secretary shall not close or
3 deny use of any routes inventoried in paragraph (2).

4 (4) PUBLIC SAFETY EXCEPTION.—Subject to
5 paragraph (5), the Secretary may temporarily or
6 permanently reroute a portion of a route inventoried
7 in paragraph (2) to address public safety concerns.

8 (5) NO LET LOSS OF ACCESS.—Except in the
9 case of temporary closure of a route due to an emer-
10 gency, before any route inventoried in paragraph (2)
11 is closed, the Secretary must open a new motorized
12 access route to private parcels impacted by the clo-
13 sure.

14 (h) LIMITATIONS ON COMMERCIAL ENTERPRISES.—

15 (1) IN GENERAL.—Except as provided in para-
16 graphs (2) and (3), or as required for the customary
17 operation, maintenance, upgrade, expansion, or de-
18 velopment of energy transport facilities within cor-
19 ridors or rights-of-way described in subsection (g),
20 no commercial enterprises shall be authorized within
21 the boundary of the Management Area after the
22 date of enactment of this Act.

23 (2) ADDITIONAL EXCEPTIONS AUTHORIZED BY
24 SECRETARY.—The Secretary may authorize excep-
25 tions to paragraph (1) if the Secretary determines

1 that the commercial enterprise would further the
2 purposes described in section 602(b).

3 (3) EXCEPTIONS.—This subsection does not
4 apply to the following:

5 (A) Energy transport facilities that are
6 owned or operated by a utility subject to regula-
7 tion by the Federal Government or a State gov-
8 ernment or a State utility with a service obliga-
9 tion (as those terms may be defined in section
10 217 of the Federal Power Act (16 U.S.C.
11 824q)).

12 (B) Mining.

13 (C) Commercial vehicular touring enter-
14 prises within the Management Area that oper-
15 ate on designated routes.

16 (D) Holders of permits for commercial en-
17 terprises, such as touring, wildlife viewing, or
18 guiding for profit, within the Management
19 Area, regardless of whether the permit is issued
20 before, on, or after the date of the enactment
21 of this Act.

22 (E) Commercial operations that take place
23 on non-Federal land within the boundary of the
24 Management Area.

1 (i) RIGHTS-OF-WAY AND ENERGY TRANSPORT FA-
2 CILITIES.—

3 (1) IN GENERAL.—Subject to paragraph (2),
4 nothing in this title precludes, prevents, or inhibits
5 the following activities within rights-of-way or cor-
6 ridors in existence in the Management Area as of
7 the date of the enactment of this Act:

8 (A) Use of mechanized vehicles.

9 (B) Customary operation.

10 (C) Maintenance.

11 (D) Construction.

12 (E) Incidental uses.

13 (F) Upgrades or expansion.

14 (G) Relocation within the right-of-way.

15 (H) Replacement.

16 (I) Development of energy transport facili-
17 ties.

18 (2) LIMITATION.—The activities described in
19 paragraph (1) shall be conducted in a manner that
20 minimizes the impact of the activities on Manage-
21 ment Area resources.

22 (3) RIGHTS-OF-WAY.—The Secretary shall, to
23 the maximum extent practicable—

24 (A) permit rights-of-way and corridor
25 alignments that best protect the values and re-

1 sources of the Management Area described in
2 section 602(b); and

3 (B) ensure that—

4 (i) existing rights-of-way and utility
5 corridors within the Management Area are
6 fully utilized before authorizing any new or
7 expanded utility right-of-way or corridor;
8 and

9 (ii) no economically, technically, or le-
10 gally feasible alternative exists outside the
11 Management Area before authorizing a
12 new or expanded energy transport facility
13 right-of-way or corridor within the Man-
14 agement Area.

15 (4) EFFECT ON EXISTING FACILITIES AND
16 RIGHTS-OF-WAY.—

17 (A) IN GENERAL.—Nothing in this section
18 terminates or limits any valid right-of-way with-
19 in the Management Area in existence as of the
20 date of enactment of this Act (including the
21 customary operation, maintenance, repair, relo-
22 cation within an existing right-of-way, or re-
23 placement of energy transport facilities within
24 an existing right-of-way), or other authorized

1 right-of-way, including a right-of-way described
2 in subparagraph (B).

3 (B) INCLUSIONS.—A right-of-way referred
4 to in subparagraph (A) includes, but is not lim-
5 ited to—

6 (i) a right-of-way issued, granted, or
7 permitted to—

8 (I) the Southern California Edi-
9 son Company or any predecessors,
10 successors, or assigns of the Southern
11 California Edison Company, which are
12 referred to as of the date of enact-
13 ment of this Act as Lugo-Mohave, El-
14 dorado-Lugo, Cima-Eldorado-Pisgah 1
15 and 2, and Lugo-Pisgah 1 and 2
16 transmission line rights-of-way, Hec-
17 tor, Lava, Sheephole, and Danby dis-
18 tribution circuit rights-of-way, and
19 any rights-of-way affiliated with the
20 Camino Substation;

21 (II) the Pacific Gas and Electric
22 Company or any predecessors, succes-
23 sors, or assigns of the Pacific Gas and
24 Electric Company, which are referred

1 to as Gas Transmission Lines 300A,
2 300B, 311, and 372 rights-of-way;

3 (III) the Southern California Gas
4 Company or any predecessors, succes-
5 sors, or assigns of the Southern Cali-
6 fornia Gas Company, which are re-
7 ferred to as Gas Transmission Lines
8 235, 3000, and 6916 rights-of-way;
9 and

10 (IV) the Celeron Pipeline Com-
11 pany and the All American Pipeline
12 Company by Right-of-Way Grant No.
13 CA 14013 from the Bureau of Land
14 Management; and

15 (ii) a right-of-way authorization issued
16 on the expiration of an existing right-of-
17 way authorization described in clause (i).

18 (C) PUBLICATION OF PLANS.—Not later
19 than one year after the date of enactment of
20 this Act, the Secretary, in consultation with the
21 Southern California Edison Company, the Pa-
22 cific Gas and Electric Company, the Southern
23 California Gas Company, and the Metropolitan
24 Water District of Southern California, shall
25 publish plans for regular and emergency access

1 by such utilities to the respective rights-of-way
2 of those utilities within the Management Area.

3 (5) UPGRADING AND EXPANSION OF EXISTING
4 RIGHTS-OF-WAY.—Nothing in this subsection pro-
5 hibits the upgrading (including the construction, re-
6 location, or replacement within an existing right-of-
7 way) or expansion of an existing energy transport
8 facility for the purpose of increasing the trans-
9 mission capacity of the energy transport facility or
10 for providing energy storage consistent with require-
11 ments of the California Public Utilities Commission,
12 or the Federal or State agency with regulatory au-
13 thority over those actions, in—

14 (A) existing rights-of-way or corridors
15 within the Management Area; or

16 (B) a right-of-way issued, granted, or per-
17 mitted by the Secretary that is contiguous or
18 adjacent to existing energy transport facility
19 rights-of-way, including existing Southern Cali-
20 fornia Edison Company, Pacific Gas and Elec-
21 tric Company, and Southern California Gas
22 Company energy transport facility rights-of-
23 way.

24 (6) INTERSTATE 40 TRANSPORTATION COR-
25 RIDOR.—For purposes of utility rights-of-way under

1 this subsection, the Secretary shall consider the
2 Interstate 40 transportation corridor to be equiva-
3 lent to a utility right-of-way corridor in existence as
4 of the date of the enactment of this Act.

5 (7) NEW RIGHTS-OF-WAY.—

6 (A) IN GENERAL.—Except as authorized in
7 subparagraph (B), any new right-of-way within
8 the Management Area shall—

9 (i) only be permitted—

10 (I) in an energy corridor that is
11 designated as of the date of enact-
12 ment of this Act; or

13 (II) as an expansion of an energy
14 corridor described in subclause (I);
15 and

16 (ii) require compliance with the Na-
17 tional Environmental Policy Act of 1969
18 (42 U.S.C. 4321 et seq.).

19 (B) APPROVAL.—A new right-of-way, or
20 expansion of an existing energy corridor, au-
21 thorized by subparagraph (A) shall only be ap-
22 proved if the Secretary, in consultation with ap-
23 plicable Federal and State agencies, determines
24 that the new right-of-way or expansion of an
25 existing corridor is consistent with—

- 1 (i) this title;
- 2 (ii) other applicable laws;
- 3 (iii) the purposes of the Management
4 Area described in section 602(b); and
- 5 (iv) the management plan for the
6 Management Area.

7 (j) OVERFLIGHTS.—Nothing in this title or the man-
8 agement plan restricts or precludes—

9 (1) overflights (including low-level overflights)
10 of military, commercial, and general aviation aircraft
11 that can be seen or heard within the Management
12 Area;

13 (2) the designation or creation of new units of
14 special use airspace;

15 (3) the establishment of military flight training
16 routes over the Management Area; or

17 (4) the use (including takeoff and landing) of
18 helicopters and other aerial devices to construct or
19 maintain energy transport facilities.

