

116TH CONGRESS  
1ST SESSION

# H. R. 1050

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

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 7, 2019

Ms. HAALAND (for herself, Mr. GALLEGRO, Mr. LUJÁN, Mr. COHEN, Mr. SIRES, Mr. LARSEN of Washington, Mr. MCNERNEY, Mr. SERRANO, Mr. PETERS, Ms. ROYBAL-ALLARD, Mr. ESPAILLAT, Ms. MOORE, Ms. CASTOR of Florida, Mr. SMITH of Washington, Mr. HUFFMAN, Ms. HILL of California, Mr. SEAN PATRICK MALONEY of New York, Ms. BARRAGÁN, Ms. SEWELL of Alabama, Mr. GOMEZ, Mr. SUOZZI, Mr. LIPINSKI, Mr. BEYER, Mr. AGUILAR, Mr. HIGGINS of New York, Mr. GARAMENDI, Ms. NORTON, Mr. PANETTA, Ms. TITUS, Ms. MENG, Ms. DEGETTE, Ms. BONAMICI, Mrs. NAPOLITANO, Mrs. TORRES of California, Mr. WELCH, Ms. WILSON of Florida, Mr. BLUMENAUER, Mr. DAVID SCOTT of Georgia, Ms. SCHAKOWSKY, Ms. DELBENE, Mr. FOSTER, Mr. KILMER, Mr. CONNOLLY, Mr. CARBAJAL, Mr. CARTWRIGHT, Mr. RUIZ, Ms. PINGREE, Mr. SOTO, Mr. NEAL, Ms. CLARK of Massachusetts, Ms. SÁNCHEZ, Ms. MUCARSEL-POWELL, Ms. MCCOLLUM, Mr. BRENDAN F. BOYLE of Pennsylvania, Mr. LOWENTHAL, Mr. NEGUSE, Ms. PORTER, Mr. MCEACHIN, Ms. JUDY CHU of California, Mr. TED LIEU of California, Mrs. LAWRENCE, Mr. MICHAEL F. DOYLE of Pennsylvania, Mr. DESAULNIER, Mrs. DINGELL, Mr. SCHIFF, Mr. POCAN, Mrs. CAROLYN B. MALONEY of New York, Ms. CLARKE of New York, Ms. SHALALA, Mr. CÁRDENAS, Ms. BROWNLEY of California, Mrs. LEE of Nevada, Mr. BROWN of Maryland, Mr. HASTINGS, Ms. TORRES SMALL of New Mexico, Mr. RASKIN, Mr. HORSFORD, Mr. KRISHNAMOORTHY, and Ms. SPEIER) introduced the following bill; which was referred to the Committee on Natural Resources

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## A BILL

To provide for the administration of certain national monu-

ments, to establish a National Monument Enhancement Fund, and to establish certain wilderness areas in the States of New Mexico and Nevada.

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

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

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

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

Sec. 1. Short title; table of contents.

Sec. 2. Findings.

TITLE I—ADMINISTRATION OF CERTAIN NATIONAL MONUMENTS

Sec. 101. Definitions.

Sec. 102. Administration of covered national monuments.

Sec. 103. Description of covered national monuments.

TITLE II—NATIONAL MONUMENT ENHANCEMENT FUND

Sec. 201. Establishment of Fund.

Sec. 202. Authorization of appropriations.

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

Sec. 301. Organ Mountains-Desert Peaks conservation.

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

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

Sec. 401. Findings.

Sec. 402. Definitions.

Sec. 403. Additions to National Wilderness Preservation System.

Sec. 404. Administration.

Sec. 405. Adjacent management.

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

Sec. 407. Release of wilderness study areas.

Sec. 408. Native American cultural and religious uses.

Sec. 409. Wildlife management.

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

Sec. 411. Climatological data collection.

1 **SEC. 2. FINDINGS.**

2 Congress finds that—

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

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

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

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

20 **SEC. 101. DEFINITIONS.**

21 In this title:

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

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

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

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

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

17 **SEC. 102. ADMINISTRATION OF COVERED NATIONAL MONU-**  
18 **MENTS.**

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

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

1           (2) any Act of Congress enacted before Decem-  
2           ber 4, 2017, that provides for an adjustment to the  
3           boundary of, or a requirement with respect to the  
4           administration of, the applicable covered national  
5           monument; and

6           (3) this Act.

7           (b) MAPS AND LEGAL DESCRIPTIONS.—

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

11           (A) conduct a survey of the boundaries of  
12          each covered national monument; and

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

15           (i) the Committee on Energy and  
16          Natural Resources of the Senate; and

17           (ii) the Committee on Natural Re-  
18          sources of the House of Representatives.

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

24           (3) PUBLIC AVAILABILITY.—The maps and  
25          legal descriptions filed under paragraph (1)(B) shall

1 be on file and available for public inspection in the  
2 appropriate offices of the Secretary concerned.

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

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

12 (2) any other applicable Federal law (including  
13 regulations).

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

17 **SEC. 103. DESCRIPTION OF COVERED NATIONAL MONU-**  
18 **MENTS.**

19 The following are the national monuments referred  
20 to in section 102(a):

21 (1) BIRMINGHAM CIVIL RIGHTS NATIONAL  
22 MONUMENT, ALABAMA.—The Birmingham Civil  
23 Rights National Monument established in the State  
24 of Alabama by Presidential Proclamation 9565, as

1 issued on January 12, 2017 (54 U.S.C. 320301  
2 note).

3 (2) FREEDOM RIDERS NATIONAL MONUMENT,  
4 ALABAMA.—The Freedom Riders National Monu-  
5 ment established in the State of Alabama by Presi-  
6 dential Proclamation 9566, as issued on January 12,  
7 2017 (54 U.S.C. 320301 note).

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

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

19 (5) IRONWOOD FOREST NATIONAL MONUMENT,  
20 ARIZONA.—The Ironwood Forest National Monu-  
21 ment established in the State of Arizona by Presi-  
22 dential Proclamation 7320, as issued on June 9,  
23 2000 (54 U.S.C. 320301 note).

24 (6) SONORAN DESERT NATIONAL MONUMENT,  
25 ARIZONA.—The Sonoran Desert National Monument

1 established in the State of Arizona by Presidential  
2 Proclamation 7397, as issued on January 17, 2001  
3 (54 U.S.C. 320301 note).

4 (7) VERMILION CLIFFS NATIONAL MONUMENT,  
5 ARIZONA.—The Vermilion Cliffs National Monument  
6 established in the State of Arizona by Presidential  
7 Proclamation 7374, as issued on November 9, 2000  
8 (54 U.S.C. 320301 note).

9 (8) BERRYESSA SNOW MOUNTAIN NATIONAL  
10 MONUMENT, CALIFORNIA.—The Berryessa Snow  
11 Mountain National Monument established in the  
12 State of California by Presidential Proclamation  
13 9298, as issued on July 10, 2015 (54 U.S.C.  
14 320301 note).

