

S. 21

To designate certain lands in the California Desert as wilderness, to establish Death Valley, Joshua Tree, and Mojave National Parks, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 21 (legislative day, JANUARY 5), 1993

Ms. FEINSTEIN (for herself, Mrs. BOXER, Mr. AKAKA, Mr. BINGAMAN, Mr. BOREN, Mr. BRYAN, Mr. FEINGOLD, Mr. HARKIN, Mr. KENNEDY, Mr. KOHL, Mr. LAUTENBERG, Mr. LEAHY, Mr. METZENBAUM, Ms. MIKULSKI, Ms. MURRAY, Mr. NUNN, Mr. PELL, Mr. REID, Mr. ROCKEFELLER, Mr. SIMON, Mr. WELLSTONE, Mr. WOFFORD, and Mr. JEFFORDS) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To designate certain lands in the California Desert as wilderness, to establish Death Valley, Joshua Tree, and Mojave National Parks, 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 That this Act may be cited as the “California Desert Pro-
4 tection Act of 1993”.

FINDINGS AND POLICY

6 SEC. 2. (a) The Congress finds and declares that—

1 (1) the federally owned desert lands of southern
2 California constitute a public wildland resource of
3 extraordinary and inestimable value for this and fu-
4 ture generations;

5 (2) these desert wildlands display unique scenic,
6 historical, archeological, environmental, ecological,
7 wildlife, cultural, scientific, educational, and rec-
8 reational values used and enjoyed by millions of
9 Americans for hiking and camping, scientific study
10 and scenic appreciation;

11 (3) the public land resources of the California
12 desert now face and are increasingly threatened by
13 adverse pressures which would impair, dilute, and
14 destroy their public and natural values;

15 (4) the California desert, embracing wilderness
16 lands, units of the National Park System, other
17 Federal lands, State parks and other State lands,
18 and private lands, constitutes a cohesive unit posing
19 unique and difficult resource protection and manage-
20 ment challenges;

21 (5) through designation of national monuments
22 by Presidential proclamation, through enactment of
23 general public land statutes (including section 601
24 of the Federal Land Policy and Management Act of
25 1976, 90 Stat. 2743, 43 U.S.C. 1701 et seq.) and

1 through interim administrative actions, the Federal
2 government has begun the process of appropriately
3 providing for protection of the significant resources
4 of the public lands in the California desert; and

5 (6) statutory land unit designations are needed
6 to afford the full protection which the resources and
7 public land values of the California desert merit.

8 (b) In order to secure for the American people of this
9 and future generations an enduring heritage of wilderness,
10 national parks, and public land values in the California
11 desert, it is hereby declared to be the policy of the Con-
12 gress that—

13 (1) appropriate public lands in the California
14 desert shall be included within the National Park
15 System and the National Wilderness Preservation
16 System, in order to—

17 (A) preserve unrivaled scenic, geologic, and
18 wildlife values associated with these unique nat-
19 ural landscapes;

20 (B) perpetuate in their natural state sig-
21 nificant and diverse ecosystems of the Califor-
22 nia desert;

23 (C) protect and preserve historical and cul-
24 tural values of the California desert associated
25 with ancient Indian cultures, patterns of west-

ern exploration and settlement, and sites exemplifying the mining, ranching and railroading history of the Old West;

(D) provide opportunities for compatible outdoor public recreation, protect and interpret ecological and geological features and historic, paleontological, and archeological sites, maintain wilderness resource values, and promote public understanding and appreciation of the California desert; and

(E) retain and enhance opportunities for scientific research in undisturbed ecosystems.

TITLE I—WILDERNESS ADDITIONS

FINDINGS

SEC. 101. The Congress finds and declares that—

(1) wilderness is a distinguishing characteristic of the public lands in the California desert, one which affords an unrivaled opportunity for experiencing vast areas of the Old West essentially unaltered by man's activities, and which merits preservation for the benefit of present and future generations;

(2) the wilderness values of desert lands are increasingly threatened by and especially vulnerable to impairment, alteration, and destruction by activities

1 and intrusions associated with incompatible use and
2 development; and

3 (3) preservation of desert wilderness necessarily
4 requires the highest forms of protective designation
5 and management.

6 DESIGNATION OF WILDERNESS

7 SEC. 102. In furtherance of the purpose of the Wil-
8 derness Act (78 Stat. 890, 16 U.S.C. 1131 et seq.), and
9 sections 601 and 603 of the Federal Land Policy and
10 Management Act of 1976 (90 Stat. 2743, 43 U.S.C. 1701
11 et seq.), the following lands in the State of California, as
12 generally depicted on maps, referenced herein, dated Feb-
13 ruary 1986 (except as otherwise dated), are hereby des-
14 igned as wilderness, and therefore, as components of the
15 National Wilderness Preservation System:

16 (1) Certain lands in the California Desert Con-
17 servation Area, of the Bureau of Land Management,
18 which comprise approximately seventy-four thousand
19 eight hundred and ninety acres, as generally de-
20 picted on a map entitled “Argus Range Wilder-
21 ness—Proposed 1”, dated May 1991, and two maps
22 entitled “Argus Range Wilderness—Proposed 2”
23 and “Argus Range Wilderness—Proposed 3” dated
24 January 1989, and which shall be known as the
25 Argus Range Wilderness.

1 (2) Certain lands in the California Desert Con-
2 servation Area, of the Bureau of Land Management,
3 which comprise approximately ten thousand three
4 hundred and eighty acres, as generally depicted on
5 a map entitled “Bigelow Cholla Garden Wilder-
6 ness—Proposed”, dated October 1991, and which
7 shall be known as the Bigelow Cholla Garden Wil-
8 derness.

9 (3) Certain lands in the California Desert Con-
10 servation Area, of the Bureau of Land Management,
11 and within the San Bernardino National Forest,
12 which comprise approximately thirty-nine thousand
13 two hundred acres, as generally depicted on a map
14 entitled “Bighorn Mountain Wilderness—Proposed”,
15 dated September 1991, and which shall be known as
16 the Bighorn Mountain Wilderness.

17 (4) Certain lands in the California Desert Con-
18 servation Area and the Yuma District, of the Bu-
19 reau of Land Management, which comprise approxi-
20 mately forty-seven thousand five hundred and sev-
21 enty acres, as generally depicted on a map entitled
22 “Big Maria Mountains Wilderness—Proposed”, and
23 which shall be known as the Big Maria Mountains
24 Wilderness.

1 (5) Certain lands in the California Desert Con-
2 servation Area, of the Bureau of Land Management,
3 which comprise thirteen thousand nine hundred and
4 forty acres, as generally depicted on a map entitled
5 “Black Mountain Wilderness—Proposed”, and which
6 shall be known as the Black Mountain Wilderness.

7 (6) Certain lands in the California Desert Con-
8 servation Area, of the Bureau of Land Management,
9 which comprise approximately nine thousand five
10 hundred and twenty acres, as generally depicted on
11 a map entitled “Bright Star Wilderness—Proposed”,
12 dated May 1991, and which shall be known as the
13 Bright Star Wilderness.

14 (7) Certain lands in the California Desert Con-
15 servation Area, of the Bureau of Land Management,
16 which comprise approximately sixty-eight thousand
17 five hundred and fifteen acres, as generally depicted
18 on two maps entitled “Bristol Mountains Wilder-
19 ness—Proposed 1”, and “Bristol Mountains Wilder-
20 ness—Proposed 2”, dated September 1991, and
21 which shall be known as Bristol Mountains Wilder-
22 ness.

23 (8) Certain lands in the California Desert Con-
24 servation Area, of the Bureau of Land Management,
25 which comprise approximately forty-two thousand six

1 hundred and forty acres, as generally depicted on a
2 map entitled “Cadiz Dunes Wilderness—Proposed”,
3 and which shall be known as the Cadiz Dunes Wil-
4 derness.

5 (9) Certain lands in the California Desert Con-
6 servation Area, of the Bureau of Land Management,
7 which comprise approximately eighty-five thousand
8 nine hundred and seventy acres, as generally de-
9 picted on a map entitled “Cady Mountains Wilder-
10 ness—Proposed”, dated July 1992, and which shall
11 be known as the Cady Mountains Wilderness.

12 (10) Certain lands in the California Desert
13 Conservation Area and Eastern San Diego County,
14 of the Bureau of Land Management, which comprise
15 approximately fifteen thousand seven hundred acres,
16 as generally depicted on a map entitled “Carrizo
17 Gorge Wilderness—Proposed”, and which shall be
18 known as the Carrizo Gorge Wilderness.

19 (11) Certain lands in the California Desert
20 Conservation Area and Yuma District, of the Bu-
21 reau of Land Management, which comprise approxi-
22 mately sixty-four thousand six hundred and forty
23 acres, as generally depicted on a map entitled
24 “Chemehuevi Mountains Wilderness—Proposed”,

1 dated October 1991, and which shall be known as
2 the Chemehuevi Mountains Wilderness.

3 (12) Certain lands in the Bakersfield District,
4 of the Bureau of Land Management, which comprise
5 approximately thirteen thousand seven hundred
6 acres, as generally depicted on two maps entitled
7 “Chimney Peak Wilderness—Proposed 1” and
8 “Chimney Peak Wilderness—Proposed 2”, dated
9 May 1991, and which shall be known as the Chim-
10 ney Peak Wilderness.

11 (13) Certain lands in the California Desert
12 Conservation Area, of the Bureau of Land Manage-
13 ment, which comprise approximately eighty thousand
14 seven hundred and seventy acres, as generally de-
15 picted on two maps entitled “Chuckwalla Mountains
16 Wilderness—Proposed 1” and “Chuckwalla Moun-
17 tains Wilderness—Proposed 2”, dated July 1992,
18 and which shall be known as the Chuckwalla Moun-
19 tains Wilderness.

20 (14) Certain lands in the California Desert
21 Conservation Area, of the Bureau of Land Manage-
22 ment, which comprise thirty-four thousand three
23 hundred and eighty acres, as generally depicted on
24 a map entitled “Cleghorn Lakes Wilderness—Pro-
25 posed”, dated September 1991, and which shall be

1 known as the Cleghorn Lakes Wilderness. The Sec-
2 retary may, pursuant to an application filed by the
3 Department of Defense, grant a right-of-way for,
4 and authorize construction of, a road within the area
5 depicted as “non-wilderness road corridor” on such
6 map.

7 (15) Certain lands in the California Desert
8 Conservation Area, of the Bureau of Land Manage-
9 ment, which comprise approximately forty thousand
10 acres, as generally depicted on a map entitled “Clip-
11 per Mountain Wilderness—Proposed”, dated May
12 1991, and which shall be known as Clipper Moun-
13 tain Wilderness.

14 (16) Certain lands in the California Desert
15 Conservation Area, of the Bureau of Land Manage-
16 ment, which comprise approximately fifty thousand
17 five hundred and twenty acres, as generally depicted
18 on a map entitled “Coso Range Wilderness—Pro-
19 posed”, dated May 1991, and which shall be known
20 as Coso Range Wilderness.

21 (17) Certain lands in the California Desert
22 Conservation Area, of the Bureau of Land Manage-
23 ment, which comprise approximately eighteen thou-
24 sand six hundred acres, as generally depicted on a
25 map entitled “Coyote Mountains Wilderness—Pro-

1 posed”, dated May 1991, and which shall be known
2 as Coyote Mountains Wilderness.

3 (18) Certain lands in the California Desert
4 Conservation Area, of the Bureau of Land Manage-
5 ment, which comprise approximately eight thousand
6 six hundred acres, as generally depicted on a map
7 entitled “Darwin Falls Wilderness—Proposed”,
8 dated May 1991, and which shall be known as Dar-
9 win Falls Wilderness.

10 (19) Certain lands in the California Desert
11 Conservation Area and the Yuma District, of the
12 Bureau of Land Management, which comprise ap-
13 proximately forty-eight thousand eight hundred and
14 fifty acres, as generally depicted on a map entitled
15 “Dead Mountains Wilderness—Proposed”, dated
16 October 1991, and which shall be known as Dead
17 Mountains Wilderness.

18 (20) Certain lands in the Bakersfield District,
19 of the Bureau of Land Management, which comprise
20 approximately thirty-six thousand three hundred
21 acres, as generally depicted on two maps entitled
22 “Domeland Wilderness Additions—Proposed 1” and
23 “Domeland Wilderness Additions—Proposed 2”, and
24 which are hereby incorporated in, and which shall be

1 deemed to be a part of, the Domeland Wilderness as
2 designated by Public Laws 93–632 and 98–425.

3 (21) Certain lands in the California Desert
4 Conservation Area, of the Bureau of Land Manage-
5 ment, which comprise approximately sixteen thou-
6 sand one hundred acres, as generally depicted on a
7 map entitled “El Paso Mountains Wilderness—Pro-
8 posed”, and which shall be known as the El Paso
9 Mountains Wilderness.

10 (22) Certain lands in the California Desert
11 Conservation Area, of the Bureau of Land Manage-
12 ment, which comprise approximately twenty-six
13 thousand three hundred acres, as generally depicted
14 on a map entitled “Fish Creek Mountains Wilder-
15 ness—Proposed”, dated May 1991, and which shall
16 be known as Fish Creek Mountains Wilderness.