20 (k) WITHDRAWAL.—Subject to valid existing rights,
21 all Federal land within the Management Area is with-
22 drawn from—

23 (1) all forms of entry, appropriation, or disposal
24 under the public land laws; and

1 (2) right-of-way, leasing, or disposition under
2 all laws relating to solar, wind, and geothermal en-
3 ergy.

4 (1) PROHIBITION ON RENEWABLE ENERGY GENERA-
5 TION FACILITIES.—Development of renewable energy gen-
6 eration facilities (excluding rights-of-way or facilities for
7 the transmission of energy and telecommunication facili-
8 ties and infrastructure) is prohibited within the Manage-
9 ment Area.

10 (m) NO BUFFERS.—The establishment of the Man-
11 agement Area shall not—

12 (1) create a protective perimeter or buffer zone
13 around the Management Area; or

14 (2) restrict, preclude, limit, or prevent uses or
15 activities outside the Management Area that are per-
16 mitted under other applicable laws, even if the uses
17 or activities are prohibited within the Management
18 Area.

19 (n) NOTICE OF AVAILABLE ROUTES.—The Secretary
20 shall ensure that visitors to the Management Area have
21 access to adequate notice relating to the availability of des-
22 ignated routes in the Management Area through—

23 (1) the placement of appropriate signage along
24 the designated routes;

1 (2) the distribution of maps, safety education
2 materials, and other information that the Secretary
3 determines to be appropriate; and

4 (3) restoration of areas that are not designated
5 as open routes, including vertical mulching.

6 (o) STEWARDSHIP.—In consultation with Indian
7 tribes and other interested persons, the Secretary shall de-
8 velop a program to provide opportunities for monitoring
9 and stewardship of the Management Area to minimize en-
10 vironmental impacts and prevent resource damage from
11 recreational use, including volunteer assistance with—

12 (1) route signage;

13 (2) restoration of closed routes;

14 (3) protection of Management Area resources;

15 and

16 (4) recreation education.

17 (p) PROTECTION OF TRIBAL CULTURAL RE-
18 SOURCES.—Not later than two years after the date of en-
19 actment of this Act, the Secretary, in accordance with
20 chapter 2003 of title 54, United States Code, and any
21 other applicable law, shall—

22 (1) prepare and complete a tribal cultural re-
23 sources survey of the Management Area; and

24 (2) consult with the Fort Mojave Indian Tribe,
25 the Colorado River Indian Tribes, the Chemehuevi

1 Indian Tribe, the San Manuel Band of Serrano Mis-
2 sion Indians, and other Indian tribes with historic or
3 cultural ties to land within, or adjacent to, the Man-
4 agement Area regarding the management of portions
5 of the Management Area containing sacred sites or
6 cultural importance to the Indian tribes on the de-
7 velopment and implementation of the tribal cultural
8 resources survey under paragraph (1).

9 (q) PROTECTION OF PROPERTY RIGHTS.—

10 (1) NO AFFECT ON NON-FEDERAL LAND.—The
11 establishment of the Management Area does not af-
12 fect—

13 (A) any land or interest in land held by the
14 State of California, political subdivision of the
15 State, or special district;

16 (B) any private property right (including a
17 water development right) within or adjacent to
18 the boundaries of the Management Area;

19 (C) any land, interest in land, or cus-
20 tomary operation, maintenance, repair, or re-
21 placement activity carried out on, over, or
22 under land or within an existing right-of-way in
23 the Management Area; or

24 (D) access to valid existing water rights
25 and the operation and maintenance of water

1 conveyance structures associated with the water
2 rights.

3 (2) NO NEW AUTHORITY.—Nothing in this title
4 grants to the Secretary any authority on or over
5 non-Federal land not already provided by law.

6 **SEC. 604. ACQUISITION OF LAND.**

7 (a) IN GENERAL.—The Secretary may acquire for in-
8 clusion in the Management Area any land or interests in
9 land within the boundary of the Management Area owned
10 by the State, units of local government, Indian tribes, non-
11 profit organizations, private individuals, or any other land-
12 owner only by—

13 (1) donation;

14 (2) exchange with a willing party; or

15 (3) purchase from a willing seller.

16 (b) USE OF EASEMENTS.—To the maximum extent
17 practicable and only with the approval of the landowner,
18 the Secretary may use permanent conservation easements
19 to acquire an interest in land in the Management Area
20 rather than acquiring fee simple title to the land.

21 (c) INCORPORATION OF ACQUIRED LAND AND INTER-
22 ESTS IN LAND.—Any land or interest in land within the
23 boundaries of the Management Area that is acquired by
24 the United States after the date of enactment of this Act

1 shall be added to and administered as part of the Manage-
2 ment Area.

3 (d) DONATED AND ACQUIRED LAND.—

4 (1) IN GENERAL.—All land within the boundary
5 of the Management Area donated to the United
6 States or acquired using amounts from the land and
7 water conservation fund established under section
8 200302 of title 54, United States Code, before, on,
9 or after the date of enactment of this Act—

10 (A) shall be managed in accordance with
11 section 603; and

12 (B) shall be managed consistent with the
13 purposes of the Management Area described in
14 section 602(b).

15 (2) EFFECT ON MANAGEMENT AREA.—Land
16 within the boundary of the Management Area that
17 is contiguous to land donated to the United States
18 or acquired through purchase or exchange shall be
19 managed in a manner consistent with conservation
20 purposes, subject to applicable law.

21 **SEC. 605. RENEWABLE ENERGY RIGHT-OF-WAY APPLICA-**
22 **TIONS.**

23 (a) IN GENERAL.—Applicants for rights-of-way for
24 the development of solar energy facilities that have been
25 terminated by the establishment of the Management Area

1 shall be granted the right of first refusal to apply for re-
2 placement sites that—

3 (1) have not previously been encumbered by
4 right-of-way applications; and

5 (2) are located within the Solar Energy Zones
6 designated by the Solar Energy Programmatic Envi-
7 ronmental Impact Statement of the Department of
8 the Interior and the Department of Energy.

9 (b) ELIGIBILITY.—To be eligible for a right of first
10 refusal under subsection (a), an applicant shall have, on
11 or before December 1, 2009—

12 (1) submitted an application for a right-of-way
13 to the Bureau of Land Management;

14 (2) completed a plan of development to develop
15 a solar energy facility on land within the Manage-
16 ment Area;

17 (3) submitted cost recovery funds to the Bu-
18 reau of Land Management to assist with the costs
19 of processing the right-of-way application;

20 (4) successfully submitted an application for an
21 interconnection agreement with an electrical grid op-
22 erator that is registered with the North American
23 Electric Reliability Corporation; and

24 (5)(A) secured a power purchase agreement; or

1 (B) a financially and technically viable solar en-
2 ergy facility project, as determined by the Director
3 of the Bureau of Land Management.

4 (c) EQUIVALENT ENERGY PRODUCTION.—Each
5 right-of-way for a replacement site granted under this sec-
6 tion shall—

7 (1) authorize the same energy production at the
8 replacement site as had been applied for at the site
9 that had been the subject of the terminated applica-
10 tion; and

11 (2) have—

12 (A) appropriate solar insolation and
13 geotechnical attributes; and

14 (B) adequate access to existing trans-
15 mission or feasible new transmission.

16 (d) EXISTING RIGHTS-OF-WAY APPLICATIONS.—
17 Nothing in this section alters, affects, or displaces primary
18 rights-of-way applications within the Solar Energy Study
19 Areas unless the applications are otherwise altered, af-
20 fected, or displaced as a result of the Solar Energy Pro-
21 grammatic Environmental Impact Statement of the De-
22 partment of the Interior and the Department of Energy.

23 (e) DEADLINES.—A right of first refusal granted
24 under this section shall only be exercisable by the date
25 that is 180 days after the date of enactment of this Act.

1 (f) EXPEDITED APPLICATION PROCESSING.—The
2 Secretary shall expedite the review of replacement site ap-
3 plications from eligible applicants, as described in sub-
4 section (b).

5 **SEC. 606. EXPEDITED ENVIRONMENTAL REVIEW PROCESS**
6 **TO FACILITATE ROUTE 66 BRIDGE REPAIR**
7 **AND REPLACEMENT WITHIN MANAGEMENT**
8 **AREA.**

9 (a) PROGRAMMATIC ENVIRONMENTAL REVIEW
10 PROCESS.—Consistent with section 139 of title 23, United
11 States Code, the Secretary of Transportation shall author-
12 ize the use of a single programmatic environmental review
13 process to cover all repair or replacement projects pro-
14 posed for bridges of Route 66, also known as National
15 Trails Highway, located within the Management Area.

16 (b) PRESERVATION OF PARKLANDS, REFUGES, AND
17 HISTORIC SITES.—Section 138 of title 23, United States
18 Code, and section 303 of title 49, United States Code,
19 shall not apply to the bridge repair and replacement
20 projects described in subsection (a).