15 (9) CALIFORNIA COASTAL NATIONAL MONU-  
16 MENT, CALIFORNIA.—The California Coastal Na-  
17 tional Monument established in the State of Cali-  
18 fornia by Presidential Proclamation 7264, as issued  
19 on January 11, 2000 (54 U.S.C. 320301 note),  
20 Presidential Proclamation 9089, as issued on March  
21 11, 2014 (54 U.S.C. 320301 note), and Presidential  
22 Proclamation 9563, as issued on January 12, 2017  
23 (54 U.S.C. 320301 note).

24 (10) CARRIZO PLAIN NATIONAL MONUMENT,  
25 CALIFORNIA.—The Carrizo Plain National Monu-



1       ment established in the State of California by Presi-  
2       dential Proclamation 7393, as issued on January 17,  
3       2001 (54 U.S.C. 320301 note).

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

9           (12) CÉSAR E. CHÁVEZ NATIONAL MONUMENT,  
10      CALIFORNIA.—The César E. Chávez National Monu-  
11      ment established in the State of California by Presi-  
12      dential Proclamation 8884, as issued on October 8,  
13      2012 (54 U.S.C. 320301 note).

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

19          (14) GIANT SEQUOIA NATIONAL MONUMENT,  
20      CALIFORNIA.—The Giant Sequoia National Monu-  
21      ment established in the State of California by Presi-  
22      dential Proclamation 7295, as issued on April 15,  
23      2000 (54 U.S.C. 320301 note).

24          (15) MOJAVE TRAILS NATIONAL MONUMENT,  
25      CALIFORNIA.—The Mojave Trails National Monu-

1       ment established in the State of California by Presi-  
2       dential Proclamation 9395, as issued on February  
3       12, 2016 (54 U.S.C. 320301 note).

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

10          (17) SAND TO SNOW NATIONAL MONUMENT,  
11       CALIFORNIA.—The Sand to Snow National Monu-  
12       ment established in the State of California by Presi-  
13       dential Proclamation 9396, as issued on February  
14       12, 2016 (54 U.S.C. 320301 note).

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

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

1           (20) CHIMNEY ROCK NATIONAL MONUMENT,  
2           COLORADO.—The Chimney Rock National Monu-  
3           ment established in the State of Colorado by Presi-  
4           dential Proclamation 8868, as issued on September  
5           21, 2012 (54 U.S.C. 320301 note).

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

12          (22) PRESIDENT LINCOLN AND SOLDIERS’  
13          HOME NATIONAL MONUMENT, WASHINGTON, DC.—  
14          The President Lincoln and Soldiers’ Home National  
15          Monument established in Washington, DC, by Presi-  
16          dential Proclamation 7329, as issued on July 7,  
17          2000 (54 U.S.C. 320301 note).

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

23          (24) PULLMAN NATIONAL MONUMENT, ILLI-  
24          NOIS.—The Pullman National Monument established  
25          in the State of Illinois by Presidential Proclamation

1 9233, as issued on February 19, 2015 (54 U.S.C.  
2 320301 note).

3 (25) CAMP NELSON NATIONAL MONUMENT,  
4 KENTUCKY.—The Camp Nelson National Monument  
5 established in the State of Kentucky by Presidential  
6 Proclamation 9811, as issued on October 26, 2018  
7 (83 Fed. Reg. 54845 (October 31, 2018)).

8 (26) KATAHDIN WOODS AND WATERS NATIONAL  
9 MONUMENT, MAINE.—The Katahdin Woods and  
10 Waters National Monument established in the State  
11 of Maine by Presidential Proclamation 9476, as  
12 issued on August 24, 2016 (54 U.S.C. 320301  
13 note).

14 (27) POMPEYS PILLAR NATIONAL MONUMENT,  
15 MONTANA.—The Pompeys Pillar National Monu-  
16 ment established in the State of Montana by Presi-  
17 dential Proclamation 7396, as issued on January 17,  
18 2001 (54 U.S.C. 320301 note).

19 (28) UPPER MISSOURI RIVER BREAKS NA-  
20 TIONAL MONUMENT, MONTANA.—The Upper Mis-  
21 souri River Breaks National Monument established  
22 in the State of Montana by Presidential Proclama-  
23 tion 7398, as issued on January 17, 2001 (54  
24 U.S.C. 320301 note).

1           (29) BASIN AND RANGE NATIONAL MONUMENT,  
2           NEVADA.—The Basin and Range National Monu-  
3           ment established in the State of Nevada by Presi-  
4           dential Proclamation 9297, as issued on July 10,  
5           2015 (54 U.S.C. 320301 note).

6           (30) GOLD BUTTE NATIONAL MONUMENT, NE-  
7           VADA.—The Gold Butte National Monument estab-  
8           lished in the State of Nevada by Presidential Procla-  
9           mation 9559, as issued on December 28, 2016 (54  
10          U.S.C. 320301 note).

11          (31) KASHA-KATUWE TENT ROCKS NATIONAL  
12          MONUMENT, NEW MEXICO.—The Kasha-Katuwe  
13          Tent Rocks National Monument established in the  
14          State of New Mexico by Presidential Proclamation  
15          7394, as issued on January 17, 2001 (54 U.S.C.  
16          320301 note).

17          (32) ORGAN MOUNTAINS-DESERT PEAKS NA-  
18          TIONAL MONUMENT, NEW MEXICO.—The Organ  
19          Mountains-Desert Peaks National Monument estab-  
20          lished in the State of New Mexico by Presidential  
21          Proclamation 9131, as issued on May 21, 2014 (54  
22          U.S.C. 320301 note).

23          (33) RÍO GRANDE DEL NORTE NATIONAL  
24          MONUMENT, NEW MEXICO.—The Río Grande del  
25          Norte National Monument established in the State

1 of New Mexico by Presidential Proclamation 8946,  
2 as issued on March 25, 2013 (54 U.S.C. 320301  
3 note).

4 (34) AFRICAN BURIAL GROUND NATIONAL  
5 MONUMENT, NEW YORK.—The African Burial  
6 Ground National Monument established in the State  
7 of New York by Presidential Proclamation 7984, as  
8 issued on February 27, 2006 (54 U.S.C. 320301  
9 note).

10 (35) GOVERNORS ISLAND NATIONAL MONU-  
11 MENT, NEW YORK.—The Governors Island National  
12 Monument established in the State of New York by  
13 Presidential Proclamation 7647, as issued on Feb-  
14 ruary 7, 2003 (54 U.S.C. 320301 note).

15 (36) STONEWALL NATIONAL MONUMENT, NEW  
16 YORK.—The Stonewall National Monument estab-  
17 lished in the State of New York by Presidential  
18 Proclamation 9465, as issued on June 24, 2016 (54  
19 U.S.C. 320301 note).

20 (37) CHARLES YOUNG BUFFALO SOLDIERS NA-  
21 TIONAL MONUMENT, OHIO.—The Charles Young  
22 Buffalo Soldiers National Monument established in  
23 the State of Ohio by Presidential Proclamation  
24 8945, as issued on March 25, 2013 (54 U.S.C.  
25 320301 note).

