

112TH CONGRESS
1ST SESSION

H. R. 491

To modify the boundaries of Cibola National Forest in the State of New Mexico, to transfer certain Bureau of Land Management land for inclusion in the national forest, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 26, 2011

Mr. HEINRICH introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To modify the boundaries of Cibola National Forest in the State of New Mexico, to transfer certain Bureau of Land Management land for inclusion in the national forest, 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. BOUNDARY MODIFICATION AND TRANSFER OF**
4 **ADMINISTRATIVE JURISDICTION, CIBOLA NA-**
5 **TIONAL FOREST, NEW MEXICO.**

6 (a) BOUNDARY MODIFICATION.—

7 (1) MODIFICATION.—The boundaries of Cibola
8 National Forest in the State of New Mexico, are

1 modified to include the land depicted for such inclu-
2 sion on the Forest Service map titled “Crest of Mon-
3 tezuma Proposed Land Transfer” and dated October
4 26, 2009.

5 (2) AVAILABILITY AND CORRECTION OF MAP.—

6 The map referred to in paragraph (1) shall be on
7 file and available for public inspection in the appro-
8 priate offices of the Forest Service. The Chief of the
9 Forest Service may make technical and clerical cor-
10 rections to the map.

11 (b) TRANSFER OF BUREAU OF LAND MANAGEMENT

12 LAND.—

13 (1) TRANSFER.—The Secretary of the Interior
14 shall transfer to the administrative jurisdiction of
15 the Secretary of the Agriculture, for inclusion in,
16 and administration as part of, Cibola National For-
17 est, the public land administered by the Bureau of
18 Land Management and identified as the “Crest of
19 Montezuma” on the map referred to in subsection
20 (a).

21 (2) EFFECT OF TRANSFER ON EXISTING PER-
22 MITS.—In the case of any permit or other land use
23 authorization for public land transferred under para-
24 graph (1) that is still in effect as of the transfer
25 date, the Secretary of Agriculture shall administer

1 the permit or other land use authorization according
2 to the terms of the permit or other land use author-
3 ization. Upon expiration of such a permit or author-
4 ization, the Secretary of Agriculture may reauthorize
5 the use covered by the permit or authorization under
6 authorities available to the Secretary on such terms
7 and conditions as the Secretary considers in the
8 public interest.

9 (c) LAND ACQUISITION AUTHORITY.—Subject to the
10 appropriation of funds to carry out this subsection and
11 the consent of the owner of private land included within
12 the boundaries of Cibola National Forest by subsection
13 (a), the Secretary of Agriculture may acquire the private
14 land.

15 (d) MANAGEMENT OF ACQUIRED LAND.—

16 (1) MANAGEMENT.—Any federally owned lands
17 that have been or hereafter may be acquired for Na-
18 tional Forest System purposes within the boundaries
19 of Cibola National Forest, as modified by subsection
20 (a), shall be managed as lands acquired under the
21 Act of March 1, 1911 (commonly known as the
22 Weeks Act; 16 U.S.C. 515 et seq.), and in accord-
23 ance with the other laws and regulations pertaining
24 to the National Forest System.

1 (2) WITHDRAWAL FROM MINING AND CERTAIN
2 OTHER USES.—The land depicted on the map re-
3 ferred to in subsection (a) and acquired by the Sec-
4 retary of Agriculture is hereby withdrawn from—

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

7 (B) location, entry, and patent under the
8 public land mining laws; and

9 (C) operation of the mineral leasing and
10 geothermal leasing laws and the mineral mate-
11 rials laws.

12 (e) RELATION TO LAND AND WATER CONSERVATION
13 FUND ACT.—For purposes of section 7 of the Land and
14 Water Conservation Fund Act of 1965 (16 U.S.C. 4601–
15 9), the boundaries of Cibola National Forest, as modified
16 by subsection (a), shall be considered to be boundaries of
17 the Cibola National Forest as of January 1, 1965.

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