21 (c) ENDANGERED SPECIES ACT.—The bridge repair
22 and replacement projects described in subsection (a) are
23 exempt from the biological survey and consultation re-
24 quirements of the Endangered Species Act of 1973 (16
25 U.S.C. 1531 et seq.).

1 (d) NATIONAL HISTORIC PRESERVATION REVIEW.—
2 Section 306108 of title 54, United States Code, shall not
3 apply to the bridge repair and replacement projects de-
4 scribed in subsection (a).

5 (e) FEDERAL ACTIONS TO ADDRESS ENVIRON-
6 MENTAL JUSTICE.—Executive Order No. 12898 (59 Fed.
7 Reg. 7629; 42 U.S.C. 4321 note), as amended by Execu-
8 tive Order No. 12948 (60 Fed. Reg. 6381), shall not apply
9 to the bridge repair and replacement projects described
10 in subsection (a).

11 **TITLE VII—SAND TO SNOW**
12 **NATIONAL MONUMENT**

13 **SEC. 701. DEFINITIONS.**

14 In this title:

15 (1) ENERGY TRANSPORT FACILITY.—

16 (A) IN GENERAL.—The term “energy
17 transport facility” means any facility used for
18 the operation, maintenance, transmission, dis-
19 tribution, or transportation of electricity or nat-
20 ural gas.

21 (B) INCLUSIONS.—The term “energy
22 transport facility” includes—

23 (i) electric and gas transmission and
24 distribution facilities;

25 (ii) telecommunications facilities; and

1 (iii) appurtenant equipment owned or
2 used by a public or municipal utility com-
3 pany or water district.

4 (2) MAP.—The term “map” means the map en-
5 titled “Proposed Sand to Snow National Monument”
6 and dated August 4, 2015.

7 (3) MECHANIZED VEHICLE.—The term “mecha-
8 nized vehicle” means a motorized or mechanized ve-
9 hicle or equipment used by a public or municipal
10 utility company or water district to construct, oper-
11 ate, maintain, repair, or upgrade electricity, natural
12 gas, telecommunications, or water infrastructure.

13 (4) MONUMENT.—The term “Monument”
14 means the Sand to Snow National Monument estab-
15 lished by section 702(a).

16 (5) PUBLIC-UTILITY COMPANY.—The term
17 “public-utility company” has the meaning given the
18 term in section 1262 of the Public Utility Holding
19 Company Act of 2005 (42 U.S.C. 16451).

20 (6) SECRETARIES.—The term “Secretaries”
21 means the Secretary of the Interior and the Sec-
22 retary of Agriculture, acting jointly.

23 **SEC. 702. SAND TO SNOW NATIONAL MONUMENT.**

24 (a) ESTABLISHMENT.—There is established in the
25 State of California the Sand to Snow National Monument.

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

3 (1) to preserve the nationally significant biologi-
4 cal, cultural, educational, geological, historic, scenic,
5 and recreational values at the convergence of the
6 Mojave and Colorado Desert and the San
7 Bernardino Mountains; and

8 (2) to secure the opportunity for present and
9 future generations to experience and enjoy the mag-
10 nificent vistas, wildlife, land forms, and natural and
11 cultural resources of the Monument.

12 (c) BOUNDARIES.—

13 (1) IN GENERAL.—The Monument shall consist
14 of the Federal land and Federal interests in land
15 within the boundaries depicted on the map.

16 (2) DISTANCE FROM STATE HIGHWAYS.—In ac-
17 cordance with the policy of the Bureau of Land
18 Management, the boundaries of the Monument shall
19 be set back not less than 300 feet from all State
20 highways.

21 (d) MAP; LEGAL DESCRIPTIONS.—

22 (1) LEGAL DESCRIPTION.—As soon as prac-
23 ticable after the date of enactment of this Act, the
24 Secretaries shall submit to the Committee on Nat-
25 ural Resources of the House of Representatives and

1 the Committee on Energy and Natural Resources of
2 the Senate legal descriptions of the Monument,
3 based on the map.

4 (2) CORRECTIONS.—The map and legal descrip-
5 tions of the Monument shall have the same force
6 and effect as if included in this title, except that the
7 Secretaries may correct clerical and typographical
8 errors in the map and legal descriptions.

9 (3) AVAILABILITY OF MAP.—The map shall be
10 on file and available for public inspection in appro-
11 priate offices of the Bureau of Land Management.

12 **SEC. 703. MANAGEMENT OF MONUMENT.**

13 (a) IN GENERAL.—The Secretaries shall—

14 (1) only allow uses of the Monument that—

15 (A) further the purposes described in sec-
16 tion 702(b);

17 (B) are included in the management plan
18 developed under subsection (g); and

19 (C) do not interfere with the energy trans-
20 port facility rights-of-way authorized under sec-
21 tion 704(e); and

22 (2) subject to valid existing rights, manage the
23 Monument to protect the resources of the Monu-
24 ment, in accordance with—

25 (A) this title;

1 (B) the Federal Land Policy and Manage-
2 ment Act of 1976 (43 U.S.C. 1701 et seq.); and

3 (C) any other applicable provisions of law.

4 (b) COOPERATION AGREEMENTS.—

5 (1) GENERAL AUTHORITY.—Consistent with the
6 management plan and authorities applicable to the
7 Monument, the Secretaries may enter into coopera-
8 tive agreements (including special use permits with
9 any person (including educational institutions and
10 Indian tribes)), for the purposes of interpreting, re-
11 searching, and providing education on the resources
12 of the Monument.

13 (2) MEMORANDUM OF UNDERSTANDING WITH
14 CALIFORNIA DEPARTMENT OF FISH AND WILD-
15 LIFE.—Not later than 180 days after the date of the
16 enactment of this Act, the Secretaries shall enter
17 into a memorandum of understanding with the Cali-
18 fornia Department of Fish and Wildlife to permit
19 operationally feasible, ongoing access to the Monu-
20 ment for the placement and maintenance of water
21 development projects as considered necessary for
22 wildlife conservation.

23 (c) ADMINISTRATION OF SUBSEQUENTLY ACQUIRED
24 LAND.—Any land or interest in land within the bound-
25 aries of the Monument that is acquired by the Secretaries

1 after the date of enactment of this Act shall be managed
2 by the Secretary concerned in accordance with this title.

3 (d) LIMITATIONS.—

4 (1) PROPERTY RIGHTS.—

5 (A) IN GENERAL.—The establishment of
6 the Monument does not—

7 (i) affect—

8 (I) any land or interest in land
9 held by the State, political subdivision
10 of the State, or special district;

11 (II) any private property right
12 (including a water development right)
13 within the boundaries of the Monu-
14 ment;

15 (III) any land, interest in land,
16 or customary operation, maintenance,
17 repair, or replacement activity carried
18 out on, over, or under land or within
19 a right-of-way granted to, owned by,
20 or controlled by the Metropolitan
21 Water District or the Southern Cali-
22 fornia Edison Company pursuant to
23 law or legal right (including the Act
24 of June 18, 1932 (47 Stat. 324, chap-
25 ter 270)) included in the Monument

1 and conducted in a manner that mini-
2 mizes the impact on the resources of
3 the Monument; or

4 (IV) access to valid existing
5 water rights and the operation and
6 maintenance of water conveyance
7 structures associated with the water
8 rights; or

9 (ii) grant to the Secretaries any au-
10 thority on or over non-Federal land not al-
11 ready provided by law.

12 (B) PLANS.—Not later than one year after
13 the date of enactment of this Act, the Secre-
14 taries, in consultation with the district and
15 company referred to in subparagraph (A)(i)(III)
16 shall publish plans for regular and emergency
17 access to the land and rights-of-way owned or
18 controlled by the company or district.

19 (2) AUTHORITY.—The authority of the Secre-
20 taries under this title extends only to Federal land
21 and Federal interests in land included in the Monu-
22 ment.

23 (e) ADJACENT MANAGEMENT.—

1 (1) IN GENERAL.—Nothing in this title creates
2 any protective perimeter or buffer zone around the
3 Monument.

4 (2) ACTIVITIES OUTSIDE MONUMENT.—The
5 fact that an activity or use on land outside the
6 Monument can be seen or heard within the Monu-
7 ment shall not preclude the activity or use outside
8 the boundary of the Monument.

9 (3) NO ADDITIONAL REGULATION.—Nothing in
10 this title requires additional regulation of activities
11 on land outside the boundary of the Monument.

12 (f) AIR AND WATER QUALITY.—Nothing in this title
13 affects the standards governing air or water quality out-
14 side the boundary of the Monument.

15 (g) MANAGEMENT PLAN.—

16 (1) IN GENERAL.—The Secretaries shall—

17 (A) not later than three years after the
18 date of enactment of this Act, complete a man-
19 agement plan for the conservation and protec-
20 tion of the Monument; and

21 (B) on completion of the management
22 plan—

23 (i) submit the management plan to—

1 (I) the Committee on Natural
2 Resources of the House of Represent-
3 atives; and

4 (II) the Committee on Energy
5 and Natural Resources of the Senate;
6 and

7 (ii) make the management plan avail-
8 able to the public.