1           (38) CASCADE-SISKIYOU NATIONAL MONUMENT,  
2           OREGON AND CALIFORNIA.—The Cascade-Siskiyou  
3           National Monument established in the States of Or-  
4           regon and California by Presidential Proclamation  
5           7318, as issued on June 9, 2000 (54 U.S.C. 320301  
6           note), and Presidential Proclamation 9564, as issued  
7           on January 12, 2017 (54 U.S.C. 320301 note).

8           (39) RECONSTRUCTION ERA NATIONAL MONU-  
9           MENT, SOUTH CAROLINA.—The Reconstruction Era  
10          National Monument established in the State of  
11          South Carolina by Presidential Proclamation 9567,  
12          as issued on January 12, 2017 (54 U.S.C. 320301  
13          note).

14          (40) WACO MAMMOTH NATIONAL MONUMENT,  
15          TEXAS.—The Waco Mammoth National Monument  
16          established in the State of Texas by Presidential  
17          Proclamation 9299, as issued on July 10, 2015 (54  
18          U.S.C. 320301 note).

19          (41) BEARS EARS NATIONAL MONUMENT,  
20          UTAH.—The Bears Ears National Monument estab-  
21          lished in the State of Utah by Presidential Procla-  
22          mation 9558, as issued on December 28, 2016 (54  
23          U.S.C. 320301 note), except that the boundaries of  
24          the Bears Ears National Monument shall be modi-  
25          fied to encompass the approximately 1,931,997 acres

1 of Federal land generally depicted on the map on  
2 page 6 of the proposal entitled “Proposal to Presi-  
3 dent Barack Obama for the Creation of Bears Ears  
4 National Monument”, prepared by the Bears Ears  
5 Inter-Tribal Coalition, and dated October 15, 2015.

6 (42) GRAND STAIRCASE-ESCALANTE NATIONAL  
7 MONUMENT, UTAH.—The Grand Staircase-Escalante  
8 National Monument established in the State of Utah  
9 by Presidential Proclamation 6920, as issued on  
10 September 18, 1996 (54 U.S.C. 320301 note).

11 (43) FORT MONROE NATIONAL MONUMENT,  
12 VIRGINIA.—The Fort Monroe National Monument  
13 established in the State of Virginia by Presidential  
14 Proclamation 8750, as issued on November 1, 2011  
15 (54 U.S.C. 320301 note).

16 (44) HANFORD REACH NATIONAL MONUMENT,  
17 WASHINGTON.—The Hanford Reach National Monu-  
18 ment established in the State of Washington by  
19 Presidential Proclamation 7319, as issued on June  
20 9, 2000 (54 U.S.C. 320301 note).

21 (45) SAN JUAN ISLANDS NATIONAL MONUMENT,  
22 WASHINGTON.—The San Juan Islands National  
23 Monument established in the State of Washington  
24 by Presidential Proclamation 8947, as issued on  
25 March 25, 2013 (54 U.S.C. 320301 note).



1           (46) VIRGIN ISLANDS CORAL REEF NATIONAL  
2           MONUMENT, UNITED STATES VIRGIN ISLANDS.—The  
3           Virgin Islands Coral Reef National Monument estab-  
4           lished in the United States Virgin Islands by Presi-  
5           dential Proclamation 7399, as issued on January 17,  
6           2001 (54 U.S.C. 320301 note).

7           (47) NORTHEAST CANYONS AND SEAMOUNTS  
8           MARINE NATIONAL MONUMENT, ATLANTIC OCEAN.—  
9           The Northeast Canyons and Seamounts Marine Na-  
10          tional Monument established in the Atlantic Ocean  
11          by Presidential Proclamation 9496, as issued on  
12          September 15, 2016 (54 U.S.C. 320301 note).

13          (48) PACIFIC REMOTE ISLANDS MARINE NA-  
14          TIONAL MONUMENT, PACIFIC OCEAN.—The Pacific  
15          Remote Islands Marine National Monument estab-  
16          lished in the Pacific Ocean by Presidential Procla-  
17          mation 8336, as issued on January 6, 2009 (54  
18          U.S.C. 320301 note), and by Presidential Proclama-  
19          tion 9173, as issued on September 25, 2014 (54  
20          U.S.C. 320301 note).

21          (49) ROSE ATOLL MARINE NATIONAL MONU-  
22          MENT, AMERICAN SAMOA.—The Rose Atoll Marine  
23          National Monument established in American Samoa  
24          and the Pacific Ocean by Presidential Proclamation

1 8337, as issued on January 6, 2009 (54 U.S.C.  
2 320301 note).

3 (50) MARIANAS TRENCH NATIONAL MONUMENT,  
4 COMMONWEALTH OF THE NORTHERN MARIANA IS-  
5 LANDS.—The Marianas Trench Marine National  
6 Monument established in the Commonwealth of the  
7 Northern Mariana Islands and the Pacific Ocean by  
8 Presidential Proclamation 8335, as issued on Janu-  
9 ary 6, 2009 (54 U.S.C. 320301 note).

10 (51) PAPAĀNAUMOKUĀKEA MARINE NATIONAL  
11 MONUMENT, HAWAII.—The Papahānaumokuākea  
12 Marine National Monument established in the State  
13 of Hawaii and the Pacific Ocean by Presidential  
14 Proclamation 8031, as issued on June 15, 2006 (54  
15 U.S.C. 320301 note), and Presidential Proclamation  
16 9478, as issued on August 25, 2016 (54 U.S.C.  
17 320301 note).

18 (52) WORLD WAR II VALOR IN THE PACIFIC NA-  
19 TIONAL MONUMENT, ALASKA, CALIFORNIA, AND HA-  
20 WAI.—The World War II Valor in the Pacific Na-  
21 tional Monument established in the States of Alaska,  
22 California, and Hawaii by Presidential Proclamation  
23 8327, as issued on December 5, 2008 (54 U.S.C.  
24 320301 note).

1 **TITLE II—NATIONAL MONUMENT**  
2 **ENHANCEMENT FUND**

3 **SEC. 201. ESTABLISHMENT OF FUND.**

4 (a) **ESTABLISHMENT.**—There is established in the  
5 Treasury a fund, to be known as the “National Monument  
6 Enhancement Fund” (referred to in this title as the  
7 “Fund”), consisting of such amounts as are appropriated  
8 to the Fund under section 202.

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

10 (1) to provide funds to the Bureau of Land  
11 Management, the Forest Service, the National Park  
12 Service, the United States Fish and Wildlife Service,  
13 and the National Oceanographic and Atmospheric  
14 Administration for the development of management  
15 plans for national monuments designated under sec-  
16 tion 320301 of title 54, United States Code;

17 (2) to provide funds for the Federal acquisition  
18 and development of certain land and other areas;  
19 and

20 (3) to provide funds to develop and enhance the  
21 recreational infrastructure on land designated as a  
22 national monument under section 320301 of title 54,  
23 United States Code.

1 **SEC. 202. AUTHORIZATION OF APPROPRIATIONS.**

2 There is authorized to be appropriated to the Fund  
3 \$100,000,000 for fiscal year 2018 and each fiscal year  
4 thereafter, to remain available until expended.