17 (23) Certain lands in the California Desert
18 Conservation Area, of the Bureau of Land Manage-
19 ment, which comprise approximately twenty-eight
20 thousand one hundred and ten acres, as generally
21 depicted on a map entitled “Funeral Mountains Wil-
22 derness—Proposed”, dated May 1991, and which
23 shall be known as Funeral Mountains Wilderness.

24 (24) Certain lands in the California Desert
25 Conservation Area, of the Bureau of Land Manage-

1 ment, which comprise approximately thirty-seven
2 thousand seven hundred acres, as generally depicted
3 on a map entitled “Golden Valley Wilderness—Pro-
4 posed”, and which shall be known as Golden Valley
5 Wilderness.

6 (25) Certain lands in the California Desert
7 Conservation Area, of the Bureau of Land Manage-
8 ment, which comprise approximately thirty-one thou-
9 sand seven hundred and twenty acres, as generally
10 depicted on a map entitled “Grass Valley Wilder-
11 ness—Proposed”, and which shall be known as the
12 Grass Valley Wilderness.

13 (26) Certain lands in the California Desert
14 Conservation Area, of the Bureau of Land Manage-
15 ment, which comprise approximately eight thousand
16 eight hundred acres, as generally depicted on a map
17 entitled “Great Falls Basin Wilderness—Proposed”,
18 and which shall be known as the Great Falls Basin
19 Wilderness.

20 (27) Certain lands in the California Desert
21 Conservation Area, of the Bureau of Land Manage-
22 ment, which comprise approximately twenty-two
23 thousand two hundred and forty acres, as generally
24 depicted on a map entitled “Hollow Hills Wilder-

1 ness—Proposed”, dated May 1991, and which shall
2 be known as the Hollow Hills Wilderness.

3 (28) Certain lands in the California Desert
4 Conservation Area, of the Bureau of Land Manage-
5 ment, which comprise approximately twenty-six
6 thousand four hundred and sixty acres, as generally
7 depicted on a map entitled “Ibex Wilderness—Pro-
8 posed”, dated May 1991, and which shall be known
9 as the Ibex Wilderness.

10 (29) Certain lands in the California Desert
11 Conservation Area, of the Bureau of Land Manage-
12 ment, which comprise approximately thirty-five thou-
13 sand and fifteen acres, as generally depicted on a
14 map entitled “Indian Pass Wilderness—Proposed”,
15 dated October 1991, and which shall be known as
16 the Indian Pass Wilderness.

17 (30) Certain lands in the California Desert
18 Conservation Area and the Bakersfield District, of
19 the Bureau of Land Management, and within the
20 Inyo National Forest, which comprise approximately
21 two hundred and five thousand and twenty acres, as
22 generally depicted on three maps entitled “Inyo
23 Mountains Wilderness—Proposed”, numbered in the
24 title one through three, and dated May 1991, and

1 which shall be known as the Inyo Mountains Wilder-
2 ness.

3 (31) Certain lands in the California Desert
4 Conservation Area, of the Bureau of Land Manage-
5 ment, which comprise approximately thirty-four
6 thousand five hundred and fifty acres, as generally
7 depicted on a map entitled “Jacumba Wilderness—
8 Proposed”, dated October 1991, and which shall be
9 known as the Jacumba Wilderness.

10 (32) Certain lands in the California Desert
11 Conservation Area, of the Bureau of Land Manage-
12 ment, which comprise approximately one hundred
13 and twenty-nine thousand five hundred and eighty
14 acres, as generally depicted on a map entitled “Kelso
15 Dunes Wilderness—Proposed 1”, dated October
16 1991, a map entitled “Kelso Dunes Wilderness—
17 Proposed 2”, dated May 1991, and a map entitled
18 “Kelso Dunes Wilderness—Proposed 3”, dated Sep-
19 tember 1991, and which shall be known as the Kelso
20 Dunes Wilderness.

21 (33) Certain lands in the California Desert
22 Conservation Area, of the Bureau of Land Manage-
23 ment, and the Sequoia National Forest, which com-
24 prise approximately eighty-eight thousand two hun-
25 dred and ninety acres, as generally depicted on a

1 map entitled “Kiavah Wilderness—Proposed 1”,
2 dated February 1986, and a map entitled “Kiavah
3 Wilderness—Proposed 2”, dated May 1991, and
4 which shall be known as the Kiavah Wilderness.

5 (34) Certain lands in the California Desert
6 Conservation Area, of the Bureau of Land Manage-
7 ment, which comprise approximately two hundred
8 forty-nine thousand and three hundred and sixty-
9 eight acres, as generally depicted on two maps enti-
10 tled “Kingston Range Wilderness—Proposed 2”,
11 dated October 1991, and “Kingston Range Wilder-
12 ness—Proposed 4”, dated January 1989, and two
13 maps entitled “Kingston Range Wilderness—Pro-
14 posed 1” and “Kingston Range Wilderness—Pro-
15 posed 3”, dated May 1991, and which shall be
16 known as the Kingston Range Wilderness.

17 (35) Certain lands in the California Desert
18 Conservation Area, of the Bureau of Land Manage-
19 ment, which comprise approximately forty-six thou-
20 sand four hundred and sixty acres, as generally de-
21 picted on a map entitled “Little Chuckwalla Moun-
22 tains Wilderness—Proposed”, dated October 1991,
23 and which shall be known as the Little Chuckwalla
24 Mountains Wilderness.

1 (36) Certain lands in the California Desert
2 Conservation Area and the Yuma District, of the
3 Bureau of Land Management, which comprise ap-
4 proximately thirty-six thousand four hundred and
5 forty acres, as generally depicted on a map entitled
6 “Little Picacho Wilderness—Proposed”, dated Octo-
7 ber 1991, and which shall be known as the Little
8 Picacho Wilderness.

9 (37) Certain lands in the California Desert
10 Conservation Area, of the Bureau of Land Manage-
11 ment, which comprise approximately thirty-two thou-
12 sand three hundred and sixty acres, as generally de-
13 picted on a map entitled “Malpais Mesa Wilder-
14 ness—Proposed”, dated September 1991, and which
15 shall be known as the Malpais Mesa Wilderness.

16 (38) Certain lands in the California Desert
17 Conservation Area, of the Bureau of Land Manage-
18 ment, which comprise approximately sixteen thou-
19 sand one hundred and five acres, as generally de-
20 picted on a map entitled “Manly Peak Wilderness—
21 Proposed”, dated October 1991, and which shall be
22 known as the Manly Peak Wilderness.

23 (39) Certain lands in the California Desert
24 Conservation Area, of the Bureau of Land Manage-
25 ment, which comprise approximately twenty-four

1 thousand two hundred and eighty acres, as generally
2 depicted on a map entitled “Mecca Hills Wilder-
3 ness—Proposed”, dated October 1991, and which
4 shall be known as the Mecca Hills Wilderness.

5 (40) Certain lands in the California Desert
6 Conservation Area, of the Bureau of Land Manage-
7 ment, which comprise approximately forty-seven
8 thousand three hundred and thirty acres, as gen-
9 erally depicted on a map entitled “Mesquite Wilder-
10 ness—Proposed”, dated May 1991, and which shall
11 be known as the Mesquite Wilderness.

12 (41) Certain lands in the California Desert
13 Conservation Area, of the Bureau of Land Manage-
14 ment, which comprise approximately twenty-two
15 thousand nine hundred acres, as generally depicted
16 on a map entitled “Newberry Mountains Wilder-
17 ness—Proposed”, and which shall be known as the
18 Newberry Mountains Wilderness.

19 (42) Certain lands in the California Desert
20 Conservation Area, of the Bureau of Land Manage-
21 ment, which comprise approximately one hundred
22 ten thousand eight hundred and eighty acres, as
23 generally depicted on a map entitled “Nopah Range
24 Wilderness—Proposed”, dated May 1991, and which
25 shall be known as the Nopah Range Wilderness.

1 (43) Certain lands in the California Desert
2 Conservation Area, of the Bureau of Land Manage-
3 ment, which comprise approximately thirty-two thou-
4 sand two hundred and forty acres, as generally de-
5 picted on a map entitled “North Algodones Dunes
6 Wilderness—Proposed”, dated October 1991, and
7 which shall be known as the North Algodones Dunes
8 Wilderness.

9 (44) Certain lands in the California Desert
10 Conservation Area, of the Bureau of Land Manage-
11 ment, which comprise approximately twenty-five
12 thousand five hundred and forty acres, as generally
13 depicted on a map entitled “North Mesquite Moun-
14 tains Wilderness—Proposed”, dated May 1991, and
15 which shall be known as the North Mesquite Moun-
16 tains Wilderness.

17 (45) Certain lands in the California Desert
18 Conservation Area, of the Bureau of Land Manage-
19 ment, which comprise approximately one hundred
20 forty-six thousand and seventy acres, as generally
21 depicted on a map entitled “Old Woman Mountains
22 Wilderness—Proposed 1”, dated May 1991 and a
23 map entitled “Old Woman Mountains Wilderness—
24 Proposed 2”, dated October 1991, and which shall
25 be known as the Old Woman Mountains Wilderness.

1 (46) Certain lands in the California Desert
2 Conservation Area, of the Bureau of Land Manage-
3 ment, which comprise approximately forty thousand
4 seven hundred and seventy acres, as generally de-
5 picted on a map entitled “Orocopia Mountains Wil-
6 derness—Proposed”, dated July 1992, and which
7 shall be known as the Orocopia Mountains Wilder-
8 ness.

9 (47) Certain lands in the California Desert
10 Conservation Area and the Bakersfield District, of
11 the Bureau of Land Management, which comprise
12 approximately seventy-four thousand six hundred
13 and forty acres, as generally depicted on a map enti-
14 tled “Owens Peak Wilderness—Proposed 1”, dated
15 February 1986, and two maps entitled “Owens Peak
16 Wilderness—Proposed 2” and “Owens Peak Wilder-
17 ness—Proposed 3”, dated May 1991, and which
18 shall be known as the Owens Peak Wilderness.

19 (48) Certain lands in the California Desert
20 Conservation Area, of the Bureau of Land Manage-
21 ment, which comprise approximately seventy-four
22 thousand eight hundred acres, as generally depicted
23 on a map entitled “Pahrump Valley Wilderness—
24 Proposed”, and which shall be known as the
25 Pahrump Valley Wilderness.

1 (49) Certain lands in the California Desert
2 Conservation Area, of the Bureau of Land Manage-
3 ment, which comprise approximately two hundred
4 fourteen thousand one hundred and forty-nine acres,
5 as generally depicted on a map entitled “Palen/
6 McCoy Wilderness—Proposed 1”, dated May 1991,
7 and a map entitled “Palen/McCoy Wilderness—Pro-
8 posed 2”, dated February 1986, and which shall be
9 known as the Palen/McCoy Wilderness.

10 (50) Certain lands in the California Desert
11 Conservation Area, of the Bureau of Land Manage-
12 ment, which comprise approximately thirty-two thou-
13 sand three hundred and twenty acres, as generally
14 depicted on a map entitled “Palo Verde Mountains
15 Wilderness—Proposed”, dated January 1987, and
16 which shall be known as the Palo Verde Mountains
17 Wilderness.

18 (51) Certain lands in the California Desert
19 Conservation Area, of the Bureau of Land Manage-
20 ment, which comprise approximately seven thousand
21 seven hundred acres, as generally depicted on a map
22 entitled “Picacho Peak Wilderness—Proposed”,
23 dated May 1991, and which shall be known as the
24 Picacho Peak Wilderness.

1 (52) Certain lands in the California Desert
2 Conservation Area, of the Bureau of Land Manage-
3 ment, which comprise approximately seventy-two
4 thousand six hundred acres, as generally depicted on
5 a map entitled “Piper Mountain Wilderness—Pro-
6 posed”, dated May 1991, and which shall be known
7 as the Piper Mountain Wilderness.

8 (53) Certain lands in the California Desert
9 Conservation Area, of the Bureau of Land Manage-
10 ment, which comprise approximately thirty-seven
11 thousand eight hundred acres, as generally depicted
12 on a map entitled “Piute Mountains Wilderness—
13 Proposed”, dated October 1991, and which shall be
14 known as the Piute Mountains Wilderness.

15 (54) Certain lands in the California Desert
16 Conservation Area, of the Bureau of Land Manage-
17 ment, which comprise approximately seventy-eight
18 thousand eight hundred and sixty-eight acres, as
19 generally depicted on a map entitled “Resting
20 Spring Range Wilderness—Proposed”, dated May
21 1991, and which shall be known as the Resting
22 Spring Range Wilderness.

23 (55) Certain lands in the California Desert
24 Conservation Area, of the Bureau of Land Manage-
25 ment, which comprise approximately forty thousand

1 eight hundred and twenty acres, as generally de-
2 picted on a map entitled “Rice Valley Wilderness—
3 Proposed”, dated May 1991, and which shall be
4 known as the Rice Valley Wilderness.