9 (2) INCLUSIONS.—The management plan shall
10 include provisions that—

11 (A) provide for the conservation and pro-
12 tection of the Monument;

13 (B) authorize the continued recreational
14 uses of the Monument (including hiking, camp-
15 ing, hunting, mountain biking, sightseeing, off-
16 highway vehicle recreation on designated routes,
17 rockhounding, sport shooting, and horseback
18 riding), if the recreational uses are consistent
19 with this title and any other applicable law;

20 (C) address the designation and mainte-
21 nance of roads, trails, and paths in the Monu-
22 ment and take into consideration—

23 (i) connecting trails within the Monu-
24 ment to trails on other adjacent public
25 land; and

1 (ii) establishing a trailhead at Cabot's
2 Pueblo in the city of Desert Hot Springs,
3 California;

4 (D) address regional fire management
5 planning and coordination between the Director
6 of the Bureau of Land Management, the Chief
7 of the Forest Service, Riverside County, and
8 San Bernardino County;

9 (E) address the establishment of a visitor
10 center to serve the Monument and adjacent
11 public land;

12 (F) provide for the maintenance of and ac-
13 cess to energy transport facilities and rights-of-
14 way within the Monument; and

15 (G) provide for the maintenance of and ac-
16 cess to existing water conveyance systems and
17 rights-of-way within the Monument.

18 (3) PREPARATION AND IMPLEMENTATION.—

19 (A) APPLICABLE LAW.—The Secretaries
20 shall prepare and implement the management
21 plan in accordance with the National Environ-
22 mental Policy Act of 1969 (42 U.S.C. 4321 et
23 seq.) and any other applicable laws.

1 (B) CONSULTATION.—In preparing and
2 implementing the management plan, the Secre-
3 taries shall periodically consult with—

4 (i) the advisory committee established
5 under section 706;

6 (ii) interested private property owners
7 and holders of valid rights located within
8 the boundaries of the Monument; and

9 (iii) representatives of the San Manuel
10 Band of Serrano Mission Indians, the
11 Morongo Band of Mission Indians, and
12 other Indian tribes with historic or cultural
13 ties to land within, or adjacent to, the
14 Monument regarding the management of
15 portions of the Monument that are of cul-
16 tural importance to the Indian tribes.

17 (4) INTERIM MANAGEMENT.—Except as other-
18 wise prohibited by this Act, pending completion of
19 the management plan for the Monument, the Secre-
20 taries shall manage any Federal land and Federal
21 interests in land within the boundary of the Monu-
22 ment—

23 (A) in accordance with section 1.6D of the
24 Bureau of Land Management manual num-
25 bered 6220, dated July 13, 2012, and entitled

1 “National Monuments, National Conservation
2 Areas, and Similar Designations”; and

3 (B) consistent with the purposes of the
4 Monument described in section 702(b).

5 **SEC. 704. USES OF MONUMENT.**

6 (a) USE OF OFF-HIGHWAY MOTORIZED VEHI-
7 CLES.—

8 (1) IN GENERAL.—Except as necessary for ad-
9 ministrative purposes or to respond to an emer-
10 gency, the use of off-highway motorized vehicles in
11 the Monument (including the use of off-highway mo-
12 torized vehicles for commercial touring) shall be per-
13 mitted only on designated routes, subject to all ap-
14 plicable law and as authorized by the management
15 plan.

16 (2) INVENTORY.—Not later than two years
17 after the date of enactment of this Act, the Director
18 of the Bureau of Land Management shall—

19 (A) complete an inventory of all existing
20 routes in the Monument; and

21 (B) designate routes concurrently with the
22 completion of the management plan.

23 (b) HUNTING, TRAPPING, AND FISHING.—

24 (1) IN GENERAL.—Except as provided in para-
25 graph (2), the Secretaries shall permit hunting,

1 trapping, and fishing within the Monument in ac-
2 cordance with applicable Federal and State laws (in-
3 cluding regulations) as of the date of enactment of
4 this Act.

5 (2) TRAPPING.—No amphibians or reptiles may
6 be collected within the Monument, except for—

7 (A) scientific purposes;

8 (B) the removal of an invasive species; or

9 (C) identification/medical purposes in re-
10 sponse to a snakebite.

11 (3) REGULATIONS.—The Secretaries, after con-
12 sultation with the California Department of Fish
13 and Wildlife, may designate zones in which, and es-
14 tablish periods during which, hunting, trapping, and
15 fishing shall not be allowed in the Monument for
16 reasons of public safety, administration, resource
17 protection, or public use and enjoyment.

18 (c) ACCESS TO STATE AND PRIVATE LAND.—

19 (1) ACCESS.—The Secretaries shall provide ac-
20 cess to each owner of non-Federal land or interests
21 in non-Federal land within the boundary of the
22 Monument to ensure the reasonable maintenance,
23 use, and enjoyment of the land or interest by the
24 owner.

1 (2) SURVEY OF EXISTING MOTORIZED ACCESS
2 ROUTES.—Not later than two years after enactment
3 of this Act, the Secretaries shall consult with the
4 owners of all non-Federal land within the boundary
5 of the Monument to inventory all existing motorized
6 access routes to private parcels existing as of the
7 date of enactment of this Act.

8 (3) PROHIBITION ON CLOSING MOTORIZED AC-
9 CESS ROUTES.—The Secretaries shall not close, re-
10 strict, or deny use of any routes inventoried in para-
11 graph (2).

12 (4) PUBLIC SAFETY EXCEPTION.—Subject to
13 paragraph (5), the Secretaries may temporarily or
14 permanently reroute a portion of a route inventoried
15 in paragraph (2) to address public safety concerns.

16 (5) NO NET LOSS OF ACCESS.—Except in the
17 case of temporary closure of a route due to an emer-
18 gency, before any route inventoried in paragraph (2)
19 is closed, the Secretaries must open a new motorized
20 access route to private parcels impacted by the clo-
21 sure.

22 (d) LIMITATIONS.—

23 (1) COMMERCIAL ENTERPRISES.—Except as
24 provided in paragraphs (2) and (3), or as required
25 for the customary operation, maintenance, upgrade,

1 expansion, or development of energy transport facili-
2 ties within the rights-of-way described in subsection
3 (e), no commercial enterprises shall be authorized
4 within the boundary of the Monument after the date
5 of enactment of this Act.

6 (2) AUTHORIZED EXCEPTIONS.—The Secre-
7 taries may authorize exceptions to paragraph (1) if
8 the Secretaries determine that the commercial enter-
9 prises would further the purposes described in sec-
10 tion 702(b).

11 (3) APPLICATION.—This subsection does not
12 apply to the following:

13 (A) Energy transport facilities that are
14 owned or operated by a utility subject to regula-
15 tion by the Federal Government or a State gov-
16 ernment or a State utility with a service obliga-
17 tion (as those terms are defined in section 217
18 of the Federal Power Act (16 U.S.C. 824q)).

19 (B) Commercial vehicular touring enter-
20 prises within the Monument that operate on
21 designated routes.

22 (C) Holders of permits for commercial en-
23 terprises, such as touring, wildlife viewing, or
24 guiding for profit, within the Monument, re-
25 gardless of whether the permit is issued before,

1 on, or after the date of the enactment of this
2 Act.

3 (D) Commercial operations that take place
4 on non-Federal land within the boundary of the
5 Monument.

6 (e) ENERGY TRANSPORT FACILITIES AND RIGHTS-
7 OF-WAY.—

8 (1) IN GENERAL.—Subject to paragraph (2),
9 nothing in this Act precludes, prevents, or inhibits
10 the use of mechanized vehicles or customary oper-
11 ation, maintenance, upgrade, expansion, relocation
12 within an existing right-of-way, replacement, or de-
13 velopment of energy transport facilities within exist-
14 ing rights-of-way located in the Monument.

15 (2) LIMITATION.—The activities described in
16 paragraph (1) shall be conducted in a manner that
17 minimizes the impact of the activities on Monument
18 resources.

19 (3) RIGHTS-OF-WAY.—The Secretaries shall, to
20 the maximum extent practicable—

21 (A) permit rights-of-way that best protect
22 the values and resources of the Monument de-
23 scribed in section 702(b); and

24 (B) ensure that—

1 (i) existing rights-of-way within the
2 Monument are fully utilized before author-
3 izing any new or expanded utility right-of-
4 way; and

5 (ii) no economically, technically, or le-
6 gally feasible alternative exists outside the
7 Monument before authorizing a new or ex-
8 panded energy transport facility right-of-
9 way within the Monument.

10 (4) EFFECT ON EXISTING FACILITIES AND
11 RIGHTS-OF-WAY.—

12 (A) IN GENERAL.—Nothing in this section
13 terminates or limits any valid right-of-way with-
14 in the Monument in existence on the date of en-
15 actment of this Act (including the customary
16 operation, maintenance, repair, relocation with-
17 in an existing right-of-way, or replacement of
18 energy transport facilities within an existing
19 right-of-way), or other authorized right-of-way,
20 including a right-of-way described in subpara-
21 graph (B).