5 **TITLE III—ESTABLISHMENT OF**  
6 **CERTAIN WILDERNESS AREAS**  
7 **IN THE STATE OF NEW MEX-**  
8 **ICO**

9 **SEC. 301. ORGAN MOUNTAINS-DESERT PEAKS CONSERVA-**  
10 **TION.**

11 (a) DEFINITIONS.—In this section:

12 (1) MONUMENT.—The term “Monument”  
13 means the Organ Mountains-Desert Peaks National  
14 Monument established by Presidential Proclamation  
15 9131, as issued on May 21, 2014 (54 U.S.C.  
16 320301 note).

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

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

21 (4) WILDERNESS AREA.—The term “wilderness  
22 area” means a wilderness area designated by sub-  
23 section (b)(1).

24 (b) DESIGNATION OF WILDERNESS AREAS.—

25 (1) IN GENERAL.—In accordance with the Wil-  
26 derness Act (16 U.S.C. 1131 et seq.), the following

1 areas in the State are designated as wilderness and  
2 as components of the National Wilderness Preserva-  
3 tion System:

4 (A) ADEN LAVA FLOW WILDERNESS.—Cer-  
5 tain land administered by the Bureau of Land  
6 Management in Doña Ana County comprising  
7 approximately 27,673 acres, as generally de-  
8 picted on the map entitled “Potrillo Mountains  
9 Complex” and dated September 27, 2018,  
10 which shall be known as the “Aden Lava Flow  
11 Wilderness”.

12 (B) BROAD CANYON WILDERNESS.—Cer-  
13 tain land administered by the Bureau of Land  
14 Management in Doña Ana County comprising  
15 approximately 13,902 acres, as generally de-  
16 picted on the map entitled “Desert Peaks Com-  
17 plex” and dated October 1, 2018, which shall  
18 be known as the “Broad Canyon Wilderness”.

19 (C) CINDER CONE WILDERNESS.—Certain  
20 land administered by the Bureau of Land Man-  
21 agement in Doña Ana County comprising ap-  
22 proximately 16,935 acres, as generally depicted  
23 on the map entitled “Potrillo Mountains Com-  
24 plex” and dated September 27, 2018, which

1 shall be known as the “Cinder Cone Wilder-  
2 ness”.

3 (D) EAST POTRILLO MOUNTAINS WILDER-  
4 NESS.—Certain land administered by the Bu-  
5 reau of Land Management in Doña Ana and  
6 Luna counties comprising approximately 12,155  
7 acres, as generally depicted on the map entitled  
8 “Potrillo Mountains Complex” and dated Sep-  
9 tember 27, 2018, which shall be known as the  
10 “East Potrillo Mountains Wilderness”.

11 (E) MOUNT RILEY WILDERNESS.—Certain  
12 land administered by the Bureau of Land Man-  
13 agement in Doña Ana and Luna counties com-  
14 prising approximately 8,382 acres, as generally  
15 depicted on the map entitled “Potrillo Moun-  
16 tains Complex” and dated September 27, 2018,  
17 which shall be known as the “Mount Riley Wil-  
18 derness”.

19 (F) ORGAN MOUNTAINS WILDERNESS.—  
20 Certain land administered by the Bureau of  
21 Land Management in Doña Ana County com-  
22 prising approximately 19,916 acres, as gen-  
23 erally depicted on the map entitled “Organ  
24 Mountains Area” and dated September 21,  
25 2016, which shall be known as the “Organ

1 Mountains Wilderness”, the boundary of which  
2 shall be offset 400 feet from the centerline of  
3 Dripping Springs Road in T. 23 S., R. 04 E.,  
4 sec. 7, New Mexico Principal Meridian.

5 (G) POTRILLO MOUNTAINS WILDER-  
6 NESS.—Certain land administered by the Bu-  
7 reau of Land Management in Doña Ana and  
8 Luna counties comprising approximately  
9 105,085 acres, as generally depicted on the map  
10 entitled “Potrillo Mountains Complex” and  
11 dated September 27, 2018, which shall be  
12 known as the “Potrillo Mountains Wilderness”.

13 (H) ROBLEDO MOUNTAINS WILDERNESS.—  
14 Certain land administered by the Bureau of  
15 Land Management in Doña Ana County com-  
16 prising approximately 16,776 acres, as gen-  
17 erally depicted on the map entitled “Desert  
18 Peaks Complex” and dated October 1, 2018,  
19 which shall be known as the “Robledo Moun-  
20 tains Wilderness”.

21 (I) SIERRA DE LAS UVAS WILDERNESS.—  
22 Certain land administered by the Bureau of  
23 Land Management in Doña Ana County com-  
24 prising approximately 11,114 acres, as gen-  
25 erally depicted on the map entitled “Desert

1 Peaks Complex” and dated October 1, 2018,  
2 which shall be known as the “Sierra de las  
3 Uvas Wilderness”.

4 (J) WHITETHORN WILDERNESS.—Certain  
5 land administered by the Bureau of Land Man-  
6 agement in Doña Ana and Luna counties com-  
7 prising approximately 9,616 acres, as generally  
8 depicted on the map entitled “Potrillo Moun-  
9 tains Complex” and dated September 27, 2018,  
10 which shall be known as the “Whitethorn Wil-  
11 derness”.

12 (2) MAPS AND LEGAL DESCRIPTIONS.—

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

17 (i) the Committee on Energy and  
18 Natural Resources of the Senate; and

19 (ii) the Committee on Natural Re-  
20 sources of the House of Representatives.

21 (B) FORCE OF LAW.—The maps and legal  
22 descriptions filed under subparagraph (A) shall  
23 have the same force and effect as if included in  
24 this Act, except that the Secretary may correct  
25 errors in the maps and legal descriptions.



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

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

9           (A) as components of the National Land-  
10 scape Conservation System; and

11          (B) in accordance with—

12           (i) this section; and

13           (ii) the Wilderness Act (16 U.S.C.  
14 1131 et seq.), except that—

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

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

24           (4) INCORPORATION OF ACQUIRED LAND AND  
25 INTERESTS IN LAND.—Any land or interest in land

1 that is within the boundary of a wilderness area that  
2 is acquired by the United States shall—

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

6 (B) be managed in accordance with—

7 (i) the Wilderness Act (16 U.S.C.  
8 1131 et seq.);

9 (ii) this section; and

10 (iii) any other applicable laws.

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

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

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

21 (6) MILITARY OVERFLIGHTS.—Nothing in this  
22 subsection restricts or precludes—

23 (A) low-level overflights of military aircraft  
24 over the wilderness areas, including military

1 overflights that can be seen or heard within the  
2 wilderness areas;

3 (B) the designation of new units of special  
4 airspace over the wilderness areas; or

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

7 (7) BUFFER ZONES.—

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

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

17 (8) PARAGLIDING.—The use of paragliding  
18 within areas of the East Potrillo Mountains Wilder-  
19 ness designated by paragraph (1)(D) in which the  
20 use has been established before the date of enact-  
21 ment of this Act, shall be allowed to continue in ac-  
22 cordance with section 4(d)(1) of the Wilderness Act  
23 (16 U.S.C. 1133(d)(1)), subject to any terms and  
24 conditions that the Secretary determines to be nec-  
25 essary.