5 (56) Certain lands in the California Desert
6 Conservation Area and the Yuma District, of the
7 Bureau of Land Management, which comprise ap-
8 proximately twenty-two thousand three hundred
9 eighty acres, as generally depicted on a map entitled
10 “Riverside Mountains Wilderness—Proposed”, dated
11 May 1991, and which shall be known as the River-
12 side Mountains Wilderness.

13 (57) Certain lands in the California Desert
14 Conservation Area, of the Bureau of Land Manage-
15 ment, which comprise approximately twenty-seven
16 thousand seven hundred acres, as generally depicted
17 on a map entitled “Rodman Mountains Wilder-
18 ness—Proposed”, dated January 1989, and which
19 shall be known as the Rodman Mountains Wilder-
20 ness.

21 (58) Certain lands in the California Desert
22 Conservation Area and the Bakersfield District, of
23 the Bureau of Land Management, which comprise
24 approximately fifty-one thousand nine hundred
25 acres, as generally depicted on two maps entitled

1 “Sacatar Trail Wilderness—Proposed 1” and
2 “Sacatar Trail Wilderness—Proposed 2”, dated May
3 1991, and which shall be known as the Sacatar Trail
4 Wilderness.

5 (59) Certain lands in the California Desert
6 Conservation Area, of the Bureau of Land Manage-
7 ment, which comprise approximately one thousand
8 eight hundred acres, as generally depicted on a map
9 entitled “Saddle Peak Hills Wilderness—Proposed”,
10 dated May 1991, and which shall be known as the
11 Saddle Peak Hills Wilderness.

12 (60) Certain lands in the California Desert
13 Conservation Area, of the Bureau of Land Manage-
14 ment, which comprise approximately thirty-three
15 thousand five hundred acres, as generally depicted
16 on a map entitled “San Gorgonio Wilderness Addi-
17 tions—Proposed”, and which are hereby incor-
18 porated in, and which shall be deemed to be a part
19 of, the San Gorgonio Wilderness as designated by
20 Public Laws 88–577 and 98–425.

21 (61) Certain lands in the California Desert
22 Conservation Area, of the Bureau of Land Manage-
23 ment, which comprise approximately fifty-three thou-
24 sand two hundred and forty acres, as generally de-
25 picted on a map entitled “Santa Rosa Wilderness

1 Additions—Proposed”, dated May 1991, and which
2 are hereby incorporated in, and which shall be
3 deemed to be a part of, the Santa Rosa Wilderness
4 designated by Public Laws 98–425.

5 (62) Certain lands in the California Desert Dis-
6 trict, of the Bureau of Land Management, which
7 comprise approximately thirty-five thousand four
8 hundred acres, as generally depicted on a map enti-
9 tled “Sawtooth Mountains Wilderness—Proposed”,
10 and which shall be known as the Sawtooth Moun-
11 tains Wilderness.

12 (63) Certain lands in the California Desert
13 Conservation Area, of the Bureau of Land Manage-
14 ment, which comprise approximately one hundred
15 seventy-four thousand eight hundred acres, as gen-
16 erally depicted on two maps entitled “Sheephole Val-
17 ley Wilderness—Proposed 1”, dated October 1991,
18 and “Sheephole Valley Wilderness—Proposed 2”,
19 dated February 1986, and which shall be known as
20 the Sheephole Valley Wilderness.

21 (64) Certain lands in the California Desert
22 Conservation Area, of the Bureau of Land Manage-
23 ment, which comprise approximately sixty-one thou-
24 sand six hundred and thirty acres, as generally de-
25 picted on a map entitled “South Algodones Dunes

1 Wilderness—Proposed”, dated January 1989, and
2 which shall be known as the South Algodones Dunes
3 Wilderness.

4 (65) Certain lands in the California Desert
5 Conservation Area, of the Bureau of Land Manage-
6 ment, which comprise approximately sixteen thou-
7 sand seven hundred and eighty acres, as generally
8 depicted on a map entitled “South Nopah Range
9 Wilderness—Proposed”, and which shall be known
10 as the South Nopah Range Wilderness.

11 (66) Certain lands in the California Desert
12 Conservation Area, of the Bureau of Land Manage-
13 ment, which comprise approximately seven thou-
14 sands and fifty acres, as generally depicted on a
15 map entitled “Stateline Wilderness—Proposed”,
16 dated May 1991, and which shall be known as the
17 Stateline Wilderness.

18 (67) Certain lands in the California Desert
19 Conservation Area, of the Bureau of Land Manage-
20 ment, which comprise approximately eighty-one
21 thousand six hundred acres, as generally depicted on
22 a map entitled “Stepladder Mountains Wilderness—
23 Proposed”, and which shall be known as the Step-
24 ladder Mountains Wilderness.

1 (68) Certain lands in the California Desert
2 Conservation Area, of the Bureau of Land Manage-
3 ment, which comprise approximately twenty-nine
4 thousand one hundred and eighty acres, as generally
5 depicted on a map entitled “Surprise Canyon Wil-
6 derness—Proposed”, dated September 1991, and
7 which shall be known as the Surprise Canyon Wil-
8 derness.

9 (69) Certain lands in the California Desert
10 Conservation Area, of the Bureau of Land Manage-
11 ment, which comprise approximately seventeen thou-
12 sand eight hundred and twenty acres, as generally
13 depicted on a map entitled “Sylvania Mountains
14 Wilderness—Proposed”, and which shall be known
15 as the Sylvania Mountains Wilderness.

16 (70) Certain lands in the California Desert
17 Conservation Area, of the Bureau of Land Manage-
18 ment, which comprise approximately thirty-three
19 thousand seven hundred and twenty acres, as gen-
20 erally depicted on a map entitled “Trilobite Wilder-
21 ness—Proposed”, dated May 1991, and which shall
22 be known as the Trilobite Wilderness.

23 (71) Certain lands in the California Desert
24 Conservation Area, of the Bureau of Land Manage-
25 ment, which comprise approximately one hundred

1 forty-four thousand five hundred acres, as generally
2 depicted on a map entitled “Turtle Mountains Wil-
3 derness—Proposed 1”, dated February 1986 and a
4 map entitled “Turtle Mountains Wilderness—Pro-
5 posed 2”, dated May 1991, and which shall be
6 known as the Turtle Mountains Wilderness.

7 (72) Certain lands in the California Desert
8 Conservation Area and the Yuma District, of the
9 Bureau of Land Management, which comprise ap-
10 proximately seventy-five thousand three hundred
11 acres, as generally depicted on a map entitled
12 “Whipple Mountains Wilderness—Proposed”, dated
13 May 1991, and which shall be known as the Whipple
14 Mountains Wilderness.

15 (73) Certain lands in the California Desert
16 Conservation Area, of the Bureau of Land Manage-
17 ment, which comprise approximately forty-six thou-
18 sand and seventy acres, as generally depicted on a
19 map entitled “Avawatz Mountains Wilderness—Pro-
20 posed”, dated July 1992, and which shall be known
21 as the Avawatz Mountains Wilderness.

22 (74) Certain lands in the California Desert
23 Conservation Area, of the Bureau of Land Manage-
24 ment, which comprise fifty-five thousand five hun-
25 dred and sixty acres, as generally depicted on a map

1 entitled “Soda Mountains Wilderness—Proposed”,
2 dated July 1992, and which shall be known as the
3 Soda Mountain Wilderness.”

4 ADMINISTRATION OF WILDERNESS AREAS

5 SEC. 103. Subject to valid existing rights, each wil-
6 derness area designated under section 102 shall be admin-
7 istered by the appropriate Secretary in accordance with
8 the provisions of the Wilderness Act, except that any ref-
9 erence in such provisions to the effective date of the Wil-
10 derness Act shall be deemed to be a reference to the effec-
11 tive date of this title and any reference to the Secretary
12 of Agriculture shall be deemed to be a reference to the
13 Secretary who has administrative jurisdiction over the
14 area.

15 GRAZING

16 SEC. 104. Within the wilderness areas designated
17 under section 102, the grazing of livestock, where estab-
18 lished prior to the enactment of this Act, shall be per-
19 mitted to continue subject to such reasonable regulations,
20 policies, and practices as the Secretary deems necessary,
21 as long as such regulations, policies, and practices fully
22 conform with and implement the intent of Congress re-
23 garding grazing in such areas as such intent is expressed
24 in the Wilderness Act and section 108 of Public Law 96–
25 560 (16 U.S.C. 133 note).

BUFFER ZONES

2 SEC. 105. The Congress does not intent for the des-
3 igration of wilderness areas in section 102 of this Act to
4 lead to the creation of protective perimeters or buffer
5 zones around any such wilderness area. The fact that
6 nonwilderness activities or uses can be seen or heard from
7 areas within a wilderness shall not, of itself, preclude such
8 activities or uses up to the boundary of the wilderness
9 area.

MINING CLAIM VALIDITY REVIEW

11 SEC. 106. The Secretary of the Interior and the Sec-
12 retary of Agriculture shall not approve any plan of oper-
13 ation prior to determining the validity of the unpatented
14 mining claims, mill sites, and tunnel sites affected by such
15 plan within any wilderness area designated under section
16 102.

FILING OF MAPS AND DESCRIPTIONS

SEC. 107. As soon as practicable after enactment of section 102, a map and a legal description on each wilderness area designated under this title shall be filed by the Secretary concerned with the Committee on Energy and Natural Resources of the Senate and the Committee on Natural Resources of the House of Representatives, and each such map and description shall have the same force and effect as if included in this title, except that the Secretary may correct clerical and typographical errors in

1 each such legal description and map. Each such map and
2 legal description shall be on file and available for public
3 inspection in the office of the Director of the Bureau of
4 Land Management, Department of the Interior, or the
5 Chief of the Forest Service, Department of Agriculture,
6 as is appropriate.

7 WILDERNESS REVIEW

8 SEC. 108. The Congress hereby finds and directs that
9 lands in the California Desert Conservation Area, of the
10 Bureau of Land Management, not designated as wilder-
11 ness or wilderness study areas by this Act have been ade-
12 quately studied for wilderness designation pursuant to sec-
13 tion 603 of the Federal Land Policy and Management Act
14 of 1976 (90 Stat. 2743, 43 U.S.C. 1701 et seq.), and are
15 no longer subject to the requirement of section 603(c) of
16 the Federal Land Policy and Management Act of 1976
17 pertaining to the management of wilderness study areas
18 in a manner that does not impair the suitability of such
19 areas for preservation as wilderness.

20 DESIGNATION OF WILDERNESS STUDY AREA

21 SEC. 109. In furtherance of the provisions of the Wil-
22 derness Act, certain lands in the California Desert Con-
23 servation Area of the Bureau of Land Management which
24 comprise eleven thousand two hundred acres as generally
25 depicted on a map entitled “White Mountains Wilderness
26 Study Area—Proposed”, dated May 1991, are hereby des-

1 ignated the White Mountains Wilderness Study Area and
2 shall be administered by the Secretary in accordance with
3 the provisions of section 603(c) of the Federal Land Policy
4 and Management Act of 1976.

5 SUITABILITY REPORT

6 SEC. 110. The Secretary is required, ten years after
7 the date of enactment of this Act, to report to Congress
8 on current and planned exploration, development or min-
9 ing activities on, and suitability for future wilderness des-
10 ignation of, the lands as generally depicted on maps enti-
11 tled “Surprise Canyon Wilderness—Proposed”, “Middle
12 Park Canyon Wilderness—Proposed”, and “Death Valley
13 National Park Boundary and Wilderness 15”, dated Sep-
14 tember 1991 and a map entitled “Manly Peak Wilder-
15 ness—Proposed”, dated October 1991.

16 WILDERNESS DESIGNATION AND MANAGEMENT IN THE
17 NATIONAL WILDLIFE REFUGE SYSTEM

18 SEC. 111. (a) In furtherance of the purposes of the
19 Wilderness Act, the following lands are hereby designated
20 as wilderness and therefore, as components of the Na-
21 tional Wilderness Preservation System:

22 (1) Certain lands in the Havasu National Wild-
23 life Refuge, California, which comprise approxi-
24 mately three thousand one hundred and ninety-five
25 acres, as generally depicted on a map entitled
26 “Havasu Wilderness—Proposed”, and dated October

1 1991, and which shall be known as the Havasu Wil-
2 derness.

3 (2) Certain lands in the Imperial National
4 Wildlife Refuge, California, which comprise approxi-
5 mately five thousand eight hundred and thirty-six
6 acres, as generally depicted on two maps entitled
7 “Imperial Refuge Wilderness—Proposed 1” and
8 “Imperial Refuge Wilderness—Proposed 2”, and
9 dated October 1991, and which shall be known as
10 the Imperial Refuge Wilderness.

11 (b) Subject to valid existing rights, the wilderness
12 areas designated under this section shall be administered
13 by the Secretary in accordance with the provisions of the
14 Wilderness Act governing areas designated by that Act as
15 wilderness, except that any reference in such provisions
16 to the effective date of the Wilderness Act (or any similar
17 reference) shall be deemed to be a reference to the date
18 of enactment of this Act.