22 (B) INCLUSIONS.—A right-of-way referred
23 to in subparagraph (A) includes—

24 (i) a right-of-way issued, granted, or
25 permitted to the Southern California Edi-

1 son Company or any predecessors, succes-
2 sors, or assigns of the Southern California
3 Edison Company, which are referred to as
4 the Devers-Hi Desert-Terawind-Yucca
5 transmission line rights-of-way and
6 Coachella, Skyborne, and Toll distribution
7 circuit rights-of-way; and

8 (ii) a right-of-way authorization issued
9 on the expiration of an existing right-of-
10 way authorization described in clause (i).

11 (C) PUBLICATION OF PLANS.—Not later
12 than one year after the date of enactment of
13 this Act, the Secretaries, in consultation with
14 the Southern California Edison Company, shall
15 publish plans for regular and emergency access
16 by the Southern California Edison Company to
17 the rights-of-way of the Southern California
18 Edison Company within the Monument.

19 (5) UPGRADING AND EXPANSION OF EXISTING
20 RIGHTS-OF-WAY.—Nothing in this subsection pro-
21 hibits the upgrading (including the construction, re-
22 location, or replacement within an existing right-of-
23 way) or expansion of an existing energy transport
24 facility for the purpose of increasing the trans-
25 mission capacity of the energy transport facility or

1 for providing energy storage consistent with the re-
2 quirements of the California Public Utilities Com-
3 mission in—

4 (A) existing rights-of-way within the
5 Monument; or

6 (B) a right-of-way issued, granted, or per-
7 mitted by the Secretaries that is contiguous or
8 adjacent to existing energy transport facility
9 rights-of-way, including existing Southern Cali-
10 fornia Edison Sand to Snow energy transport
11 facility rights-of-way.

12 (6) NEW RIGHTS-OF-WAY AND NEW USES.—

13 (A) IN GENERAL.—Except as authorized in
14 subparagraph (B), any new rights-of-way or
15 new uses within existing rights-of-way shall re-
16 quire compliance with the National Environ-
17 mental Policy Act of 1969 (42 U.S.C. 4321 et
18 seq.).

19 (B) APPROVAL.—New rights-of-way shall
20 only be approved if the Secretaries, in consulta-
21 tion with applicable Federal and State agencies,
22 determine that the new rights-of-way are con-
23 sistent with—

24 (i) this title;

25 (ii) other applicable laws;

1 (iii) the purposes of the Monument
2 described in section 702(b); and

3 (iv) the management plan for the
4 Monument.

5 (f) OVERFLIGHTS.—Nothing in this title or the man-
6 agement plan restricts or precludes—

7 (1) overflights (including low-level overflights)
8 of military, commercial, and general aviation aircraft
9 that can be seen or heard within the Monument;

10 (2) the designation or creation of new units of
11 special use airspace;

12 (3) the establishment of military flight training
13 routes over the Monument; or

14 (4) the use (including takeoff and landing) of
15 helicopters and other aerial devices to construct or
16 maintain energy transport facilities.

17 (g) WITHDRAWALS.—

18 (1) IN GENERAL.—Subject to this Act and valid
19 existing rights and except as provided in paragraph
20 (2), the Federal land and interests in Federal land
21 included within the Monument are withdrawn
22 from—

23 (A) all forms of entry, appropriation, or
24 disposal under the public land laws;

1 (B) location, entry, and patent under the
2 public land mining laws; and

3 (C) operation of the mineral leasing, geo-
4 thermal leasing, and mineral materials laws.

5 (2) EXCHANGE.—Paragraph (1) does not apply
6 to an exchange that the Secretaries determine would
7 further the protective purposes of the Monument.

8 (h) PROHIBITION ON RENEWABLE ENERGY GENERA-
9 TION FACILITIES.—Development of renewable energy gen-
10 eration facilities (excluding rights-of-way or facilities for
11 the transmission of energy and telecommunication facili-
12 ties and infrastructure) is prohibited within the Monu-
13 ment.

14 (i) ACCESS TO RENEWABLE ENERGY AND ENERGY
15 TRANSPORT FACILITIES.—

16 (1) IN GENERAL.—On a determination by the
17 Secretaries that no reasonable alternative access ex-
18 ists and subject to paragraph (2), the Secretaries
19 may allow new rights-of-way within the Monument
20 to provide reasonable vehicular access to renewable
21 energy project sites and appurtenant energy trans-
22 port facilities outside the boundaries of the Monu-
23 ment.

24 (2) RESTRICTIONS.—To the maximum extent
25 practicable, the rights-of-way shall be designed and

1 sited to be consistent with the purposes of the
2 Monument described in section 702(b).

3 **SEC. 705. ACQUISITION OF LAND.**

4 (a) IN GENERAL.—The Secretaries may acquire for
5 inclusion in the Monument any land or interests in land
6 within the boundary of the Monument owned by the State,
7 units of local government, Indian tribes, nonprofit organi-
8 zations, private individuals, or any other landowner only
9 by—

10 (1) donation;

11 (2) exchange with a willing party; or

12 (3) purchase from a willing seller.

13 (b) USE OF EASEMENTS.—To the maximum extent
14 practicable and only with the approval of the landowner,
15 the Secretaries may use permanent conservation ease-
16 ments to acquire an interest in land in the Monument
17 rather than acquiring fee simple title to the land.

18 (c) INCORPORATION OF ACQUIRED LAND AND INTER-
19 ESTS IN LAND.—Any land or interest in land within the
20 boundaries of the Monument that is acquired by the
21 United States after the date of enactment of this Act shall
22 be added to and administered as part of the Monument.

23 (d) DONATED AND ACQUIRED LAND.—

24 (1) IN GENERAL.—All land within the boundary
25 of the Monument donated to the United States or

1 acquired using amounts from the land and water
2 conservation fund established under section 200302
3 of title 54, United States Code, before, on, or after
4 the date of enactment of this Act—

5 (A) is withdrawn from mineral entry; and

6 (B) shall be managed in accordance with
7 sections 703 and 704 consistent with the pur-
8 poses of the Monument described in section
9 702(b).

10 (2) EFFECT ON MONUMENT.—Land within the
11 boundary of the Monument that is contiguous to
12 land donated to the United States or acquired
13 through purchase or exchange shall be managed in
14 a manner consistent with conservation purposes,
15 subject to applicable law.

16 **SEC. 706. ADVISORY COMMITTEE.**

17 (a) IN GENERAL.—The Secretaries shall establish an
18 advisory committee for the Monument, the purpose of
19 which is to advise the Secretaries with respect to the prep-
20 aration and implementation of the management plan re-
21 quired by section 703(g).

22 (b) MEMBERSHIP.—To the maximum extent prac-
23 ticable, the advisory committee shall include the following
24 members, to be appointed by the Secretaries:

1 (1) A representative with expertise in natural
2 science and research selected from a regional institu-
3 tion of higher education or research.

4 (2) A representative of the Department of De-
5 fense.

6 (3) A representative of the California Natural
7 Resources Agency.

8 (4) A representative of each of San Bernardino
9 and Riverside Counties, California.

10 (5) A representative of each of the cities of
11 Banning, Desert Hot Springs and Yucca Valley,
12 California.

13 (6) A representative of the San Manuel Band of
14 Serrano Mission Indians.

15 (7) A representative of the Morongo Band of
16 Mission Indians.

17 (8) A representative of the Friends of Big
18 Morongo Preserve.

19 (9) A representative of The Wildlands Conser-
20 vancy.

21 (10) A representative of the Coachella Valley
22 Mountains Conservancy.

23 (11) A representative of the San Gorgonio Wil-
24 derness Association.

1 (12) A representative of the Morongo Valley
2 Community Services District.

3 (13) A representative of organizations relating
4 to each of the following recreational activities:

5 (A) Off-highway vehicles.

6 (B) Hunting.

7 (C) Rockhounding.

8 (14) A representative of the Southern Cali-
9 fornia Edison Company.

10 (15) A representative of the Metropolitan Water
11 District.

12 (16) A representative of Banning Heights Mu-
13 tual Water Company.

14 (17) A representative of the Society for the
15 Conservation of Bighorn Sheep.

16 (18) A representative of the Bighorn Sheep
17 Preservation Group.

18 (c) TERMS.—

19 (1) IN GENERAL.—In appointing members
20 under subsection (b), the Secretaries shall appoint 1
21 primary member and 1 alternate member who meets
22 the qualifications described in each of those para-
23 graphs.

24 (2) VACANCY.—

1 (A) PRIMARY MEMBER.—A vacancy on the
2 advisory committee with respect to a primary
3 member shall be filled by the applicable alter-
4 nate member.

5 (B) ALTERNATE MEMBER.—The Secre-
6 taries shall appoint a new alternate member in
7 the event of a vacancy with respect to an alter-
8 nate member of the advisory committee.