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

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

18           (11) WITHDRAWALS.—

19           (A) IN GENERAL.—Subject to valid exist-  
20      ing rights, the Federal land within the wilder-  
21      ness areas and any land or interest in land that  
22      is acquired by the United States in the wilder-  
23      ness areas after the date of enactment of this  
24      Act is withdrawn from—

1 (i) entry, appropriation, or disposal  
2 under the public land laws;

3 (ii) location, entry, and patent under  
4 the mining laws; and

5 (iii) operation of the mineral leasing,  
6 mineral materials, and geothermal leasing  
7 laws.

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

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

25 (D) PARCEL D.—

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

13 (ii) OUTDOOR RECREATION PLAN.—

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

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

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

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

8 (I) public safety; or

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

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

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

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

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

4 (bb) withdrawn from—

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

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

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

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

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



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

11 (II) REQUIREMENTS.—The  
12 memorandum of understanding en-  
13 tered into under subclause (I) shall—

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

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

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

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

4 (AA) public safety; or

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

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

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

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

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

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

25 (12) ROBLEDO MOUNTAINS.—

1           (A) IN GENERAL.—The Secretary shall  
2 manage the Federal land described in subpara-  
3 graph (B) in a manner that preserves the char-  
4 acter of the land for the future inclusion of the  
5 land in the National Wilderness Preservation  
6 System.

7           (B) LAND DESCRIPTION.—The land re-  
8 ferred to in subparagraph (A) is certain land  
9 administered by the Bureau of Land Manage-  
10 ment, comprising approximately 100 acres as  
11 generally depicted as “Lookout Peak Commu-  
12 nication Site” on the map entitled “Desert  
13 Peaks Complex” and dated October 1, 2018.

14           (C) USES.—The Secretary shall permit  
15 only such uses on the land described in sub-  
16 paragraph (B) as were permitted on the date of  
17 enactment of this Act.

18           (13) RELEASE OF WILDERNESS STUDY  
19 AREAS.—Congress finds that, for purposes of section  
20 603(c) of the Federal Land Policy and Management  
21 Act of 1976 (43 U.S.C. 1782(c)), the public land in  
22 Doña Ana County administered by the Bureau of  
23 Land Management not designated as wilderness by  
24 paragraph (1) or described in paragraph (12)—

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

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

6 (C) shall be managed in accordance with—

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

10 (ii) this section; and

11 (iii) any other applicable laws.

12 (14) PRIVATE LAND.—In accordance with sec-  
13 tion 5 of the Wilderness Act (16 U.S.C. 1134), the  
14 Secretary shall ensure adequate access to non-Fed-  
15 eral land located within the boundary of a wilderness  
16 area.

17 (c) BORDER SECURITY.—

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

19 (A) prevents the Secretary of Homeland  
20 Security from undertaking law enforcement and  
21 border security activities, in accordance with  
22 section 4(c) of the Wilderness Act (16 U.S.C.  
23 1133(c)), within the wilderness areas, including  
24 the ability to use motorized access within a wil-  
25 derness area while in pursuit of a suspect;

1 (B) affects the 2006 Memorandum of Un-  
2 derstanding among the Department of Home-  
3 land Security, the Department of the Interior,  
4 and the Department of Agriculture regarding  
5 cooperative national security and counterter-  
6 rorism efforts on Federal land along the bor-  
7 ders of the United States; or

8 (C) prevents the Secretary of Homeland  
9 Security from conducting any low-level over-  
10 flights over the wilderness areas that may be  
11 necessary for law enforcement and border secu-  
12 rity purposes.

13 (2) WITHDRAWAL AND ADMINISTRATION OF  
14 CERTAIN AREA.—

15 (A) WITHDRAWAL.—The area identified as  
16 “Parcel A” on the map entitled “Potrillo Moun-  
17 tains Complex” and dated September 27, 2018,  
18 is withdrawn in accordance with subsection  
19 (b)(11)(A).

20 (B) ADMINISTRATION.—Except as pro-  
21 vided in subparagraphs (C) and (D), the Sec-  
22 retary shall administer the area described in  
23 subparagraph (A) in a manner that, to the  
24 maximum extent practicable, protects the wil-  
25 derness character of the area.

1 (C) USE OF MOTOR VEHICLES.—The use  
2 of motor vehicles, motorized equipment, and  
3 mechanical transport shall be prohibited in the  
4 area described in subparagraph (A) except as  
5 necessary for—

6 (i) the administration of the area (in-  
7 cluding the conduct of law enforcement  
8 and border security activities in the area);  
9 or

10 (ii) grazing uses by authorized permit-  
11 tees.

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

19 (3) RESTRICTED ROUTE.—The route excluded  
20 from the Potrillo Mountains Wilderness identified as  
21 “Restricted—Administrative Access” on the map en-  
22 titled “Potrillo Mountains Complex” and dated Sep-  
23 tember 27, 2018, shall be—

24 (A) closed to public access; but

1 (B) available for administrative and law  
2 enforcement uses, including border security ac-  
3 tivities.

4 (d) ORGAN MOUNTAINS-DESERT PEAKS NATIONAL  
5 MONUMENT.—

6 (1) MANAGEMENT PLAN.—In preparing and im-  
7 plementing the management plan for the Monument,  
8 the Secretary shall include a watershed health as-  
9 sessment to identify opportunities for watershed res-  
10 toration.

11 (2) INCORPORATION OF ACQUIRED STATE  
12 TRUST LAND AND INTERESTS IN STATE TRUST  
13 LAND.—

14 (A) IN GENERAL.—Any land or interest in  
15 land that is within the State trust land de-  
16 scribed in subparagraph (B) that is acquired by  
17 the United States shall—

18 (i) become part of the Monument; and

19 (ii) be managed in accordance with—

20 (I) Presidential Proclamation  
21 9131, as issued on May 21, 2014 (54  
22 U.S.C. 320301 note);

23 (II) this section; and

24 (III) any other applicable laws.

1           (B) DESCRIPTION OF STATE TRUST  
2 LAND.—The State trust land referred to in sub-  
3 paragraph (A) is the State trust land in T. 22  
4 S., R. 01 W., New Mexico Principal Meridian  
5 and T. 22 S., R. 02 W., New Mexico Principal  
6 Meridian.

7           (3) LAND EXCHANGES.—

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



1           (B) IDENTIFICATION OF LAND FOR EX-  
2 CHANGE.—The Secretary and the Commissioner  
3 of Public Lands of New Mexico shall jointly  
4 identify the Bureau of Land Management land  
5 and State trust land eligible for exchange under  
6 this paragraph, the exact acreage and legal de-  
7 scription of which shall be determined by sur-  
8 veys approved by the Secretary and the New  
9 Mexico State Land Office.

10           (C) APPLICABLE LAW.—A land exchange  
11 under subparagraph (A) shall be carried out in  
12 accordance with section 206 of the Federal  
13 Land Policy and Management Act of 1976 (43  
14 U.S.C. 1716).

15           (D) CONDITIONS.—A land exchange under  
16 subparagraph (A) shall be subject to—

17                   (i) valid existing rights; and

18                   (ii) such terms as the Secretary and  
19 the State shall establish.