19 (c) As soon as practicable after enactment of this sec-
20 tion, the Secretary shall file a map and a legal description
21 of each wilderness area designated under this section with
22 the Committees on Energy and Natural Resources and
23 Environment and Public Works of the Senate and Natural
24 Resources and Merchant Marine and Fisheries of the
25 House of Representatives. Such map and description shall

1 have the same force and effect as if included in this Act,
2 except that correction of clerical and typographical errors
3 in such legal description and map may be made. Such map
4 and legal description shall be on file and available for pub-
5 lic inspection in the Office of the Director, United States
6 Fish and Wildlife Service, Department of the Interior.

7 TITLE II—DEATH VALLEY NATIONAL PARK

8 FINDINGS

9 SEC. 201. The Congress hereby finds that—

10 (1) proclamations by Presidents Herbert Hoo-
11 ver in 1933 and Franklin Roosevelt in 1937 estab-
12 lished and expanded the Death Valley National
13 Monument for the preservation of the unusual fea-
14 tures of scenic, scientific, and educational interest
15 therein contained;

16 (2) Death Valley National Monument is today
17 recognized as a major unit of the National Park
18 System, having extraordinary values enjoyed by mil-
19 lions of visitors;

20 (3) the Monument boundaries established in the
21 1930's exclude and thereby expose to incompatible
22 development and inconsistent management, contig-
23 uous Federal lands of essential and superlative natu-
24 ral, ecological, geological, archeological, paleontolog-
25 ical, cultural, historical and wilderness values;

1 (4) Death Valley National Monument should be
2 substantially enlarged by the addition of all contig-
3 uous Federal lands of national park caliber and af-
4 forded full recognition and statutory protection as a
5 national park; and

6 (5) the wilderness within Death Valley should
7 receive maximum statutory protection by designation
8 pursuant to the Wilderness Act.

9 ESTABLISHMENT OF DEATH VALLEY NATIONAL PARK

10 SEC. 202. There is hereby established the Death Val-
11 ley National Park, as generally depicted on 23 maps enti-
12 tled “Death Valley National Park Boundary and Wilder-
13 ness—Proposed”, numbered in the title one through twen-
14 ty-three, and dated September 1991 or prior, which shall
15 be on file and available for public inspection in the offices
16 of the Superintendent of the Park and the Director of the
17 National Park Service, Department of the Interior. The
18 Death Valley National Monument is hereby abolished as
19 such, the lands and interests therein are hereby incor-
20 porated within and made part of the new Death Valley
21 National Park, and any funds available for purposes of
22 the monument shall be available for purposes of the park.

23 TRANSFER AND ADMINISTRATION OF LANDS

24 SEC. 203. Upon enactment of this title, the Secretary
25 shall transfer the lands under the jurisdiction of the Bu-
26 reau of Land Management depicted on the maps described

1 in section 202 of this title, without consideration, to the
2 administrative jurisdiction of the Director of the National
3 Park Service for administration as part of the National
4 Park System. The boundaries of the public lands and the
5 national parks shall be adjusted accordingly. The Sec-
6 retary shall administer the areas added to the National
7 Park System by this title in accordance with the provisions
8 of law generally applicable to units of the National Park
9 System, including the Act entitled “An Act to establish
10 a National Park Service, and for other purposes”, ap-
11 proved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1–4).

12 MAPS AND LEGAL DESCRIPTION

13 SEC. 204. Within six months after the enactment of
14 this title, the Secretary shall file maps and a legal descrip-
15 tion of the park designated under this title with the En-
16 ergy and Natural Resources Committee of the Senate and
17 the Natural Resources Committee of the House of Rep-
18 resentatives. Such maps and legal description shall have
19 the same force and effect as if included in this title, except
20 that the Secretary may correct clerical and typographical
21 errors in such legal description and in the maps referred
22 to in section 202. The maps and legal description shall
23 be on file and available for public inspection in the offices
24 of the Superintendent of the Park and the Director of the
25 National Park Service, Department of the Interior.

1 DISPOSITION UNDER MINING LAWS

2 SEC. 205. Subject to valid existing rights, the Federal
3 lands and interests therein added to the National Park
4 System by this title are withdrawn from disposition under
5 the public land laws and from entry or appropriation
6 under the mining laws of the United States, from the oper-
7 ation of the mineral leasing laws of the United States, and
8 from operation of the Geothermal Steam Act of 1970.

9 STUDY AS TO VALIDITY OF MINING CLAIMS

10 SEC. 206. The Secretary shall not approve any plan
11 of operation prior to determining the validity of the
12 unpatented mining claims, mill sites, and tunnel sites af-
13 fected by such plan within the additions to the park and
14 shall submit to Congress recommendations as to whether
15 any valid or patented claims should be acquired by the
16 United States, including the estimated acquisition costs of
17 such claims, and a discussion of the environmental con-
18 sequences of the extraction of minerals from these lands.

19 GRAZING

20 SEC. 207. The privilege of grazing domestic livestock
21 on lands within the park may continue to be exercised at
22 no more than the current level, subject to applicable laws
23 and National Park Service regulations, by those persons
24 holding permits for such grazing on July 1, 1991. Upon
25 the expiration of such permits the Secretary, acting
26 through the Director of the National Park Service, may

1 issue to such persons new permits for such grazing, sub-
 2 ject to applicable laws and National Park Service regula-
 3 tions, but all grazing of such livestock on such lands shall
 4 cease on July 1, 2016. Further, if such a permittee in-
 5 forms the Secretary that such permittee is willing to con-
 6 vey to the United States any base property with respect
 7 to which the permit was issued and to which such permit-
 8 tee holds title, the Secretary shall make the acquisition
 9 of such base property a priority as compared with the ac-
 10 quisition of other lands within the park, provided agree-
 11 ment can be reached concerning the terms and conditions
 12 of such acquisition. Any such base property which is lo-
 13 cated outside the park and acquired as a priority pursuant
 14 to this section shall be managed by the Federal agency
 15 responsible for the majority of the adjacent lands in ac-
 16 cordance with the laws applicable to such adjacent lands.

17 TITLE III—JOSHUA TREE NATIONAL PARK

18 FINDINGS

19 SEC. 301. The Congress hereby finds that—

20 (1) a proclamation by President Franklin Roo-
 21 sevelt in 1936 established Joshua Tree National
 22 Monument to protect various objects of historical
 23 and scientific interest;

24 (2) Joshua Tree National Monument today is
 25 recognized as a major unit of the National Park

1 System, having extraordinary values enjoyed by mil-
2 lions of visitors;

3 (3) the Monument boundaries as modified in
4 1950 and 1961 exclude and thereby expose to in-
5 compatible development and inconsistent manage-
6 ment, contiguous Federal lands of essential and su-
7 perlative natural, ecological, archeological, paleon-
8 tological, cultural, historical and wilderness values;

9 (4) Joshua Tree National Monument should be
10 enlarged by the addition of contiguous Federal lands
11 of national park caliber, and afforded full recogni-
12 tion and statutory protection as a national park; and

13 (5) the nondesignated wilderness within Joshua
14 Tree should receive statutory protection by designa-
15 tion pursuant to the Wilderness Act.

16 ESTABLISHMENT OF JOSHUA TREE NATIONAL PARK

17 SEC. 302. There is hereby established the Joshua
18 Tree National Park, as generally depicted on a map enti-
19 tled "Joshua Tree National Park Boundary—Proposed",
20 dated May 1991, and four maps entitled "Joshua Tree
21 National Park Boundary and Wilderness", numbered in
22 the title one through four, and dated October 1991 or
23 prior, which shall be on file and available for public inspec-
24 tion in the offices of the Superintendent of the Park and
25 the Director of the National Park Service, Department of
26 the Interior. The Joshua Tree National Monument is here-

1 by abolished as such, the lands and interests therein are
2 hereby incorporated within and made part of the new
3 Joshua Tree National Park, and any funds available for
4 purposes of the monument shall be available for purposes
5 of the park.

6 TRANSFER AND ADMINISTRATION OF LANDS

7 SEC. 303. Upon enactment of this title, the Secretary
8 shall transfer the lands under the jurisdiction of the Bu-
9 reau of Land Management depicted on the maps described
10 in section 302 of this title, without consideration, to the
11 administrative jurisdiction of the Director of the National
12 Park Service for administration as part of the National
13 Park System. The boundaries of the public lands and the
14 national parks shall be adjusted accordingly. The Sec-
15 retary shall administer the areas added to the National
16 Park System by this title in accordance with the provisions
17 of law generally applicable to units of the National Park
18 System, including the Act entitled “An Act to establish
19 a National Park Service, and for other purposes”, ap-
20 proved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1–4).

21 MAPS AND LEGAL DESCRIPTION

22 SEC. 304. Within six months after the enactment of
23 this title, the Secretary shall file maps and legal descrip-
24 tion of the park designated by this title with the Energy
25 and Natural Resources Committee of the Senate and the
26 Natural Resources Committee of the House of Represent-

1 atives. Such maps and legal description shall have the
2 same force and effect as if included in this title, except
3 that the Secretary may correct clerical and typographical
4 errors in such legal description and in the maps referred
5 to in section 302. The maps and legal description shall
6 be on file and available for public inspection in the offices
7 of the Superintendent of the Park and the Director of the
8 National Park Service, Department of the Interior.

9 DISPOSITION UNDER MINING LAWS

10 SEC. 305. Subject to valid existing rights, Federal
11 lands and interests therein added to the National Park
12 System by this title are withdrawn from disposition under
13 the public lands laws and from entry or appropriation
14 under the mining laws of the United States, from the oper-
15 ation of the mineral leasing laws of the United States, and
16 from the operation of the Geothermal Steam Act of 1970.

17 UTILITY RIGHTS-OF-WAY

18 SEC. 306. Nothing in this title shall have the effect
19 of terminating any validly issued right-of-way or cus-
20 tomary operation maintenance, repair, and replacement
21 activities in such right-of-way, issued, granted, or per-
22 mitted to the Metropolitan Water District pursuant to the
23 Boulder Canyon Project Act (43 U.S.C. 617–619b), which
24 is located on lands included in the Joshua Tree National
25 Park, but outside lands designated as wilderness under
26 section 501(2). Such activities shall be conducted in a

1 manner which will minimize the impact on park resources.
2 Nothing in this title shall have the effect of terminating
3 the fee title to lands or customary operation, maintenance,
4 repair, and replacement activities on or under such lands
5 granted to the Metropolitan Water District pursuant to
6 the Act on June 18, 1932 (47 Stat. 324), which are lo-
7 cated on lands included in the Joshua Tree National Park,
8 but outside lands designated as wilderness under section
9 501(2). Such activities shall be conducted in a manner
10 which will minimize the impact on park resources. The
11 Secretary shall prepare within 180 days after the date of
12 enactment of this Act, in consultation with the Metropoli-
13 tan Water District, plans for emergency access by the
14 Metropolitan Water District to its lands and rights-of-way.

15 STUDY AS TO VALIDITY OF MINING CLAIMS

16 SEC. 307. The Secretary shall not approve any plan
17 of operation prior to determining the validity of the
18 unpatented mining claims, mill sites, and tunnel sites af-
19 fected by such plan within the park and shall submit to
20 Congress recommendations as to whether any valid or pat-
21 ented claims should be acquired by the United States, in-
22 cluding the estimated acquisition costs of such claims, and
23 a discussion of the environmental consequences of the ex-
24 traction of minerals from these lands.

1 TITLE IV—MOJAVE NATIONAL PARK

2 FINDINGS

3 SEC. 401. The Congress hereby finds that—

4 (1) Death Valley and Joshua Tree National
5 Parks, as established by this Act, protect unique and
6 superlative desert resources, but do not embrace the
7 particular ecosystems and transitional desert type
8 found in the Mojave Desert area lying between them
9 on public lands now afforded only impermanent ad-
10 ministrative designation as a national scenic area;

11 (2) the Mojave Desert area possesses outstand-
12 ing natural, cultural, historical, and recreational val-
13 ues meriting statutory designation and recognition
14 as a unit of the National Park System;

15 (3) the Mojave Desert area should be afforded
16 full recognition and statutory protection as a na-
17 tional park;

18 (4) the wilderness within the Mojave Desert
19 should receive maximum statutory protection by des-
20 ignation pursuant to the Wilderness Act; and

21 (5) the Mojave Desert area provides an out-
22 standing opportunity to develop services, programs,
23 accommodations and facilities to ensure the use and
24 enjoyment of the area by individuals with disabili-
25 ties, consistent with section 504 of the Rehabilita-

1 tion Act of 1973, Public Law 101–336, the Ameri-
2 cans With Disabilities Act of 1990 (42 U.S.C.
3 12101), and other appropriate laws and regulations.

4 ESTABLISHMENT OF THE MOJAVE NATIONAL PARK

5 SEC. 402. There is hereby established the Mojave Na-
6 tional Park, comprising approximately one million four
7 hundred and sixty thousand acres, as generally depicted
8 on a map entitled “Mojave National Park Boundary—
9 Proposed”, dated July 1992, and ten maps entitled “Mo-
10 jave National Park Boundary and Wilderness—Pro-
11 posed”, numbered in the title one through ten, and dated
12 July 1992 or prior, which shall be on file and available
13 for inspection in the offices of the Director of the National
14 Park Service, Department of the Interior.

