

115TH CONGRESS  
1ST SESSION

# S. 432

To designate the Cerro del Yuta and Río San Antonio Wilderness Areas  
in the State of New Mexico, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

FEBRUARY 16, 2017

Mr. HEINRICH (for himself and Mr. UDALL) introduced the following bill;  
which was read twice and referred to the Committee on Energy and Nat-  
ural Resources

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## A BILL

To designate the Cerro del Yuta and Río San Antonio Wil-  
derness Areas in the State of New Mexico, and for  
other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Cerros del Norte Con-  
5 servation Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) MAP.—The term “map” means the map en-  
9 titled “Río Grande del Norte National Monument

1 Proposed Wilderness Areas” and dated July 28,  
2 2015.

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

5 (3) WILDERNESS AREA.—The term “wilderness  
6 area” means a wilderness area designated by section  
7 3(a).

8 **SEC. 3. DESIGNATION OF CERRO DEL YUTA AND RÍO SAN**  
9 **ANTONIO WILDERNESS AREAS.**

10 (a) IN GENERAL.—In accordance with the Wilderness  
11 Act (16 U.S.C. 1131 et seq.), the following areas in the  
12 Río Grande del Norte National Monument are designated  
13 as wilderness and as components of the National Wilder-  
14 ness Preservation System:

15 (1) CERRO DEL YUTA WILDERNESS.—Certain  
16 land administered by the Bureau of Land Manage-  
17 ment in Taos County, New Mexico, comprising ap-  
18 proximately 13,420 acres as generally depicted on  
19 the map, which shall be known as the “Cerro del  
20 Yuta Wilderness”.

21 (2) RÍO SAN ANTONIO WILDERNESS.—Certain  
22 land administered by the Bureau of Land Manage-  
23 ment in Río Arriba County, New Mexico, comprising  
24 approximately 8,120 acres, as generally depicted on

1 the map, which shall be known as the “Río San An-  
2 tonio Wilderness”.

3 (b) MANAGEMENT OF WILDERNESS AREAS.—Subject  
4 to valid existing rights, the wilderness areas shall be ad-  
5 ministered in accordance with the Wilderness Act (16  
6 U.S.C. 1131 et seq.) and this Act, except that with respect  
7 to the wilderness areas designated by this Act—

8 (1) any reference to the effective date of the  
9 Wilderness Act shall be considered to be a reference  
10 to the date of enactment of this Act; and

11 (2) any reference in the Wilderness Act to the  
12 Secretary of Agriculture shall be considered to be a  
13 reference to the Secretary.

14 (c) INCORPORATION OF ACQUIRED LAND AND INTER-  
15 ESTS IN LAND.—Any land or interest in land within the  
16 boundary of the wilderness areas that is acquired by the  
17 United States shall—

18 (1) become part of the wilderness area in which  
19 the land is located; and

20 (2) be managed in accordance with—

21 (A) the Wilderness Act (16 U.S.C. 1131 et  
22 seq.);

23 (B) this Act; and

24 (C) any other applicable laws.

1 (d) GRAZING.—Grazing of livestock in the wilderness  
2 areas, where established before the date of enactment of  
3 this Act, shall be administered in accordance with—

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

6 (2) the guidelines set forth in appendix A of the  
7 Report of the Committee on Interior and Insular Af-  
8 fairs to accompany H.R. 2570 of the 101st Congress  
9 (H. Rept. 101–405).

10 (e) BUFFER ZONES.—

11 (1) IN GENERAL.—Nothing in this Act creates  
12 a protective perimeter or buffer zone around the wil-  
13 derness areas.

14 (2) ACTIVITIES OUTSIDE WILDERNESS  
15 AREAS.—The fact that an activity or use on land  
16 outside a wilderness area can be seen or heard with-  
17 in the wilderness area shall not preclude the activity  
18 or use outside the boundary of the wilderness area.

19 (f) RELEASE OF WILDERNESS STUDY AREAS.—Con-  
20 gress finds that, for purposes of section 603(c) of the Fed-  
21 eral Land Policy and Management Act of 1976 (43 U.S.C.  
22 1782(c)), the public land within the San Antonio Wilder-  
23 ness Study Area not designated as wilderness by this sec-  
24 tion—

1           (1) has been adequately studied for wilderness  
2 designation;

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

6           (3) shall be managed in accordance with this  
7 Act.

8 (g) MAPS AND LEGAL DESCRIPTIONS.—

9           (1) IN GENERAL.—As soon as practicable after  
10 the date of enactment of this Act, the Secretary  
11 shall file the map and legal descriptions of the wil-  
12 derness areas with—

13                   (A) the Committee on Energy and Natural  
14 Resources of the Senate; and

15                   (B) the Committee on Natural Resources  
16 of the House of Representatives.

17           (2) FORCE OF LAW.—The map and legal de-  
18 scriptions filed under paragraph (1) shall have the  
19 same force and effect as if included in this Act, ex-  
20 cept that the Secretary may correct errors in the  
21 legal description and map.

22           (3) PUBLIC AVAILABILITY.—The map and legal  
23 descriptions filed under paragraph (1) shall be on  
24 file and available for public inspection in the appro-  
25 priate offices of the Bureau of Land Management.

1 (h) NATIONAL LANDSCAPE CONSERVATION SYS-  
2 TEM.—The wilderness areas shall be administered as com-  
3 ponents of the National Landscape Conservation System.

4 (i) FISH AND WILDLIFE.—Nothing in this Act affects  
5 the jurisdiction of the State of New Mexico with respect  
6 to fish and wildlife located on public land in the State.

7 (j) WITHDRAWALS.—Subject to valid existing rights,  
8 any Federal land within the wilderness areas designated  
9 by subsection (a), including any land or interest in land  
10 that is acquired by the United States after the date of  
11 enactment of this Act, is withdrawn from—

12 (1) entry, appropriation, or disposal under the  
13 public land laws;

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

16 (3) operation of the mineral leasing, mineral  
17 materials, and geothermal leasing laws.

18 (k) TREATY RIGHTS.—Nothing in this Act enlarges,  
19 diminishes, or otherwise modifies any treaty rights.

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