9 (3) TERMINATION.—

10 (A) IN GENERAL.—The term of all mem-
11 bers of the advisory committee shall terminate
12 on the termination of the advisory committee
13 under subsection (g).

14 (B) NEW ADVISORY COMMITTEE.—The
15 Secretaries may establish a new advisory com-
16 mittee on the termination of the advisory com-
17 mittee under subsection (g) to provide ongoing
18 recommendations on the management of the
19 Monument.

20 (d) QUORUM.—A quorum of the advisory committee
21 shall consist of a majority of the primary members.

22 (e) CHAIRPERSON AND PROCEDURES.—

23 (1) IN GENERAL.—The advisory committee
24 shall select a chairperson and vice chairperson from

1 among the primary members of the advisory com-
2 mittee.

3 (2) DUTIES.—The chairperson and vice chair-
4 person selected under paragraph (1) shall establish
5 any rules and procedures for the advisory committee
6 that the chairperson and vice chairperson determine
7 to be necessary or desirable.

8 (f) SERVICE WITHOUT COMPENSATION.—Members
9 of the advisory committee shall serve without pay.

10 (g) TERMINATION.—The advisory committee shall
11 cease to exist on—

12 (1) the date on which the management plan is
13 officially adopted by the Secretaries; or

14 (2) such later date as the Secretaries may
15 specify.

16 **SEC. 707. WIRELESS COMMUNICATIONS FACILITIES.**

17 Nothing in this title shall be construed to affect, re-
18 strict, or prevent the installation of wireless communica-
19 tions facilities in the Monument within the area depicted
20 as “Morongo Gorge” on the map.

1 **TITLE VIII—LAND CONVEY-**
2 **ANCES, WITHDRAWALS, AND**
3 **RELATED PROVISIONS**

4 **SEC. 801. RELEASE OF FEDERAL REVERSIONARY LAND IN-**
5 **TERESTS.**

6 (a) DEFINITIONS.—In this section:

7 (1) 1932 ACT.—The term “1932 Act” means
8 the Act of June 18, 1932 (47 Stat. 324, chapter
9 270).

10 (2) DISTRICT.—The term “District” means the
11 Metropolitan Water District of Southern California.

12 (b) RELEASE.—Subject to valid existing claims per-
13 fected prior to the effective date of the 1932 Act and the
14 reservation of minerals set forth in the 1932 Act, the Sec-
15 retary of the Interior shall release, convey, or otherwise
16 quitclaim to the District, in a form recordable in local
17 county records, and subject to the approval of the District,
18 after consultation and without monetary consideration, all
19 right, title, and remaining interest of the United States
20 in and to the land that was conveyed to the District pursu-
21 ant to the 1932 Act or any other law authorizing convey-
22 ance subject to restrictions or reversionary interests re-
23 tained by the United States, on request by the District.

1 (c) TERMS AND CONDITIONS.—A conveyance author-
2 ized by subsection (b) shall be subject to the following
3 terms and conditions:

4 (1) The District shall cover, or reimburse the
5 Secretary of the Interior for, the costs incurred by
6 the Secretary to make the conveyance, including title
7 searches, surveys, deed preparation, attorneys' fees,
8 and similar expenses.

9 (2) By accepting the conveyances, the District
10 agrees to indemnify and hold harmless the United
11 States with regard to any boundary dispute relating
12 to any parcel conveyed under this section.

13 **SEC. 802. CALIFORNIA STATE SCHOOL LAND.**

14 Section 707 of the California Desert Protection Act
15 of 1994 (16 U.S.C. 410aaa-77) is amended—

16 (1) in subsection (a)—

17 (A) in the first sentence—

18 (i) by striking “Upon request of the
19 California State Lands Commission (here-
20 inafter in this section referred to as the
21 ‘Commission’), the Secretary shall enter
22 into negotiations for an agreement” and
23 inserting the following:

24 “(1) IN GENERAL.—The Secretary shall nego-
25 tiate in good faith to reach an agreement with the

1 California State Lands Commission (referred to in
2 this section as the ‘Commission’); and

3 (ii) by inserting “, national monu-
4 ments,” after “more of the wilderness
5 areas”; and

6 (B) in the second sentence, by striking
7 “The Secretary shall negotiate in good faith to”
8 and inserting the following:

9 “(2) AGREEMENT.—To the maximum extent
10 practicable, not later than 10 years after the date of
11 enactment of this title, the Secretary shall”;

12 (2) in subsection (b)(1), by inserting “, national
13 monuments,” after “wilderness areas”; and

14 (3) in subsection (c), by adding at the end the
15 following:

16 “(5) SPECIAL DEPOSIT FUND ACCOUNT.—

17 “(A) IN GENERAL.—Assembled land ex-
18 changes may be used to carry out this section
19 through the sale of surplus Federal property
20 and subsequent acquisitions of State school
21 land.

22 “(B) RECEIPTS.—Past and future receipts
23 from the sale of property described in sub-
24 section (a), less any costs incurred related to

1 the sale, shall be deposited in a Special Deposit
2 Fund Account established in the Treasury.

3 “(C) USE.—Funds accumulated in the
4 Special Deposit Fund Account may be used by
5 the Secretary, without an appropriation, to ac-
6 quire State school lands or interest in the land
7 consistent with this section.”.

8 **SEC. 803. JUNIPER FLATS.**

9 Development of renewable energy generation facilities
10 (excluding rights-of-way or facilities for the transmission
11 of energy and telecommunication facilities and infrastruc-
12 ture) is prohibited on the approximately 28,000 acres of
13 Federal land generally depicted as “BLM Land With-
14 drawn from Energy Development and Power Generation”
15 on the map entitled “Juniper Flats” and dated September
16 21, 2015.

17 **SEC. 804. LAND EXCHANGE, SAN GORGONIO WILDERNESS,**
18 **CALIFORNIA DESERT CONSERVATION AREA,**
19 **BUREAU OF LAND MANAGEMENT, AND SAN**
20 **BERNARDINO NATIONAL FOREST, CALI-**
21 **FORNIA.**

22 (a) FOREST SERVICE EXCHANGE AUTHORIZED.—
23 The Secretary of Agriculture may convey to Stephen
24 Mascaro (in this section referred to as the “recipient”),
25 all right, title, and interest of the United States in and

1 to a parcel of National Forest System land within San
2 Bernardino National Forest in the State of California,
3 consisting of approximately 638 acres, as depicted on the
4 map titled “Proposed Sand to Snow National Monument
5 Forest Service Land Exchange” and dated June 10, 2015,
6 in exchange for a parcel of private land consisting of ap-
7 proximately 632 acres, as also depicted on such map.

8 (b) BUREAU OF LAND MANAGEMENT EXCHANGE
9 AUTHORIZED.—The Secretary of the Interior may convey
10 to the recipient all right, title, and interest of the United
11 States in and to a parcel of public land within the San
12 Gorgonio Wilderness of the California Desert Conserva-
13 tion Area in the State of California, consisting of approxi-
14 mately 645 acres, as depicted on the map titled “Proposed
15 Sand to Snow National Monument Bureau of Land Man-
16 agement Land Exchange” and dated June 23, 2015, in
17 exchange for a parcel of private land consisting of approxi-
18 mately 953 acres, as also depicted on such map.

19 (c) EXISTING RIGHTS.—The conveyance of the Fed-
20 eral land under this section shall be subject to valid exist-
21 ing rights.

22 (d) EXCHANGE PROCESS.—The Secretaries shall
23 carry out the land exchanges authorized by this section
24 in the manner provided in section 206 of the Federal Land
25 Policy and Management Act of 1976 (43 U.S.C. 1716)

1 and subject to the terms and conditions of such section
2 and regulations promulgated to implement such section.

3 (e) MAPS AND LEGAL DESCRIPTIONS.—

4 (1) REQUIRED.—As soon as practicable after
5 completion of the land exchange authorized by sub-
6 section (a), the Secretary of Agriculture shall file
7 with the Committee on Natural Resources of the
8 House of Representatives and the Committee on En-
9 ergy and Natural Resources of the Senate a map
10 and legal description of the Federal land and private
11 land exchanged under such subsection. As soon as
12 practicable after completion of the land exchange au-
13 thorized by subsection (b), the Secretary of the Inte-
14 rior shall file with such committees a map and legal
15 description of the Federal land and private land ex-
16 changed under such subsection.

17 (2) FORCE AND EFFECT.—The maps and legal
18 descriptions filed under paragraph (1) shall have the
19 same force and effect as if included in this Act, ex-
20 cept that the Secretary concerned may correct cler-
21 ical and typographical errors in a map and descrip-
22 tion.

23 (3) PUBLIC INSPECTION.—The maps and legal
24 descriptions shall be on file and available for public

1 inspection in the appropriate offices of the Secretary
2 concerned.

3 **SEC. 805. CONVEYANCE FOR APPLE VALLEY OFF-HIGHWAY**
4 **VEHICLE RECREATION AREA.**

5 (a) DEFINITIONS.—In this section:

6 (1) TOWN.—The term “Town” means the town
7 of Apple Valley, California.