15 TRANSFER OF LANDS

16 SEC. 403. Upon enactment of this title, the Secretary
17 shall transfer the lands under the jurisdiction of the Bu-
18 reau of Land Management depicted on the maps described
19 in section 402 of this title, without consideration, to the
20 administrative jurisdiction of the Director of the National
21 Park Service. The boundaries of the public lands shall be
22 adjusted accordingly.

23 MAPS AND LEGAL DESCRIPTION

24 SEC. 404. Within six months after the enactment of
25 this title, the Secretary shall file maps and a legal descrip-
26 tion of the park designated under this title with the En-

1 energy and Natural Resources Committee of the Senate and
2 the Natural Resources Committee of the House of Rep-
3 resentatives. Such maps and legal description shall have
4 the same force and effect as if included in this title, except
5 that the Secretary may correct clerical and typographical
6 errors in such legal description and in the maps referred
7 to in section 402. The maps and legal description shall
8 be on file and available for public inspection in the offices
9 of the National Park Service, Department of the Interior.

10 ABOLISHMENT OF SCENIC AREA

11 SEC. 405. The East Mojave Scenic Area, designated
12 on January 13, 1981 (46 FR 3994), and modified on Au-
13 gust 9, 1983 (48 FR 36210), is hereby abolished.

14 ADMINISTRATION OF LANDS

15 SEC. 406. The Secretary shall administer the park
16 in accordance with this title and with the provisions of
17 law generally applicable to units of the National Park Sys-
18 tem, including the Act entitled “An Act to establish a Na-
19 tional Park Service, and for other purposes”, approved
20 August 25, 1916 (39 Stat. 535; 16 U.S.C. 1–4).

21 DISPOSITION UNDER MINING LAWS

22 SEC. 407. Subject to valid existing rights, Federal
23 lands within the park, and interests therein, are with-
24 drawn from disposition under the public land laws and
25 from entry or appropriation under the mining laws of the
26 United States, from the operation of the mineral leasing

1 laws of the United States, and from operation of the Geo-
2 thermal Steam Act of 1970.

3 STUDY AS TO VALIDITY OF MINING CLAIMS

4 SEC. 408. The Secretary shall not approve any plan
5 of operation prior to determining the validity of the
6 unpatented mining claims, mill sites, and tunnel sites af-
7 fected by such plan within the park and shall submit to
8 Congress recommendations as to whether any valid or pat-
9 ented claims should be acquired by the United States, in-
10 cluding the estimated acquisition costs of such claims, and
11 a discussion of the environmental consequences of the ex-
12 traction of minerals from these lands.

13 REGULATION OF MINING

14 SEC. 409. Subject to valid existing rights, all mining
15 claims located within the park shall be subject to such rea-
16 sonable regulations as the Secretary may prescribe to as-
17 sure that mining will, to the maximum extent practicable,
18 be consistent with the protection of the scenic, scientific,
19 cultural and other resources of the park, and any patent
20 which may be issued after the date of enactment of this
21 title shall convey title only to the minerals together with
22 the right to use the surface of lands for mining purposes
23 subject to such reasonable regulations.

24 GRAZING

25 SEC. 410. The privilege of grazing domestic livestock
26 on lands within the park may continue to be exercised at

1 no more than the current level, subject to applicable laws
2 and National Park Service regulations, by those persons
3 holding permits for such grazing on July 1, 1991. Upon
4 the expiration of such permits the Secretary, acting
5 through the Director of the National Park Service, may
6 issue to such persons new permits for such grazing, sub-
7 ject to applicable laws and National Park Service regula-
8 tions, but all grazing of such livestock on such lands shall
9 cease on July 1, 2016. Further, if such a permittee in-
10 forms the Secretary that such permittee is willing to con-
11 vey to the United States any base property with respect
12 to which the permit was issued and to which such permit-
13 tee holds title, the Secretary shall make the acquisition
14 of such base property a priority as compared with the ac-
15 quisition of other lands within the park, provided agree-
16 ment can be reached concerning the terms and conditions
17 of such acquisition. Any such base property which is lo-
18 cated outside the park and acquired as a priority pursuant
19 to this section shall be managed by the Federal agency
20 responsible for the majority of the adjacent lands in ac-
21 cordance with the laws applicable to such adjacent lands.

22 UTILITY RIGHTS OF WAY

23 SEC. 411. (a)(1) Nothing in this title shall have the
24 effect of terminating any validly issued right-of-way or
25 customary operation, maintenance, repair, and replace-
26 ment activities in such right-of-way, issued, granted, or

1 permitted to Southern California Edison Company, which
2 is located on lands included in the Mojave National Park,
3 but outside lands designated as wilderness under section
4 501(3). Such activities shall be conducted in a manner
5 which will minimize the impact on park resources.

6 (2) Nothing in this title shall have the effect of
7 prohibiting the upgrading of an existing electrical
8 transmission line for the purpose of increasing the
9 capacity of such transmission line in the Southern
10 California Edison Company validly issued Eldorado-
11 Lugo Transmission Line right-of-way and Mojave-
12 Lugo Transmission Line right-of-way, or in a right-
13 of-way if issued, granted, or permitted by the Sec-
14 retary adjacent to the existing Mojave-Lugo Trans-
15 mission Line right-of-way (hereafter in this section
16 referred to as “adjacent right-of-way”), including
17 construction of a replacement transmission line: *Pro-*
18 *vided, That—*

19 (A) in the Eldorado-Lugo Transmission
20 Line rights-of-way (hereafter in this section re-
21 ferred to as the “Eldorado rights-of-way”) at
22 no time shall there be more than 3 electrical
23 transmission lines,

24 (B) in the Mojave-Lugo Transmission Line
25 right-of-way (hereafter in this section referred

1 to as the “Mojave right-of-way”) and adjacent
2 right-of-way, removal of the existing electrical
3 transmission line and reclamation of the site
4 shall be completed no later than three years
5 after the date on which construction of the up-
6 graded transmission line begins, after which
7 time there may be only one electrical trans-
8 mission line in the lands encompassed by Mo-
9 jave right-of-way and adjacent right-of-way,

10 (C) if there are no more than two electrical
11 transmission lines in the Eldorado rights-of-
12 way, two electrical transmission lines in the
13 lands encompassed by the Mojave right-of-way
14 and adjacent right-of-way may be allowed,

15 (D) in the Eldorado rights-of-way and Mo-
16 jave right-of-way no additional land shall be is-
17 sued, granted, or permitted for such upgrade
18 unless an addition would reduce the impacts to
19 park resources,

20 (E) no more than 350 feet of additional
21 land shall be issued, granted, or permitted for
22 an adjacent right-of-way to the south of the
23 Mojave right-of-way unless a greater addition
24 would reduce the impacts to park resources,
25 and

1 (F) such upgrade activities, including heli-
2 copter aided construction, shall be conducted in
3 a manner which will minimize the impact on
4 park resources.

5 (3) The Secretary shall prepare within 180 days
6 after the date of enactment of this Act, in consulta-
7 tion with the Southern California Edison Company,
8 plans for emergency access by the Southern Califor-
9 nia Edison Company to its rights-of-way.

10 (b) Nothing in this title shall have the effect of termi-
11 nating any validly issued right-of-way, or customary oper-
12 ation, maintenance, repair, and replacement activities in
13 such right-of-way; prohibiting the upgrading of and con-
14 struction on existing facilities in such right-of-way for the
15 purpose of increasing the capacity of the existing pipeline;
16 or prohibiting the renewal of such right-of-way; issued,
17 granted, or permitted to the Southern California Gas
18 Company, which is located on lands included in the Mojave
19 National Park, but outside lands designated as wilderness
20 under section 501(3). Such activities shall be conducted
21 in a manner which will minimize the impact on park re-
22 sources.

23 (c) Nothing in this title shall have the effect of termi-
24 nating any validly issued right-of-way or customary oper-
25 ation, maintenance, repair, and replacement activities of

1 existing facilities issued, granted, or permitted for commu-
2 nications cables or lines, which are located on lands in-
3 cluded in the Mojave National Park, but outside lands des-
4 ignated as wilderness under section 501(3). Such activities
5 shall be conducted in a manner which will minimize the
6 impact on park resources.

7 PREPARATION OF MANAGEMENT PLAN

8 SEC. 412. Within three years of the date of enact-
9 ment of this title, the Secretary shall submit to the Energy
10 and Natural Resources Committee of the Senate and the
11 Natural Resources Committee of the House of Represent-
12 atives a detailed and comprehensive management plan for
13 the park. Such plan shall place emphasis on historical and
14 cultural sites and ecological and wilderness values within
15 the boundaries of the park. Any development, including
16 road improvements, proposed by such plan shall be strictly
17 limited to that which is essential and appropriate for the
18 administration of the park and shall be designed and lo-
19 cated so as to maintain its primitive nature of the area
20 and to minimize the impairment of park resources or eco-
21 logical values. To the extent practicable, administrative fa-
22 cilities, employee housing, commercial visitor services, ac-
23 commodations, and other park-related development shall
24 be located or provided for outside of the boundaries of the
25 park. Such plan shall evaluate the feasibility of using the
26 Kelso Depot and existing railroad corridor to provide pub-

1 lic access to and a facility for special interpretive, edu-
2 cational, and scientific programs within the park. Such
3 plan shall specifically address the needs of individuals with
4 disabilities in the design of services, programs, accom-
5 modations and facilities consistent with section 504 of the
6 Rehabilitation Act of 1973, Public Law 101–336, the
7 Americans with Disabilities Act of 1990 (42 U.S.C.
8 12101), and other appropriate laws and regulations.

9 GRANITE MOUNTAINS NATURAL RESERVE

10 SEC. 413. (a) There is hereby designated the Granite
11 Mountains Natural Reserve within the park comprising
12 approximately nine thousand acres as generally depicted
13 on a map entitled “Mojave National Park Boundary and
14 Wilderness—Proposed 6”, dated May 1991.

15 (b) Upon enactment of this title, the Secretary of the
16 Interior shall enter into a cooperative management agree-
17 ment with the University of California for the purposes
18 of managing the lands within the Granite Mountains Nat-
19 ural Reserve. Such cooperative agreement shall ensure
20 continuation of arid lands research and educational activi-
21 ties of the University of California, consistent with the
22 provisions of law generally applicable to units of the Na-
23 tional Park System.

24 SODA SPRINGS DESERT STUDY CENTER

25 SEC. 414. Upon enactment of this title, the Secretary
26 shall enter into a cooperative management agreement with

1 California State University for the purposes of managing
2 facilities at the Soda Springs Desert Study Center. Such
3 cooperative agreement shall ensure continuation of the
4 desert research and educational activities of California
5 State University, consistent with the provisions of law gen-
6 erally applicable to units of the National Park System.

7 CONSTRUCTION OF VISITOR CENTER

8 SEC. 415. The Secretary is authorized to construct
9 a visitor center in the park for the purpose of providing
10 information through appropriate displays, printed mate-
11 rial, and other interpretive programs, about the resources
12 of the park.

13 ACQUISITION OF LANDS

14 SEC. 416. The Secretary is authorized to acquire all
15 lands and interest in lands within the boundary of the
16 park by donation, purchase, or exchange, except that—

17 (1) any lands or interests therein within the
18 boundary of the park which are owned by the State
19 of California, or any political subdivision thereof,
20 may be acquired only by donation or exchange ex-
21 cept for lands managed by California State Lands
22 Commission; and

23 (2) lands or interests therein within the bound-
24 ary of the park which are not owned by the State
25 of California or any political subdivision thereof may
26 be acquired only with the consent of the owner

1 thereof unless the Secretary determines, after writ-
2 ten notice to the owner and after opportunity for
3 comment, that the property is being developed, or
4 proposed to be developed, in a manner which is det-
5 rimental to the integrity of the park or which is oth-
6 erwise incompatible with the purposes of this title.

7 SUITABILITY REPORT

8 SEC. 417. The Secretary is required, twenty years
9 after the date of enactment of this Act, to report to Con-
10 gress on current and planned exploration, development or
11 mining activities on, and suitability for future park des-
12 ignation of, the lands as generally depicted on a map enti-
13 tled “Mojave National Park Study Area—Proposed”,
14 dated July 1992.

15 TITLE V—NATIONAL PARK WILDERNESS

16 DESIGNATION OF WILDERNESS

17 SEC. 501. The following lands are hereby designated
18 as wilderness in accordance with the Wilderness Act (78
19 Stat. 890; 16 U.S.C. 1131 et seq.) and shall be adminis-
20 tered by the Secretary of the Interior in accordance with
21 the applicable provisions of the Wilderness Act:

22 (1) Death Valley National Park Wilderness,
23 comprising approximately three million one hundred
24 eighty-three thousand four hundred and thirty-eight
25 acres, as generally depicted on 23 maps entitled
26 “Death Valley National Park Boundary and Wilder-

1 ness”, numbered in the title one through twenty-
2 three, and dated September 1991 or prior, and three
3 maps entitled “Death Valley National Park Wilder-
4 ness”, numbered in the title one through three, and
5 dated May 1991 or prior, and which shall be known
6 as the Death Valley Wilderness;

7 (2) Joshua Tree National Park Wilderness Ad-
8 ditions, comprising approximately one hundred thir-
9 ty-one thousand seven hundred and eighty acres, as
10 generally depicted on four maps entitled “Joshua
11 Tree National Park Boundary and Wilderness—Pro-
12 posed”, numbered in the title one through four, and
13 dated October 1991 or prior, and which are hereby
14 incorporated in, and which shall be deemed to be a
15 part of the Joshua Tree Wilderness as designated by
16 Public Law 94–567; and

17 (3) Mojave National Park Wilderness, compris-
18 ing approximately six hundred ninety-five thousand
19 fifty-six acres, as generally depicted on ten maps en-
20 titled “Mojave National Park Boundary and Wilder-
21 ness—Proposed”, numbered in the title one through
22 ten, and dated October 1991 or prior, and seven
23 maps entitled “Mojave National Park Wilderness—
24 Proposed”, numbered in the title one through seven,

1 and dated October 1991 or prior, and which shall be
2 known as the Mojave Wilderness.