20           (E) VALUATION, APPRAISALS, AND  
21 EQUALIZATION.—

22                   (i) IN GENERAL.—The value of the  
23 Bureau of Land Management land and the  
24 State trust land to be conveyed in a land  
25 exchange under this paragraph—

1 (I) shall be equal, as determined  
2 by appraisals conducted in accordance  
3 with clause (ii); or

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

6 (ii) APPRAISALS.—

7 (I) IN GENERAL.—The Bureau of  
8 Land Management land and State  
9 trust land to be exchanged under this  
10 paragraph shall be appraised by an  
11 independent, qualified appraiser that  
12 is agreed to by the Secretary and the  
13 State.

14 (II) REQUIREMENTS.—An ap-  
15 praisal under subclause (I) shall be  
16 conducted in accordance with—

17 (aa) the Uniform Appraisal  
18 Standards for Federal Land Ac-  
19 quisitions; and

20 (bb) the Uniform Standards  
21 of Professional Appraisal Prac-  
22 tice.

23 (iii) EQUALIZATION.—

24 (I) IN GENERAL.—If the value of  
25 the Bureau of Land Management land

1 and the State trust land to be con-  
2 veyed in a land exchange under this  
3 paragraph is not equal, the value may  
4 be equalized by—

5 (aa) making a cash equali-  
6 zation payment to the Secretary  
7 or to the State, as appropriate, in  
8 accordance with section 206(b) of  
9 the Federal Land Policy and  
10 Management Act of 1976 (43  
11 U.S.C. 1716(b)); or

12 (bb) reducing the acreage of  
13 the Bureau of Land Management  
14 land or State trust land to be ex-  
15 changed, as appropriate.

16 (II) CASH EQUALIZATION PAY-  
17 MENTS.—Any cash equalization pay-  
18 ments received by the Secretary under  
19 subclause (I)(aa) shall be—

20 (aa) deposited in the Fed-  
21 eral Land Disposal Account es-  
22 tablished by section 206(a) of the  
23 Federal Land Transaction Facili-  
24 tation Act (43 U.S.C. 2305(a));  
25 and

1 (bb) used in accordance with  
2 that Act.

3 (F) LIMITATION.—No exchange of land  
4 shall be conducted under this paragraph unless  
5 mutually agreed to by the Secretary and the  
6 State.

7 **SEC. 302. CERRO DEL YUTA AND RÍO SAN ANTONIO WIL-**  
8 **DERNESS AREAS.**

9 (a) DEFINITIONS.—In this section:

10 (1) MAP.—The term “map” means the map en-  
11 titled “Río Grande del Norte National Monument  
12 Proposed Wilderness Areas” and dated July 28,  
13 2015.

14 (2) SECRETARY.—The term “Secretary” means  
15 the Secretary of the Interior.

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

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

21 (1) IN GENERAL.—In accordance with the Wil-  
22 derness Act (16 U.S.C. 1131 et seq.), the following  
23 areas in the Río Grande del Norte National Monu-  
24 ment are designated as wilderness and as compo-

1 nents of the National Wilderness Preservation Sys-  
2 tem:

3 (A) CERRO DEL YUTA WILDERNESS.—Cer-  
4 tain land administered by the Bureau of Land  
5 Management in Taos County, New Mexico,  
6 comprising approximately 13,420 acres as gen-  
7 erally depicted on the map, which shall be  
8 known as the “Cerro del Yuta Wilderness”.

9 (B) RÍO SAN ANTONIO WILDERNESS.—Cer-  
10 tain land administered by the Bureau of Land  
11 Management in Río Arriba County, New Mex-  
12 ico, comprising approximately 8,120 acres, as  
13 generally depicted on the map, which shall be  
14 known as the “Río San Antonio Wilderness”.

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

21 (A) any reference to the effective date of  
22 the Wilderness Act shall be considered to be a  
23 reference to the date of enactment of this Act;  
24 and

1 (B) any reference in the Wilderness Act to  
2 the Secretary of Agriculture shall be considered  
3 to be a reference to the Secretary.

4 (3) INCORPORATION OF ACQUIRED LAND AND  
5 INTERESTS IN LAND.—Any land or interest in land  
6 within the boundary of the wilderness areas that is  
7 acquired by the United States shall—

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

10 (B) be managed in accordance with—

11 (i) the Wilderness Act (16 U.S.C.  
12 1131 et seq.);

13 (ii) this section; and

14 (iii) any other applicable laws.

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

19 (A) section 4(d)(4) of the Wilderness Act  
20 (16 U.S.C. 1133(d)(4)); and

21 (B) the guidelines set forth in appendix A  
22 of the Report of the Committee on Interior and  
23 Insular Affairs to accompany H.R. 2570 of the  
24 101st Congress (H. Rept. 101-405).

25 (5) BUFFER ZONES.—

1 (A) IN GENERAL.—Nothing in this section  
2 creates a protective perimeter or buffer zone  
3 around the wilderness areas.

4 (B) ACTIVITIES OUTSIDE WILDERNESS  
5 AREAS.—The fact that an activity or use on  
6 land outside a wilderness area can be seen or  
7 heard within the wilderness area shall not pre-  
8 clude the activity or use outside the boundary  
9 of the wilderness area.

10 (6) RELEASE OF WILDERNESS STUDY AREAS.—  
11 Congress finds that, for purposes of section 603(c)  
12 of the Federal Land Policy and Management Act of  
13 1976 (43 U.S.C. 1782(c)), the public land within the  
14 San Antonio Wilderness Study Area not designated  
15 as wilderness by this subsection—

16 (A) has been adequately studied for wilder-  
17 ness designation;

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

21 (C) shall be managed in accordance with  
22 title I.

23 (7) MAPS AND LEGAL DESCRIPTIONS.—

24 (A) IN GENERAL.—As soon as practicable  
25 after the date of enactment of this Act, the Sec-

1           retary shall file the map and legal descriptions  
2           of the wilderness areas with—

3                   (i) the Committee on Energy and  
4                   Natural Resources of the Senate; and

5                   (ii) the Committee on Natural Re-  
6                   sources of the House of Representatives.

7           (B) FORCE OF LAW.—The map and legal  
8           descriptions filed under subparagraph (A) shall  
9           have the same force and effect as if included in  
10          this Act, except that the Secretary may correct  
11          errors in the legal description and map.

12          (C) PUBLIC AVAILABILITY.—The map and  
13          legal descriptions filed under subparagraph (A)  
14          shall be on file and available for public inspec-  
15          tion in the appropriate offices of the Bureau of  
16          Land Management.

17          (8) NATIONAL LANDSCAPE CONSERVATION SYS-  
18          TEM.—The wilderness areas shall be administered as  
19          components of the National Landscape Conservation  
20          System.

21          (9) FISH AND WILDLIFE.—Nothing in this sec-  
22          tion affects the jurisdiction of the State of New  
23          Mexico with respect to fish and wildlife located on  
24          public land in the State.