8 (2) MAP.—The term “Map” means the map en-
9 titled “Conveyance to Town of Apple Valley” and
10 dated June 1, 2015.

11 (b) CONVEYANCE OF FEDERAL LAND TO TOWN.—

12 (1) CONVEYANCE REQUIRED.—Within five
13 years after the date of the enactment of this Act, the
14 Secretary of the Interior shall convey to the Town,
15 without consideration, all right, title, and interest of
16 the United States in and to the surface estate of ap-
17 proximately 4,630 acres of land depicted on the Map
18 as “Proposed Conveyance Area”.

19 (2) EXISTING RIGHTS AND MINERAL ESTATE.—
20 The conveyance under this subsection—

21 (A) is subject to valid existing rights; and

22 (B) does not include the mineral estate.

23 (c) USE OF CONVEYED LAND.—

24 (1) IN GENERAL.—The land conveyed under
25 subsection (b) may be used by the Town for any

1 public purpose authorized in paragraph (2), con-
2 sistent with the Act of June 14, 1926 (commonly
3 known as the Recreation and Public Purposes Act;
4 43 U.S.C. 869 et seq.).

5 (2) AUTHORIZED PURPOSES.—The purposes of
6 the conveyance under subsection (b) are to permit
7 the Town to use the conveyed land—

8 (A) to provide a suitable location for the
9 establishment of a centralized off-road vehicle
10 recreation park;

11 (B) to provide the public with opportuni-
12 ties for off-road vehicle recreation, including a
13 location for races, competitive events, training
14 and other commercial services that directly sup-
15 port a centralized off-road vehicle recreation
16 area and Town park; and

17 (C) to provide a designated area and facili-
18 ties that would discourage unauthorized use of
19 off-highway vehicles in areas that have been
20 identified by the Federal Government, the State
21 of California, or the County as containing envi-
22 ronmentally sensitive land.

23 (3) DISPOSAL PROHIBITED.—The land con-
24 veyed under subsection (b) may not be disposed of

1 by the Town without the approval of the Secretary
2 of the Interior.

3 (d) TEMPORARY REVERSIONARY INTEREST.—During
4 the five-year period beginning on the date of the convey-
5 ance of the land under subsection (b), if the Secretary of
6 the Interior determines that the Town has disposed of the
7 conveyed land in violation of subsection (c)(3) or has failed
8 to establish the off-road vehicle recreation park, title to
9 the land shall revert to the United States, at the option
10 of the Secretary. At the end of the five-year period, the
11 Secretary shall release the reversionary interest.

12 (e) DESIGNATION OF APPLE VALLEY OFF-HIGHWAY
13 VEHICLE RECREATION AREA.—The land identified on the
14 Map as “Proposed Conveyance Area” and conveyed under
15 this section shall be known and designated as the “Apple
16 Valley Off-Highway Vehicle Recreation Area”.

17 (f) MANAGEMENT PLAN.—The Secretary may de-
18 velop a special management plan for the Apple Valley Off-
19 Highway Vehicle Recreation Area to enhance the safe use
20 of off-highway vehicles for recreational purposes.

21 **SEC. 806. CONVEYANCE TO CITY OF TWENTYNINE PALMS,**
22 **CALIFORNIA.**

23 (a) DEFINITIONS.—In this section:

24 (1) CITY.—The term “City” means the City of
25 Twentynine Palms, California.

1 (2) MAP.—The term “Map” means the map en-
2 titled “Proposed Conveyance to Twentynine Palms”
3 and dated September 18, 2015.

4 (b) CONVEYANCE OF FEDERAL LAND TO CITY.—

5 (1) CONVEYANCE REQUIRED.—Within one year
6 after the date of the enactment of this Act, the Sec-
7 retary of the Interior shall convey to the City, with-
8 out consideration, all right, title, and interest of the
9 United States in and to the surface estate of the
10 land depicted on the Map as “Proposed Conveyance
11 to Twentynine Palms”.

12 (2) EXISTING RIGHTS AND MINERAL ESTATE.—

13 The conveyance under this subsection—

14 (A) is subject to valid existing rights; and

15 (B) does not include the mineral estate.

16 **SEC. 807. CONVERSION OF VALID, EXISTING RIGHTS.**

17 (a) CONTINUITY OF USE.—Any person claiming in
18 good faith to have valid, existing rights to lands to be ex-
19 changed or conveyed in this Act, including but not limited
20 to Southern California Edison Company, Pacific Gas and
21 Electric Company, and Southern California Gas Company,
22 may continue to exercise such rights to the same extent
23 that the rights were exercised before the date of the enact-
24 ment of this Act until the Secretary of the Interior or the
25 Secretary of Agriculture, depending on jurisdiction over

1 the lands involved, makes a determination on applications
2 submitted under subsection (b)(2) or the applications are
3 deemed to be granted under subsection (c)(2).

4 (b) NOTICE AND APPLICATIONS.—Consistent with
5 sections 2800 through 2880 of title 43, Code of Federal
6 Regulations, as soon as practicable after the date of the
7 enactment of this Act and prior to any exchange or con-
8 veyance of lands under this Act, the Secretary of the Inte-
9 rior or the Secretary of Agriculture, depending on jurisdic-
10 tion over the lands involved, shall provide written notice
11 to any person that claims to have valid, existing rights,
12 such as a management agreement, easement, or other
13 right-of-way, to lands to be exchanged or conveyed that—

14 (1) the lands are to be exchanged or conveyed;

15 and

16 (2) the person claiming the valid, existing
17 rights has 60 days to submit an application to the
18 Secretary concerned requesting that the valid, exist-
19 ing rights be converted to a long-term easement or
20 other right-of-way.

21 (c) DETERMINATION.—

22 (1) DETERMINATION REQUIRED; DEADLINE.—

23 The Secretary of the Interior or the Secretary of Ag-
24 riculture, depending on jurisdiction over the lands
25 involved, shall grant or deny an application sub-

1 mitted under subsection (b)(2) before the end of the
2 180-day period beginning on the date on which the
3 application is received. The Secretary’s determina-
4 tion shall be considered a final action.

5 (2) EFFECT OF FAILURE TO MEET DEAD-
6 LINE.—If the Secretary of the Interior or the Sec-
7 retary of Agriculture fails to make the required de-
8 termination on an application under paragraph (1)
9 before the end of the period specified in such para-
10 graph, that application shall be deemed to be grant-
11 ed. The Secretary concerned shall take such steps as
12 may be necessary to convert the valid, existing rights
13 to a long-term easement or other right-of-way.

14 **TITLE IX—MISCELLANEOUS** 15 **PROVISIONS**

16 **SEC. 901. TRIBAL USES AND INTERESTS.**

17 (a) DEFINITION.—In this section, the term “des-
18 ignated area” means any land designated as wilderness,
19 a special management area, a wild or scenic river, an area
20 of critical environmental concern, a national monument,
21 or an addition to a unit of the National Park System
22 under this Act.

23 (b) ACCESS.—The Secretary of the Interior shall en-
24 sure that members of Indian tribes have access to des-
25 ignated areas for traditional cultural and religious pur-

1 poses, consistent with applicable law, including Public Law
2 95–341 (commonly known as the American Indian Reli-
3 gious Freedom Act; 42 U.S.C. 1996).

4 (c) TEMPORARY CLOSURE.—

5 (1) IN GENERAL.—In accordance with applica-
6 ble law, including Public Law 95–341 (commonly
7 known as the American Indian Religious Freedom
8 Act; 42 U.S.C. 1996), and subject to paragraph (2),
9 the Secretary of the Interior, on request of an In-
10 dian tribe or Indian religious community, shall tem-
11 porarily close to general public use any portion of a
12 designated area to protect the privacy of traditional
13 cultural and religious activities in the designated
14 area by members of the Indian tribe or Indian reli-
15 gious community.

16 (2) LIMITATION.—In closing a portion of a des-
17 ignated area under paragraph (1), the Secretary
18 shall limit the closure to the smallest practicable
19 area for the minimum period necessary for the tradi-
20 tional cultural and religious activities.

21 (d) TRIBAL CULTURAL RESOURCES MANAGEMENT
22 PLAN.—

23 (1) IN GENERAL.—Not later than two years
24 after the date of enactment of this Act, the Sec-
25 retary of the Interior shall develop and implement a

1 tribal cultural resources management plan to iden-
2 tify, protect, and conserve cultural resources of In-
3 dian tribes associated with the Xam Kwatchan Trail
4 network extending from Avikwaame (Spirit Moun-
5 tain, Nevada) to Avikwlal (Pilot Knob, California).