3 (4) Upon cessation of all uses prohibited by the
4 Wilderness Act and publication by the Secretary in
5 the Federal Register of notice of such cessation, po-
6 tential wilderness, comprising approximately six
7 thousand eight hundred and forty acres, as de-
8 scribed in “1988 Death Valley National Monument
9 Draft General Management Plan Draft Environ-
10 mental Impact Statement” (hereafter in this title re-
11 ferred to as “Draft Plan”) and as generally depicted
12 on map in the Draft Plan entitled “Wilderness Plan
13 Death Valley National Monument”, dated January
14 1988, and which shall be deemed to be a part of the
15 Death Valley Wilderness as designated in paragraph
16 (1). Lands identified in the Draft Plan as potential
17 wilderness shall be managed by the Secretary insofar
18 as practicable as wilderness until such time as said
19 lands are designated as wilderness.

20 FILING OF MAPS AND DESCRIPTIONS

21 SEC. 502. Maps and a legal description of the bound-
22 aries of the areas designated in section 501 of this title
23 shall be on file and available for public inspection in the
24 Office of the Director of the National Park Service, De-
25 partment of the Interior, and in the Office of the Super-
26 intendent of each area designated in section 501. As soon

1 as practicable after this title takes effect, maps of the wil-
2 derness areas and legal descriptions of their boundaries
3 shall be filed with the Committee on Energy and Natural
4 Resources of the Senate and the Committee on Natural
5 Resources of the House of Representatives, and such maps
6 and descriptions shall have the same force and effect as
7 if included in this title, except that the Secretary may cor-
8 rect clerical and typographical errors in such maps and
9 descriptions.

10 ADMINISTRATION OF WILDERNESS AREAS

11 SEC. 503. The areas designated by section 501 of this
12 title as wilderness shall be administered by the Secretary
13 in accordance with the applicable provisions of the Wilder-
14 ness Act governing areas designated by that title as wil-
15 derness, except that any reference in such provision to the
16 effective date of the Wilderness Act shall be deemed to
17 be a reference to the effective date of this title, and where
18 appropriate, and reference to the Secretary of Agriculture
19 shall be deemed to be a reference to the Secretary of the
20 Interior.

21 TITLE VI—MISCELLANEOUS PROVISIONS

22 TRANSFER OF LANDS TO RED ROCK CANYON STATE PARK

23 SEC. 601. Upon enactment of this title, the Secretary
24 of the Interior shall transfer to the State of California cer-
25 tain lands within the California Desert Conservation Area,
26 California, of the Bureau of Land Management, compris-

1 ing approximately twenty thousand five hundred acres, as
2 generally depicted on two maps entitled “Red Rock Can-
3 yon State Park Additions 1” and “Red Rock Canyon State
4 Park Additions 2”, dated May 1991, for inclusion in the
5 State of California Park System. Should the State of Cali-
6 fornia cease to manage these lands as part of the State
7 Park System, ownership of the lands shall revert to the
8 Department of the Interior to be managed as part of the
9 California Desert Conservation Area to provide maximum
10 protection for the area’s scenic and scientific values.

11 DESERT LILY SANCTUARY

12 SEC. 602. (a) There is hereby established the Desert
13 Lily Sanctuary within the California Desert Conservation
14 Area, California, of the Bureau of Land Management,
15 comprising approximately two thousand forty acres, as
16 generally depicted on a map entitled “Desert Lily Sanc-
17 tuary”, dated February 1986. The Secretary of the Inte-
18 rior shall administer the area to provide maximum protec-
19 tion to the desert lily.

20 (b) Subject to valid existing rights, Federal lands
21 within the sanctuary, interests therein, are withdrawn
22 from disposition under the public land laws and from
23 entry or appropriation under the mining laws of the
24 United States, from the operation of the mineral leasing
25 laws of the United States, and from operation of the Geo-
26 thermal Steam Act of 1970.

1 LAND TENURE ADJUSTMENTS

2 SEC. 603. In preparing land tenure adjustment deci-
3 sions with the California Desert Conservation Area, of the
4 Bureau of Land Management, the Secretary shall give pri-
5 ority to consolidating Federal ownership within the na-
6 tional park units and wilderness areas designated by this
7 Act.

8 LAND DISPOSAL

9 SEC. 604. Notwithstanding any other provision of
10 law, the Secretary of the Interior and the Secretary of Ag-
11 riculture may not dispose of any lands within the bound-
12 aries of the wilderness or park designated under this Act
13 or grant a right-of-way in any lands within the boundaries
14 of the wilderness designated under this Act. Further, none
15 of the lands within the boundaries of the wilderness or
16 park designated under this Act shall be granted to or oth-
17 erwise made available for use by the Metropolitan Water
18 District and any other agencies or persons pursuant to
19 the Boulder Canyon Project Act (43 U.S.C. 617–619b)
20 or any similar acts.

21 MANAGEMENT OF NEWLY ACQUIRED LANDS

22 SEC. 605. Any lands within the boundaries of a wil-
23 derness area designated under this Act which are acquired
24 by the Federal government, shall become part of the wil-
25 derness area within which they are located and shall be

1 managed in accordance with all the provisions of this Act
2 and other laws applicable to such wilderness area.

3 NATIVE AMERICAN USES

4 SEC. 606. In recognition of the past use of the parks
5 and wilderness areas designed under this Act by Indian
6 people for traditional cultural and religious purposes, the
7 Secretary shall ensure access to such parks and wilderness
8 areas by Indian people for such traditional cultural and
9 religious purposes. In implementing this section, the Sec-
10 retary, upon the request of an Indian tribe or Indian reli-
11 gious community, shall temporarily close to the general
12 public use of one or more specific portions of park or wil-
13 derness in order to protect the privacy of traditional cul-
14 tural and religious activities in such areas by Indian peo-
15 ple. Such access shall be consistent with the purpose and
16 intent of Public Law 95–341 (42 U.S.C. 1996) commonly
17 referred to as the “American Indian Religious Freedom
18 Act”, and with respect to areas designated as wilderness,
19 the Wilderness Act (78 Stat. 890; 16 U.S.C. 1131).

20 WATER RIGHTS

21 SEC. 607. (a) With respect to each wilderness area
22 designated by this Act, Congress hereby reserves a quan-
23 tity of water sufficient to fulfill the purposes of this Act.
24 The priority date of such reserved water rights shall be
25 the date of enactment of this Act.

1 (b) The Secretary of the Interior and all other offi-
2 cers of the United States shall take all steps necessary
3 to protect the rights reserved by this section, including the
4 filing by the Secretary of a claim for the quantification
5 of such rights in any present or future appropriate stream
6 adjudication in the courts of the State of California in
7 which the United States is or may be joined and which
8 is conducted in accordance with section 208 of the Act
9 of July 10, 1952 (66 Stat. 560, 44 U.S.C. 666; commonly
10 referred to as the McCarran Amendment).

11 (c) Nothing in this Act shall be construed as a relin-
12 quishment or reduction of any water rights reserved or
13 appropriated by the United States in the State of Califor-
14 nia on or before the date of enactment of this Act.

15 (d) The Federal water rights reserved by this Act are
16 specific to the wilderness areas located in the State of
17 California designated under this Act. Nothing in this Act
18 related to the reserved Federal water rights shall be con-
19 strued as establishing a precedent with regard to any fu-
20 ture designations, nor shall it constitute an interpretation
21 of any other Act or any designation made thereto.

22 AUTHORIZATION OF APPROPRIATIONS

23 SEC. 608. There are hereby authorized to be appro-
24 priated such sums as may be necessary to carry out the
25 purposes of this Act.

STATE SCHOOL LANDS

1
2 SEC. 609. (a) Upon request of the California State
3 Lands Commission (hereinafter in this section referred to
4 as the “Commission”), the Secretary shall enter into nego-
5 tiations for an agreement to exchange Federal lands or
6 interests therein on the list referred to in subsection (b)(2)
7 for California State School Lands (hereinafter in this sec-
8 tion referred to as “State School Lands”) or interests
9 therein which are located within the boundaries of one or
10 more of the wilderness areas or park units designated by
11 this Act. The Secretary shall negotiate in good faith to
12 reach a land exchange agreement consistent with the re-
13 quirements of section 206 of the Federal Land Policy and
14 Management Act of 1976.

15 (b) Within six months after the date of enactment
16 of this Act, the Secretary shall send to the Commission
17 and to the Committees a list of the following:

18 (1) The State School Lands or interests therein
19 (including mineral interests) which are located with-
20 in the boundaries of the wilderness areas or park
21 units designated by this Act.

22 (2) Lands under the Secretary’s jurisdiction to
23 be offered for exchange, including in the following
24 priority:

1 (A) Lands with mineral interests, including
2 geothermal, which have the potential for com-
3 mercial development but which are not cur-
4 rently under mineral lease or producing Federal
5 mineral revenues.

6 (B) Federal lands in California managed
7 by the Bureau of Reclamation that the Sec-
8 retary determines are not needed for any Bu-
9 reau of Reclamation project.

10 (C) Any public lands in California that the
11 Secretary, pursuant to the Federal Land Policy
12 and Management Act of 1976, has determined
13 to be suitable for disposal through exchange.

14 (c)(1) If an agreement under this section is for an
15 exchange involving five thousand acres or less of Federal
16 land or interests therein, or Federal lands valued at less
17 than \$5,000,000, the Secretary may carry out the ex-
18 change in accordance with the Federal Land Policy and
19 Management Act of 1976.

20 (2) If an agreement under this section is for an ex-
21 change involving more than five thousand acres of Federal
22 land or interests therein, or Federal land valued at more
23 than \$5,000,000, the agreement shall be submitted to the
24 Committees, together with a report containing—

1 (A) a complete list and appraisal of the lands
2 or interests in lands proposed for exchange; and

3 (B) a determination that the State School
4 Lands proposed to be acquired by the United States
5 do not contain any hazardous waste, toxic waste, or
6 radioactive waste.

7 (d) An agreement submitted under subsection (c)(2)
8 shall not take effect unless approved by a joint resolution
9 enacted by the Congress.

10 (e) If exchanges of all the State School Lands are
11 not completed by October 1, 1996, the Secretary shall ad-
12 just the appraised value of any remaining inholdings con-
13 sistent with the provisions of section 206 of the Federal
14 Land Management Policy Act of 1976. The Secretary
15 shall establish an account in the name of the Commission
16 in the amount of such appraised value. Title to the State
17 School Lands shall be transferred to the United States
18 at the time such account is credited.

19 (f) The Commission may use the credit in its account
20 to bid, as any other bidder, for excess or surplus Federal
21 property to be sold in the State of California in accordance
22 with the applicable laws and regulations of the Federal
23 agency offering such property for sale. The account shall
24 be adjusted to reflect successful bids under this section
25 or payments or forfeited deposits, penalties, or other costs

1 assessed to the bidder in the course of such sales. In the
2 event that the balance in the account has not been reduced
3 to zero by October 1, 2000, there are authorized to be
4 appropriated to the Secretary for payment to the Califor-
5 nia State Lands Commission funds equivalent to the bal-
6 ance remaining in the account as of October 1, 2000.

7 (g) As used in this section, the term "Committees"
8 means the Committee on Natural Resources of the House
9 of Representatives and the Committee on Energy and
10 Natural Resources of the Senate.

11 EXCHANGES

12 SEC. 610. (a) Upon request of the Catellus Develop-
13 ment Corporation (hereafter in this section referred to as
14 "Catellus"), the Secretary shall enter into negotiations for
15 an agreement or agreements to exchange Federal lands
16 or interests therein on the list referred to in subsection
17 (b)(2) of this section for lands of Catellus or interests
18 therein which are located within the boundaries of one or
19 more of the wilderness areas or park units designated by
20 this Act.

21 (b) Within six months after the date of enactment
22 of this Act, the Secretary shall send to Catellus and to
23 the Committees a list of the following:

24 (1) Lands of Catellus or interests therein (in-
25 cluding mineral interests) which are located within

1 the boundaries of the wilderness areas or park units
2 designated by this Act.

3 (2) Lands, wherever located, under the Sec-
4 retary's jurisdiction to be offered for exchange, in
5 the following priority:

6 (A) Lands, including lands with mineral
7 and geothermal interests, which have the poten-
8 tial for commercial development but which are
9 not currently under lease or producing Federal
10 revenues.