1           (10) WITHDRAWALS.—Subject to valid existing  
2 rights, any Federal land within the wilderness areas  
3 designated by paragraph (1), including any land or  
4 interest in land that is acquired by the United  
5 States after the date of enactment of this Act, is  
6 withdrawn from—

7           (A) entry, appropriation, or disposal under  
8 the public land laws;

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

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

13           (11) TREATY RIGHTS.—Nothing in this section  
14 enlarges, diminishes, or otherwise modifies any trea-  
15 ty rights.

16 **TITLE IV—DESIGNATION OF WIL-**  
17 **DERNESS AREAS IN CLARK**  
18 **COUNTY, NEVADA**

19 **SEC. 401. FINDINGS.**

20 Congress finds that—

21           (1) public land administered by the Bureau of  
22 Land Management in the County contains unique  
23 and spectacular natural, cultural, and historical re-  
24 sources, including—

1 (A) priceless habitat for numerous species  
2 of plants and wildlife;

3 (B) thousands of acres of land that remain  
4 in a natural state; and

5 (C) numerous sites containing significant  
6 cultural and historical artifacts; and

7 (2) continued preservation of the public land  
8 would benefit the County and all of the United  
9 States by—

10 (A) ensuring the conservation of eco-  
11 logically diverse habitat;

12 (B) protecting prehistoric cultural re-  
13 sources;

14 (C) conserving primitive recreational re-  
15 sources; and

16 (D) protecting air and water quality.

17 **SEC. 402. DEFINITIONS.**

18 In this title:

19 (1) COUNTY.—The term “County” means Clark  
20 County, Nevada.

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

24 (3) PUBLIC LAND.—The term “public land”  
25 has the meaning given the term “public lands” in

1 section 103 of the Federal Land Policy and Manage-  
2 ment Act of 1976 (43 U.S.C. 1702).

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

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

7 (6) WILDERNESS AREA.—The term “wilderness  
8 area” means a wilderness area designated by section  
9 403(a).

10 **SEC. 403. ADDITIONS TO NATIONAL WILDERNESS PRESER-**  
11 **VATION SYSTEM.**

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

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

22 (2) BLACK RIDGE WILDERNESS.—Certain pub-  
23 lic land managed by the Bureau of Land Manage-  
24 ment, comprising approximately 18,192 acres, as

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

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

8 (4) BITTER RIDGE SOUTH WILDERNESS.—Cer-  
9 tain public land managed by the Bureau of Land  
10 Management, comprising approximately 12,646  
11 acres, as generally depicted on the Map, which shall  
12 be known as the “Bitter Ridge Wilderness”.

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

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

23 (7) LIME CANYON WILDERNESS ADDITIONS.—  
24 Certain public land managed by the Bureau of Land  
25 Management, comprising approximately 10,069

1 acres, as generally depicted on the Map, which is in-  
2 corporated in, and shall be managed as part of, the  
3 “Lime Canyon Wilderness” designated by section  
4 202(a)(9) of the Clark County Conservation of Pub-  
5 lic Land and Natural Resources Act of 2002 (16  
6 U.S.C. 1132 note; Public Law 107–282).

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

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

14 (d) MAP AND LEGAL DESCRIPTION.—

15 (1) IN GENERAL.—As soon as practicable after  
16 the date of enactment of this Act, the Secretary  
17 shall file a map and legal description of each wilder-  
18 ness area with the Committee on Natural Resources  
19 of the House of Representatives and the Committee  
20 on Energy and Natural Resources of the Senate.

21 (2) EFFECT.—Each map and legal description  
22 under paragraph (1) shall have the same force and  
23 effect as if included in this title, except that the Sec-  
24 retary may correct clerical and typographical errors  
25 in the map or legal description.

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

5 **SEC. 404. ADMINISTRATION.**

6           (a) MANAGEMENT.—Subject to valid existing rights,  
7           the wilderness areas shall be administered by the Sec-  
8           retary in accordance with the Wilderness Act (16 U.S.C.  
9           1131 et seq.), except that—

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

13           (2) any reference in that Act to the Secretary  
14           of Agriculture shall be considered to be a reference  
15           to the Secretary.

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

22           (c) WATER RIGHTS.—

23           (1) FINDINGS.—Congress finds that—

24                   (A) the land designated as a wilderness  
25           area—

1 (i) is within the Mojave Desert;

2 (ii) is arid in nature; and

3 (iii) includes ephemeral streams;

4 (B) the hydrology of the land designated  
5 as a wilderness area is locally characterized by  
6 complex flow patterns and alluvial fans with im-  
7 permanent channels;

8 (C) the subsurface hydrogeology of the re-  
9 gion within which the land designated as a wil-  
10 derness area is located is characterized by  
11 ground water subject to local and regional flow  
12 gradients and artesian aquifers;

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

16 (E) there are no actual or proposed water  
17 resource facilities and no opportunities for di-  
18 version, storage, or other uses of water occur-  
19 ring outside the land designated as a wilderness  
20 area that would adversely affect the wilderness  
21 or other values of the land; and

22 (F) because of the unique nature and hy-  
23 drology of the desert land designated as a wil-  
24 derness area and the existence of the Clark  
25 County Multi-Species Habitat Conservation

1 Plan, it is possible to provide for proper man-  
2 agement and protection of the wilderness, pe-  
3 rennial springs, and other values of the land in  
4 ways different than the methods used in other  
5 laws.

6 (2) STATUTORY CONSTRUCTION.—

7 (A) NO RESERVATION.—Nothing in this  
8 title constitutes an express or implied reserva-  
9 tion by the United States of any water or water  
10 rights with respect to the land designated as a  
11 wilderness area.

12 (B) STATE RIGHTS.—Nothing in this title  
13 affects any water rights in the State existing on  
14 the date of enactment of this Act, including any  
15 water rights held by the United States.

16 (C) NO PRECEDENT.—Nothing in this sub-  
17 section establishes a precedent with regard to  
18 any future wilderness designations.

19 (D) NO EFFECT ON COMPACTS.—Nothing  
20 in this title limits, alters, modifies, or amends  
21 any of the interstate compacts or equitable ap-  
22 portionment decrees that apportion water  
23 among and between the State and other States.

24 (E) CLARK COUNTY MULTI-SPECIES HABI-  
25 TAT CONSERVATION PLAN.—Nothing in this



1 title limits, alters, modifies, or amends the  
2 Clark County Multi-Species Habitat Conserva-  
3 tion Plan with respect to the land designated as  
4 a wilderness area, including specific manage-  
5 ment actions for the conservation of perennial  
6 springs.

7 (3) NEVADA WATER LAW.—The Secretary shall  
8 follow the procedural and substantive requirements  
9 of State law in order to obtain and hold any water  
10 rights not in existence on the date of enactment of  
11 this Act with respect to the land designated as a wil-  
12 derness area.

13 (4) NEW PROJECTS.—

14 (A) DEFINITION.—

15 (i) IN GENERAL.—In this paragraph,  
16 the term “water resource facility” means  
17 irrigation and pumping facilities, res-  
18 ervoirs, water conservation works, aque-  
19 ducts, canals, ditches, pipelines, wells, hy-  
20 dropower projects, and transmission and  
21 other ancillary facilities, and other water  
22 diversion, storage, and carriage structures.