6 (2) CONSULTATION.—The Secretary shall con-
7 sult on the development and implementation of the
8 tribal cultural resources management plan under
9 paragraph (1) with—

10 (A) each of—

- 11 (i) the Chemehuevi Indian Tribe;
12 (ii) the Hualapai Tribal Nation;
13 (iii) the Fort Mojave Indian Tribe;
14 (iv) the Colorado River Indian Tribes;
15 (v) the Quechan Indian Tribe; and
16 (vi) the Cocopah Indian Tribe; and

17 (B) the Advisory Council on Historic Pres-
18 ervation.

19 (3) RESOURCE PROTECTION.—The tribal cul-
20 tural resources management plan developed under
21 paragraph (1) shall—

22 (A) be based on a completed tribal cultural
23 resources survey; and

24 (B) include procedures for identifying, pro-
25 tecting, and preserving petroglyphs, ancient

1 trails, intaglios, sleeping circles, artifacts, and
2 other resources of cultural, archaeological, or
3 historical significance in accordance with all ap-
4 plicable laws and policies, including—

5 (i) chapter 2003 of title 54, United
6 States Code;

7 (ii) Public Law 95–341 (commonly
8 known as the American Indian Religious
9 Freedom Act; 42 U.S.C. 1996);

10 (iii) the Archaeological Resources Pro-
11 tection Act of 1979 (16 U.S.C. 470aa et
12 seq.);

13 (iv) the Native American Graves Pro-
14 tection and Repatriation Act (25 U.S.C.
15 3001 et seq.); and

16 (v) Public Law 103–141 (commonly
17 known as the Religious Freedom Restora-
18 tion Act of 1993; 42 U.S.C. 2000bb et
19 seq.).

20 (e) WITHDRAWAL.—Subject to valid existing rights,
21 all Federal land within the area administratively with-
22 drawn and known as the “Indian Pass Withdrawal Area”
23 is permanently withdrawn from—

24 (1) all forms of entry, appropriation, or disposal
25 under the public land laws;

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

3 (3) right-of-way leasing and disposition under
4 all laws relating to minerals or solar, wind, or geo-
5 thermal energy.

6 **SEC. 902. MILITARY ACTIVITIES.**

7 Nothing in this Act—

8 (1) restricts or precludes Department of De-
9 fense motorized access by land or air—

10 (A) to respond to an emergency within a
11 wilderness area or wilderness addition des-
12 ignated by this Act; or

13 (B) to control access to the emergency site;

14 (2) prevents nonmechanized military training
15 activities previously conducted on the public lands
16 designated as a wilderness area or wilderness addi-
17 tion by this Act that are consistent with—

18 (A) the Wilderness Act (16 U.S.C. 1131 et
19 seq.); and

20 (B) all applicable laws (including regula-
21 tions);

22 (3) restricts, precludes, limits, or prevents low-
23 level overflights of military aircraft over a wilderness
24 area or wilderness addition designated by this Act,
25 the Mojave Trails Special Management Area, a

1 Monument created by this Act, or an off-highway ve-
2 hicle recreation area established by this Act, includ-
3 ing military overflights that can be seen or heard
4 within the designated areas;

5 (4) restricts, precludes, limits, or prevents flight
6 testing and evaluation in the areas described in
7 paragraph (3); or

8 (5) restricts, precludes, limits, or prevents the
9 designation or creation of new units of special use
10 airspace, or the establishment of military flight
11 training routes, over the areas described in para-
12 graph (3).

13 **SEC. 903. DEED RESTRICTIONS ON DONATED LAND WITHIN**
14 **THE CALIFORNIA DESERT CONSERVATION**
15 **AREA.**

16 Effective beginning on the date of enactment of this
17 Act, within the California Desert Conservation Area, the
18 Secretary of the Interior may—

19 (1) accept deed restrictions requested by land-
20 owners for land donated to, or otherwise acquired
21 by, the United States; and

22 (2) consistent with existing rights, create deed
23 restrictions, easements, or other third-party rights
24 relating to any public land determined by the Sec-
25 retary to be necessary—

1 (A) to fulfill the mitigation requirements
2 resulting from the development of renewable re-
3 sources or to otherwise support the development
4 of renewable resources; or

5 (B) to satisfy the conditions of—

6 (i) a habitat conservation plan or gen-
7 eral conservation plan established pursuant
8 to section 10 of the Endangered Species
9 Act of 1973 (16 U.S.C. 1539); or

10 (ii) a natural communities conserva-
11 tion plan approved by the State.

12 **SEC. 904. WILDLIFE MANAGEMENT.**

13 (a) IN GENERAL.—Nothing in this Act shall affect
14 or diminish the jurisdiction of the California Department
15 of Fish and Wildlife with respect to fish and wildlife man-
16 agement or conservation, including the regulation of hunt-
17 ing, fishing, and trapping, with respect to any wilderness,
18 special management area, or national monument des-
19 ignated by this Act.

20 (b) MANAGEMENT ACTIVITIES.—

21 (1) IN GENERAL.—In furtherance of the pur-
22 poses and principles of the Wilderness Act, manage-
23 ment activities to maintain or restore fish and wild-
24 life populations and the habitats to support such
25 populations shall be permitted on lands designated

1 as wilderness by this Act when consistent with wild-
2 life conservation objectives of the California Depart-
3 ment of Fish and Wildlife in accordance with appro-
4 priate policies such as those set forth in Appendix
5 B of House Report 101–405, including the occa-
6 sional and temporary use of motorized vehicles, me-
7 chanical equipment, and aircraft when such use will
8 enhance the existence of or promote healthy, viable,
9 and more naturally distributed wildlife populations
10 as determined by the California Department of Fish
11 and Wildlife, which holds the public trust responsi-
12 bility for wildlife conservation and that would en-
13 hance wilderness values and accomplish those pur-
14 poses with the minimum impact necessary to reason-
15 ably accomplish the task.

16 (2) APPLICABILITY TO ADDITIONAL LANDS.—
17 This subsection also shall apply to each of those wil-
18 derness areas established by the California Desert
19 Protection Act of 1994, including wilderness areas
20 established within the Mojave National Preserve,
21 and any public lands that were transferred to the
22 units of the National Park System known as Death
23 Valley National Park and Joshua Tree National
24 Park to increase the size of those units.

1 (c) EXISTING ACTIVITIES.—Consistent with section
2 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)) and
3 in accordance with appropriate policies such as those set
4 forth in Appendix B of House Report 101–405, the Cali-
5 fornia Department of Fish and Wildlife and its agents
6 shall have the authority to continue to use aircraft and
7 other motorized equipment, including helicopters, to sur-
8 vey, capture, transplant, monitor, and provide water for
9 wildlife populations, including bighorn sheep.

10 (d) WILDLIFE WATER DEVELOPMENT PROJECTS.—

11 (1) IN GENERAL.—The Secretary of the Inte-
12 rior shall authorize additional structures and facili-
13 ties, as well as the continued presence of existing
14 anthropomorphic structures and facilities, for wild-
15 life water development projects where determined
16 necessary to benefit wildlife by the California De-
17 partment of Fish and Wildlife in the wilderness
18 areas and the national monuments created by this
19 Act.

20 (2) APPLICABILITY TO ADDITIONAL LANDS.—

21 This subsection shall also apply to those wilderness
22 areas established by the California Desert Protection
23 Act of 1994, as well as in those expanded areas of
24 Death Valley National Park and Joshua Tree Na-
25 tional Park that formerly were administered by the

1 Bureau of Land Management, and to the national
2 monuments and all special management areas estab-
3 lished by this Act and within the Mojave National
4 Preserve if—

5 (A) the structures and facilities will en-
6 hance, as determined by the California Depart-
7 ment of Fish and Wildlife, the wilderness values
8 or values of the national monuments or special
9 management areas, as the case may be, by pro-
10 moting healthy, viable and more naturally dis-
11 tributed wildlife populations; and

12 (B) the visual impacts of the structures
13 and facilities on the areas are minimized.

14 **SEC. 905. LIMITATION ON EXTENSION OR ESTABLISHMENT**
15 **OF NATIONAL MONUMENTS.**

16 (a) DEFINITION.—In this section, the term “des-
17 ignated area” means any land designated as an off-high-
18 way vehicle recreation area under title I, a special manage-
19 ment area under title VI or VII, or a future addition to
20 the Mojave National Preserve under section 303.

21 (b) LIMITATION.—No extension or establishment of
22 any national monument that would include any designated
23 area may be undertaken by the President under section
24 320301 of title 54, United States Code (commonly known

1 as the Antiquities Act of 1906), except by express author-
2 ization of Congress.

3 **SEC. 906. CATEGORICAL EXCLUSION FOR EASTERN INYO**
4 **COUNTY BROADBAND CORRIDOR.**

5 Notwithstanding any other provision of law, a project
6 to install and operate a fiberoptic cable by Inyo County,
7 California, along a route generally depicted on the map
8 entitled “Proposed Eastern Inyo Broadband Corridor”
9 and dated September 28, 2015, shall be eligible for a cat-
10 egorical exclusion (as defined in section 1508.4 of title 40,
11 Code of Federal Regulations) for purposes of the National
12 Environmental Policy Act of 1969 (42 U.S.C. 4321 et
13 seq.).

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