11 (B) Federal lands managed by the Bureau
12 of Reclamation that the Secretary determines
13 are not needed for any Bureau of Reclamation
14 project.

15 (C) Any public lands that the Secretary,
16 pursuant to the Federal Land Policy and Man-
17 agement Act of 1976, has determined to be
18 suitable for disposal through exchange.

19 (c)(1) If an agreement under this section is for (A)
20 an exchange involving lands outside the State of Califor-
21 nia, (B) more than five thousand acres of Federal land
22 or interests therein in California, or (C) Federal lands in
23 any State valued at more than \$5,000,000, the Secretary
24 shall provide to the Committees a detailed report of such
25 land exchange agreements.

1 (2) All land exchange agreements shall be consistent
2 with the Federal Land Policy and Management Act of
3 1976.

4 (3) Any report submitted to the Committees under
5 this subsection shall include the following:

6 (A) A complete list and appraisal of the lands
7 or interests in land proposed for exchange.

8 (B) A complete list of the lands, if any, to be
9 acquired by the United States which contain any
10 hazardous waste, toxic waste, or radioactive waste
11 which requires removal or remedial action under
12 Federal or State law, together with the estimated
13 costs of any such action.

14 (4) An agreement under this subsection shall not take
15 effect unless approved by a joint resolution enacted by the
16 Congress.

17 (d) The Secretary shall provide the California State
18 Lands Commission with a 180-day right of first refusal
19 to exchange for any Federal lands or interests therein, lo-
20 cated in the State of California, on the list referred to
21 in subsection (b)(2). Any lands with respect to which a
22 right of first refusal is not noticed within such period or
23 exercised under this subsection shall be available to
24 Catellus for exchange in accordance with this section.

1 (e) On January 3, 1996, the Secretary shall provide
2 to the Committees a list and appraisal consistent with the
3 Federal Land Policy and Management Act of 1976 of all
4 Catellus lands eligible for exchange under this section for
5 which an exchange has not been completed. With respect
6 to any of such lands for which an exchange has not been
7 completed by October 1, 1996 (hereafter in this section
8 referred to as “remaining lands”), the Secretary shall es-
9 tablish an account in the name of Catellus (hereafter in
10 this section referred to as the “exchange account”). Upon
11 the transfer of title by Catellus to all or a portion of the
12 remaining lands to the United States, the Secretary shall
13 credit the exchange account in the amount of the ap-
14 praised value of the transferred remaining lands at the
15 time of such transfer.

16 (f) Catellus may use the credit in the exchange ac-
17 count to bid, as any other bidder, for any property real,
18 personal, or mixed, wherever located, owned or controlled
19 by the United States, including in a corporate capacity
20 or as a receiver, conservator, or similar fiduciary capacity
21 to be sold in accordance with the applicable laws and regu-
22 lations of the Federal agency or instrumentality, or any
23 element thereof, offering such property for sale. Upon ap-
24 proval by the Secretary in writing, the credits in Catellus’s
25 exchange account may be transferred or sold in whole or

1 in part by Catellus to any other party, thereby vesting
2 such party with all the rights formerly held by Catellus.
3 The exchange account shall be adjusted to reflect success-
4 ful bids under this section or payments or forfeited depos-
5 its, penalties, or other costs assessed to the bidder in the
6 course of such sales.

7 (g)(1) The Secretary shall not accept title pursuant
8 to this section to any lands unless such title includes all
9 right, title, and interest in and to the fee estate.

10 (2) Notwithstanding paragraph (1), the Secretary
11 may accept title to any subsurface estate where the United
12 States holds title to the surface estate.

13 (3) This subsection does not apply to easements and
14 rights-of-way for utilities or roads.

15 (h) In no event shall the Secretary accept title under
16 this section to lands which contain any hazardous waste,
17 toxic waste, or radioactive waste which requires removal
18 or remedial action under Federal or State law unless such
19 remedial action has been completed prior to the transfer.

20 (i) For purposes of the section, any appraisal shall
21 be consistent with the provisions of section 206 of the Fed-
22 eral Land Policy and Management Act of 1976.

23 (j) As used in this section, the term “Committees”
24 means the Committee on Natural Resources of the House

1 of Representatives and the Committee on Energy and
2 Natural Resources of the Senate.

3 TITLE VII—DEFINITIONS

4 SEC. 701. For the purposes of this Act:

5 (1) The term “Secretary”, unless specifically
6 designated otherwise, means the Secretary of the In-
7 terior.

8 (2) The term “public lands” means any land
9 and interest in land owned by the United States and
10 administered by the Secretary of the Interior
11 through the Bureau of Land Management.

12 TITLE VIII—MILITARY LANDS AND
13 OVERFLIGHTS

14 SHORT TITLE AND FINDINGS

15 SEC. 801. (a) SHORT TITLE.—This title may be cited
16 as the “California Military Lands Withdrawal and
17 Overflights Act of 1991”.

18 (b) Findings.—The Congress finds that—

19 (1) Military aircraft testing and training activi-
20 ties as well as demilitarization activities in California
21 are an important part of the national defense system
22 of the United States, and are essential in order to
23 secure for the American people of this and future
24 generations an enduring and viable national defense
25 system;

8 (4) continued use of the lands and airspace in
9 the California desert region is essential for military
10 purposes; and

17 MILITARY OVERFLIGHTS

(b) Nothing in this Act shall restrict or preclude the designation of new units of special airspace or the use of establishment of military flight training routes over the

1 new units of the National Park or Wilderness Preservation
2 Systems (or any additions to existing units) designated by
3 this Act.

4 (c) Nothing in this section shall be construed to mod-
5 ify, expand, or diminish any authority under other Federal
6 law.

7 WITHDRAWALS

8 SEC. 803. (a) CHINA LAKE.—(1) Subject to valid ex-
9 isting rights and except as otherwise provided in this title,
10 the Federal lands referred to in paragraph (2), and all
11 other areas within the boundary of such lands as depicted
12 on the map specified in such paragraph which may become
13 subject to the operation of the public land laws, are hereby
14 withdrawn from all forms of appropriation under the pub-
15 lic land laws (including the mining laws and the mineral
16 leasing laws). Such lands are reserved for use by the Sec-
17 retary of the Navy for—

18 (A) use as a research, development, test, and
19 evaluation laboratory;

20 (B) use as a range for air warfare weapons and
21 weapon systems;

22 (C) use as a high hazard training area for aer-
23 ial gunnery, rocketry, electronic warfare and coun-
24 termeasures, tactical maneuvering and air support;
25 and

1 (D) subject to the requirements of section
2 804(f), other defense-related purposes consistent
3 with the purposes specified in this paragraph.

4 (2) The lands referred to in paragraph (1) are the
5 Federal lands, located within the boundaries of the China
6 Lake Naval Weapons Center, comprising approximately
7 one million one hundred thousand acres in Inyo, Kern, and
8 San Bernardino Counties, California, as generally depicted
9 on a map entitled “China Lake Naval Weapons Center
10 Withdrawal—Proposed”, dated January 1985, and filed
11 in accordance with section 803.

12 (b) CHOCOLATE MOUNTAIN.—(1) Subject to valid ex-
13 isting rights and except as otherwise provided in this title,
14 the Federal lands referred to in paragraph (2), and all
15 other areas within the boundary of such lands as depicted
16 on the map specified in such paragraph which may become
17 subject to the operation of the public land laws, are hereby
18 withdrawn from all forms of appropriation under the pub-
19 lic land laws (including the mining laws and the mineral
20 leasing and the geothermal leasing laws). Such lands are
21 reserved for use by the Secretary of the Navy for—

22 (A) testing and training for aerial bombing,
23 missile firing, tactical maneuvering and air support;
24 and

1 (B) subject to the provisions of section 804(f),
2 other defense-related purposes consistent with the
3 purposes specified in this paragraph.

4 (2) The lands referred to in paragraph (1) are the
5 Federal lands comprising approximately two hundred
6 twenty-six thousand seven hundred and eleven acres in
7 Imperial County, California, as generally depicted on a
8 map entitled “Chocolate Mountain Aerial Gunnery Range
9 Proposed—Withdrawal” dated November 1991 and filed
10 in accordance with section 803.

11 MAPS AND LEGAL DESCRIPTIONS

12 SEC. 804. (a) PUBLICATION AND FILING REQUIRE-
13 MENT.—As soon as practicable after the date of enact-
14 ment of this title, the Secretary of the Interior shall—

15 (1) publish in the Federal Register a notice
16 containing the legal description of the lands with-
17 drawn and reserved by this title; and

18 (2) file maps and the legal description of the
19 lands withdrawn and reserved by this title with the
20 Committee on Energy and Natural Resources of the
21 United States Senate and with the Committee on
22 Natural Resources of the United States House of
23 Representatives.

24 (b) TECHNICAL CORRECTIONS.—Such maps and
25 legal descriptions shall have the same force and effect as
26 if they were included in this title except that the Secretary

1 of the Interior may correct clerical and typographical er-
2 rors in such maps and legal descriptions.

3 (c) AVAILABILITY FOR PUBLIC INSPECTION.—Copies
4 of such maps and legal descriptions shall be available for
5 public inspection in the Office of the Director of the Bu-
6 reau of Land Management, Washington, District of Co-
7 lumbia; the Office of the Director, California State Office
8 of the Bureau of Land Management, Sacramento, Califor-
9 nia; the office of the commander of the Naval Weapons
10 Center, China Lake, California; the office of the com-
11 manding officer, Marine Corps Air Station, Yuma, Ari-
12 zona; and the Office of the Secretary of Defense, Washing-
13 ton, District of Columbia.

14 (d) REIMBURSEMENT.—The Secretary of Defense
15 shall reimburse the Secretary of the Interior for the cost
16 of implementing this section.

17 MANAGEMENT OF WITHDRAWN LANDS

18 SEC. 805. (a) MANAGEMENT BY THE SECRETARY OF
19 THE INTERIOR.—(1) Except as provided in subsection (g),
20 during the period of the withdrawal the Secretary of the
21 Interior shall manage the lands withdrawn under section
22 802 pursuant to the Federal Land Policy and Manage-
23 ment Act of 1976 (43 U.S.C. 1701 et seq.) and other ap-
24 plicable law, including this title.

1 (2) To the extent consistent with applicable law and
2 Executive orders, the lands withdrawn under section 802
3 may be managed in a manner permitting—

4 (A) the continuation of grazing pursuant to ap-
5 plicable law and Executive orders were permitted on
6 the date of enactment of this title;

7 (B) protection of wildlife and wildlife habitat;

8 (C) control of predatory and other animals;

9 (D) recreation (but only on lands withdrawn by
10 section 802(a) (relating to China Lake));

11 (E) the prevention and appropriate suppression
12 of brush and range fires resulting from nonmilitary
13 activities; and

14 (F) geothermal leasing on the lands withdrawn
15 under section 802(a) (relating to China Lake).

16 (3)(A) All nonmilitary use of such lands, including
17 the uses described in paragraph (2), shall be subject to
18 such conditions and restrictions as may be necessary to
19 permit the military use of such lands for the purposes
20 specified in or authorized pursuant to this title.

21 (B) The Secretary of the Interior may issue any
22 lease, easement, right-of-way, or other authorization with
23 respect to the nonmilitary use of such lands only with the
24 concurrence of the Secretary of the Navy.

1 (b) CLOSURE TO PUBLIC.—(1) If the Secretary of the
2 Navy determines that military operations, public safety,
3 or national security require the closure to public use of
4 any road, trail, or other portion of the lands withdrawn
5 by this title, the Secretary may take such action as the
6 Secretary determines necessary or desirable to effect and
7 maintain such closure.

8 (2) Any such closure shall be limited to the minimum
9 areas and periods which the Secretary of the Navy deter-
10 mines are required to carry out this subsection.

11 (3) Before and during any closure under this sub-
12 section, the Secretary of the Navy shall—

13 (A) keep appropriate warning notices posted;
14 and

15 (B) take appropriate steps to notify the public
16 concerning such closures.

17 (c) MANAGEMENT PLAN.—The Secretary of the Inte-
18 rior (after consultation with the Secretary of the Navy)
19 shall develop a plan for the management of each area with-
20 drawn under section 802 during the period of such with-
21 drawal. Each plan shall—

22 (1) be consistent with applicable law;

23 (2) be subject to conditions and restrictions
24 specified in subsection (a)(3);

1 (3) include such provisions as may be necessary
2 for proper management and protection of the re-
3 sources and values of such area; and

4 (4) be developed not later than three years after
5 the date of enactment of this title.

6 (d) BRUSH AND RANGE FIRES.—The Secretary of
7 the Navy shall take necessary precautions to prevent and
8 suppress brush and range fires occurring within and out-
9 side the lands withdrawn under section 802 as a result
10 of military activities and may seek assistance from the Bu-
11 reau of Land Management in the suppression of such
12 fires. The memorandum of understanding required by sub-
13 section (e) shall provide for Bureau of Land Management
14 assistance in the suppression of such fires, and for a
15 transfer of funds from the Department of the Navy to the
16 Bureau of Land Management as compensation for such
17 assistance.