23 (ii) EXCLUSION.—In this paragraph,  
24 the term “water resource facility” does not  
25 include wildlife guzzlers.

1           (B) NO LICENSES OR PERMITS.—Except  
2           as otherwise provided in this title, on and after  
3           the date of enactment of this Act, neither the  
4           President nor any other officer, employee, or  
5           agent of the United States shall fund, assist,  
6           authorize, or issue a license or permit for the  
7           development of any new water resource facility  
8           within the land designated as a wilderness area.

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

14               (1) entry, appropriation, or disposal under the  
15          public land laws;

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

18               (3) operation of the mineral leasing, mineral  
19          materials, and geothermal leasing laws.

20   **SEC. 405. ADJACENT MANAGEMENT.**

21          (a) NO BUFFER ZONES.—Congress does not intend  
22          for the designation of land as wilderness areas to lead to  
23          the creation of protective perimeters or buffer zones  
24          around the wilderness areas.

1 (b) NONWILDERNESS ACTIVITIES.—The fact that  
2 nonwilderness activities or uses can be seen or heard from  
3 areas within a wilderness area shall not preclude the con-  
4 duct of those activities or uses outside the boundary of  
5 the wilderness area.

6 **SEC. 406. MILITARY, LAW ENFORCEMENT, AND EMERGENCY**  
7 **OVERFLIGHTS.**

8 Nothing in this title restricts or precludes—

9 (1) low-level overflights of military, law enforce-  
10 ment, or emergency medical services aircraft over  
11 the area designated as wilderness by this title, in-  
12 cluding military, law enforcement, or emergency  
13 medical services overflights that can be seen or  
14 heard within the wilderness area;

15 (2) flight testing and evaluation; or

16 (3) the designation or creation of new units of  
17 special use airspace, or the establishment of military,  
18 law enforcement, or emergency medical services  
19 flight training routes, over the wilderness area.

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

21 (a) FINDING.—Congress finds that, for the purposes  
22 of section 603 of the Federal Land Policy and Manage-  
23 ment Act of 1976 (43 U.S.C. 1782), the Bureau of Land  
24 Management land in any portion of the wilderness study  
25 areas located within the Gold Butte National Monument

1 not designated as a wilderness area has been adequately  
2 studied for wilderness designation.

3 (b) RELEASE.—Any Bureau of Land Management  
4 land described in subsection (a) that is not designated as  
5 a wilderness area—

6 (1) is no longer subject to section 603(c) of the  
7 Federal Land Policy and Management Act of 1976  
8 (43 U.S.C. 1782(c));

9 (2) shall be managed in accordance with—

10 (A) the land management plans adopted  
11 under section 202 of that Act (43 U.S.C.  
12 1712); and

13 (B) cooperative conservation agreements in  
14 existence on the date of enactment of this Act;  
15 and

16 (3) shall be subject to—

17 (A) the Endangered Species Act of 1973  
18 (16 U.S.C. 1531 et seq.); and

19 (B) title I.

20 **SEC. 408. NATIVE AMERICAN CULTURAL AND RELIGIOUS**  
21 **USES.**

22 Nothing in this title diminishes—

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

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

4 **SEC. 409. WILDLIFE MANAGEMENT.**

5           (a) IN GENERAL.—In accordance with section  
6 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)),  
7 nothing in this title affects or diminishes the jurisdiction  
8 of the State with respect to fish and wildlife management,  
9 including the regulation of hunting, fishing, and trapping,  
10 in the wilderness areas.

11           (b) MANAGEMENT ACTIVITIES.—

12           (1) IN GENERAL.—In furtherance of the pur-  
13 poses and principles of the Wilderness Act (16  
14 U.S.C. 1131 et seq.), management activities to  
15 maintain or restore fish and wildlife populations and  
16 the habitats to support the populations may be car-  
17 ried out within the wilderness areas, if the activi-  
18 ties—

19                   (A) are consistent with relevant wilderness  
20 management plans; and

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

24           (2) USE OF MOTORIZED VEHICLES.—The man-  
25 agement activities under paragraph (1) may include

1 the occasional and temporary use of motorized vehi-  
2 cles, if the use, as determined by the Secretary,  
3 would—

4 (A) promote healthy, viable, and more nat-  
5 urally distributed wildlife populations that  
6 would enhance wilderness values; and

7 (B) accomplish the purposes described in  
8 subparagraph (A) with the minimum impact  
9 necessary to reasonably accomplish the task.

10 (c) EXISTING ACTIVITIES.—Consistent with section  
11 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)(1)) and  
12 in accordance with appropriate policies such as those set  
13 forth in Appendix B of House Report 101–405, the State  
14 may continue to use aircraft (including helicopters) to sur-  
15 vey, capture, transplant, monitor, and provide water for  
16 wildlife populations, including bighorn sheep, and feral  
17 stock, horses, and burros.

18 (d) WILDLIFE WATER DEVELOPMENT PROJECTS.—  
19 Subject to subsection (f), the Secretary shall authorize  
20 structures and facilities, including existing structures and  
21 facilities, for wildlife water development projects, including  
22 guzzlers, in the wilderness areas if—

23 (1) the structures and facilities will, as deter-  
24 mined by the Secretary, enhance wilderness values

1 by promoting healthy, viable and more naturally dis-  
2 tributed wildlife populations; and

3 (2) the visual impacts of the structures and fa-  
4 cilities on the wilderness areas can reasonably be  
5 minimized.

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

7 (1) IN GENERAL.—The Secretary may des-  
8 ignate, by regulation, areas in which, and establish  
9 periods during which, for reasons of public safety,  
10 administration, or compliance with applicable laws,  
11 no hunting, fishing, or trapping will be permitted in  
12 the wilderness areas.

13 (2) CONSULTATION.—Except in emergencies,  
14 the Secretary shall consult with the appropriate  
15 State agency before promulgating regulations under  
16 paragraph (1).

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

20 (1) in accordance with the terms and conditions  
21 specified in the cooperative agreement between the  
22 Secretary and the State entitled “Memorandum of  
23 Understanding between the Bureau of Land Man-  
24 agement and the Nevada Department of Wildlife  
25 Supplement No. 9” and signed November and De-

1 cember 2003, including any amendments to the co-  
2 operative agreement agreed to by the Secretary and  
3 the State; and

4 (2) subject to all applicable laws (including reg-  
5 ulations).

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

7 (a) IN GENERAL.—In accordance with section  
8 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)(1)), the  
9 Secretary may take such measures in each wilderness area  
10 as the Secretary determines to be necessary for the control  
11 of fire, insects, and diseases (including, as the Secretary  
12 determines to be appropriate, the coordination of the ac-  
13 tivities with a State or local agency).

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

19 **SEC. 411. CLIMATOLOGICAL DATA COLLECTION.**

20 Subject to such terms and conditions as the Secretary  
21 may require, nothing in this title precludes the installation  
22 and maintenance of hydrologic, meteorologic, or climato-  
23 logical collection devices in the wilderness areas if the fa-  
24 cilities and access to the facilities are essential to flood



- 1 warning, flood control, and water reservoir operation ac-
- 2 tivities.