18 (e) MEMORANDUM OF UNDERSTANDING.—(1) The
19 Secretary of the Interior and the Secretary of the Navy
20 shall (with respect to each land withdrawal under section
21 802) enter into a memorandum of understanding to imple-
22 ment the management plan developed under subsection
23 (c). Any such memorandum of understanding shall provide
24 that the Director of the Bureau of Land Management
25 shall provide assistance in the suppression of fires result-

1 ing from the military use of lands withdrawn under section
2 802 if requested by the Secretary of the Navy.

3 (2) The duration of any such memorandum shall be
4 the same as the period of the withdrawal of the lands
5 under section 802.

6 (f) ADDITIONAL MILITARY USES.—(1) Lands with-
7 drawn by section 802 may be used for defense-related uses
8 other than those specified in such section. The Secretary
9 of Defense shall promptly notify the Secretary of the Inte-
10 rior in the event that the lands withdrawn by this title
11 will be used for defense-related purposes other than those
12 specified in section 802. Such notification shall indicate
13 the additional use or uses involved, the proposed duration
14 of such uses, and the extent to which such additional mili-
15 tary uses of the withdrawn lands will require that addi-
16 tional or more stringent conditions or restrictions be im-
17 posed on otherwise-permitted nonmilitary uses of the with-
18 drawn land or portions thereof.

19 (g) MANAGEMENT OF CHINA LAKE.—(1) The Sec-
20 retary of the Interior may assign the management respon-
21 sibility for the lands withdrawn under section 802(a) to
22 the Secretary of the Navy who shall manage such lands,
23 and issue leases, easements, rights-of-way, and other au-
24 thorizations, in accordance with this title and cooperative
25 management arrangements between the Secretary of the

1 Interior and the Secretary of the Navy. In the case that
2 the Secretary of the Interior assigns such management re-
3 sponsibility to the Secretary of the Navy before the devel-
4 opment of the management plan under subsection (c), the
5 Secretary of the Navy (after consultation with the Sec-
6 retary of the Interior) shall develop such management
7 plan.

8 (2) The Secretary of the Interior shall be responsible
9 for the issuance of any lease, easement, right-of-way, and
10 other authorization with respect to any activity which in-
11 volves both the lands withdrawn under section 802(a) and
12 any other lands. Any such authorization shall be issued
13 only with the consent of the Secretary of the Navy and,
14 to the extent that such activity involves lands withdrawn
15 under section 802(a), shall be subject to such conditions
16 as the Secretary of the Navy may prescribe.

17 (3) The Secretary of the Navy shall prepare and sub-
18 mit to the Secretary of the Interior an annual report on
19 the status of the natural and cultural resources and values
20 of the lands withdrawn under section 802(a). The Sec-
21 retary of the Interior shall transmit such report to the
22 Committee on Natural Resources of the House of Rep-
23 resentatives and the Committee on Energy and Natural
24 Resources of the Senate.

1 (4) The Secretary of the Navy shall be responsible
2 for the management of wild horses and burros located on
3 the lands withdrawn under section 802(a) and may utilize
4 helicopters and motorized vehicles for such purposes. Such
5 management shall be in accordance with laws applicable
6 to such management on public lands and with an appro-
7 priate memorandum of understanding between the Sec-
8 retary of the Interior and the Secretary of the Navy.

9 (5) Neither this title nor any other provision of law
10 shall be construed to prohibit the Secretary of the Interior
11 from issuing and administering any lease for the develop-
12 ment and utilization of geothermal steam and associated
13 geothermal resources on the lands withdrawn under sec-
14 tion 802(a) pursuant to the Geothermal Steam Act of
15 1970 (30 U.S.C. 1001 et seq.) and other applicable law,
16 but no such lease shall be issued without the concurrence
17 of the Secretary of the Navy.

18 (6) This title shall not affect the geothermal explo-
19 ration and development authority of the Secretary of the
20 Navy under section 2689 of title 10, United States Code,
21 except that the Secretary of the Navy shall obtain the con-
22 currence of the Secretary of the Interior before taking ac-
23 tion under that section with respect to the lands with-
24 drawn under section 802(a).

1 DURATION OF WITHDRAWALS

2 SEC. 806. (a) DURATION.—The withdrawal and res-
3 ervation established by this title shall terminate twenty-
4 five years after the date of enactment of this title.

5 (b) DRAFT ENVIRONMENTAL IMPACT STATEMENT.—
6 No later than twenty-two years after the date of enact-
7 ment of this title, the Secretary of the Navy shall publish
8 a draft environmental impact statement concerning con-
9 tinued or renewed withdrawal of any portion of the lands
10 withdrawn by this title for which that Secretary intends
11 to seek such continued or renewed withdrawal. Such draft
12 environmental impact statement shall be consistent with
13 the requirements of the National Environmental Policy
14 Act of 1969 (42 U.S.C. 4321 et seq.) applicable to such
15 a draft environmental impact statement. Prior to the ter-
16 mination date specified in subsection (a), the Secretary of
17 the Navy shall hold a public hearing on any draft environ-
18 mental impact statement published pursuant to this sub-
19 section. Such hearing shall be held in the State of Califor-
20 nia in order to receive public comments on the alternatives
21 and other matters included in such draft environmental
22 impact statement.

23 (c) EXTENSIONS OR RENEWALS.—The withdrawals
24 established by this title may not be extended or renewed
25 except by an Act or joint resolution.

SEC. 807. (a) PROGRAM.—Throughout the duration

SEC. 807. (a) PROGRAM.—Throughout the duration of the withdrawals made by this title, the Secretary of the Interior, to the extent funds are made available, shall maintain a program of decontamination of lands withdrawn by this title at least at the level of decontamination activities performed on such lands in fiscal year 1986.

(b) **REPORTS.**—At the same time as the President submits to the Congress the President’s proposed budget for the first fiscal year beginning after the date of enactment of this title and for each subsequent fiscal year, the Secretary of the Navy shall transmit to the Committees on Appropriations, Armed Services, and Energy and Natural Resources of the Senate and to the Committees on Appropriations, Armed Services, and Natural Resources of the House of Representatives a description of the decontamination efforts undertaken during the previous fiscal year on such lands and the decontamination activities proposed for such lands during the next fiscal year includ-

- (1) amounts appropriated and obligated or expended for decontamination of such lands;
- (2) the methods used to decontaminate such lands;

1 (3) amount and types of contaminants removed
2 from such lands;

3 (4) estimated types and amounts of residual
4 contamination on such lands; and

5 (5) an estimate of the costs for full decon-
6 tamination of such lands and the estimate of the
7 time to complete such decontamination.

8 REQUIREMENTS FOR RENEWAL

9 SEC. 808. (a) NOTICE AND FILING.—(1) No later
10 than three years prior to the termination of the with-
11 drawal and reservation established by this title, the Sec-
12 retary of the Navy shall advise the Secretary of the Inte-
13 rior as to whether or not the Secretary of the Navy will
14 have a continuing military need for any of the lands with-
15 drawn under section 802 after the termination date of
16 such withdrawal and reservation.

17 (2) If the Secretary of the Navy concludes that there
18 will be a continuing military need for any of such lands
19 after the termination date, the Secretary shall file an ap-
20 plication for extension of the withdrawal and reservation
21 of such needed lands in accordance with the regulations
22 and procedures of the Department of the Interior applica-
23 ble to the extension of withdrawals of lands for military
24 uses.

25 (3) If, during the period of withdrawal and reserva-
26 tion, the Secretary of the Navy decides to relinquish all

1 or any of the lands withdrawn and reserved by this title,
2 the Secretary shall file a notice of intention to relinquish
3 with the Secretary of the Interior.

4 (b) CONTAMINATION.—(1) Before transmitting a no-
5 tice of intention to relinquish pursuant to subsection (a),
6 the Secretary of Defense, acting through the Department
7 of the Navy, shall prepare a written determination con-
8 cerning whether and to what extent the lands that are to
9 be relinquished are contaminated with explosive, toxic, or
10 other hazardous materials.

11 (2) A copy of such determination shall be transmitted
12 with the notice of intention to relinquish.

13 (3) Copies of both the notice of intention to relinquish
14 and the determination concerning the contaminated state
15 of the lands shall be published in the Federal Register by
16 the Secretary of the Interior.

17 (c) DECONTAMINATION.—If any land which is the
18 subject of a notice of intention to relinquish pursuant to
19 subsection (a) is contaminated, and the Secretary of the
20 Interior, in consultation with the Secretary of the Navy,
21 determines that decontamination is practicable and eco-
22 nomically feasible (taking into consideration the potential
23 future use and value of the land) and that upon decon-
24 tamination, the land could be opened to operation of some
25 or all of the public land laws, including the mining laws,

1 the Secretary of the Navy shall decontaminate the land
2 to the extent that funds are appropriated for such pur-
3 pose.

4 (d) ALTERNATIVES.—If the Secretary of the Interior,
5 after consultation with the Secretary of the Navy, con-
6 cludes that decontamination of any land which is the sub-
7 ject of a notice of intention to relinquish pursuant to sub-
8 section (a) is not practicable or economically feasible, or
9 that the land cannot be decontaminated sufficiently to be
10 opened to operation of some or all of the public land laws,
11 or if Congress does not appropriate a sufficient amount
12 of funds for the decontamination of such land, the Sec-
13 retary of the Interior shall not be required to accept the
14 land proposed for relinquishment.

15 (e) STATUS OF CONTAMINATED LANDS.—If, because
16 of their contaminated state, the Secretary of the Interior
17 declines to accept jurisdiction over lands withdrawn by
18 this title which have been proposed for relinquishment, or
19 if at the expiration of the withdrawal made by this title
20 the Secretary of the Interior determines that some of the
21 lands withdrawn by this title are contaminated to an ex-
22 tent which prevents opening such contaminated lands to
23 operation of the public land laws—

24 (1) the Secretary of the Navy shall take appro-
25 priate steps to warn the public of the contaminated

1 state of such lands and any risks associated with
2 entry onto such lands;

3 (2) after the expiration of the withdrawal, the
4 Secretary of the Navy shall undertake no activities
5 on such lands except in connection with decon-
6 tamination of such lands; and

7 (3) the Secretary of the Navy shall report to
8 the Secretary of the Interior and to the Congress
9 concerning the status of such lands and all actions
10 taken in furtherance of this subsection.

11 (f) REVOCATION AUTHORITY.—Notwithstanding any
12 other provision of law, the Secretary of the Interior, upon
13 deciding that it is in the public interest to accept jurisdic-
14 tion over lands proposed for relinquishment pursuant to
15 subsection (a), is authorized to revoke the withdrawal and
16 reservation established by this title as it applies to such
17 lands. Should the decision be made to revoke the with-
18 drawal and reservation, the Secretary of the Interior shall
19 published in the Federal Register an appropriate order
20 which shall—

21 (1) terminate the withdrawal and reservation;

22 (2) constitute official acceptance of full jurisdic-
23 tion over the lands by the Secretary of the Interior;
24 and

1 (3) state the date upon which the lands will be
2 opened to the operation of some or all of the public
3 lands law, including the mining laws.

4 DELEGABILITY

5 SEC. 809. (a) DEFENSE.—The functions of the Sec-
6 retary of Defense or the Secretary of the Navy under this
7 title may be delegated.

8 (b) INTERIOR.—The functions of the Secretary of the
9 Interior under this title may be delegated, except that an
10 order described in section 807(f) may be approved and
11 signed only by the Secretary of the Interior, the Under
12 Secretary of the Interior, or an Assistant Secretary of the
13 Department of the Interior.

14 HUNTING, FISHING, AND TRAPPING

15 SEC. 810. All hunting, fishing, and trapping on the
16 lands withdrawn by this title shall be conducted in accord-
17 ance with the provisions of section 2671 of title 10, United
18 States Code.

19 IMMUNITY OF UNITED STATES

20 SEC. 811. The United States and all departments or
21 agencies thereof shall be held harmless and shall not be
22 liable for any injury or damage to persons or property suf-
23 fered in the course of any geothermal leasing or other au-
24 thorized nonmilitary activity conducted on lands described
25 in section 802 of this title.

EL CENTRO RANGES

1
2 SEC. 812. The Secretary of the Interior is authorized
3 to permit the Secretary of the Navy to use until January
4 1, 1996, the approximately forty-four thousand eight hun-
5 dred and seventy acres of public lands in Imperial County,
6 California, known as the East Mesa and West Mesa
7 ranges, in accordance with the Memorandum of Under-
8 standing dated June 29, 1987, between the Bureau of
9 Land Management, the Bureau of Reclamation, and the
10 Department of the Navy. Such use shall be consistent with
11 such Memorandum of Understanding and such additional
12 terms and conditions as the Secretary of the Interior may
13 require in order to protect the natural, scientific, environ-
14 mental, cultural, and other resources and values of such
15 lands and to minimize the extent to which use of such
16 lands for military purposes impedes or restricts use of
17 such or other public lands for other purposes. All military
18 uses of such lands shall cease on January 1, 1996, unless
19 authorized by subsequent Act of Congress.

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