

118TH CONGRESS  
2D SESSION

# S. 5001

To establish the Sáttítla National Monument in the State of California,  
and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 10, 2024

Mr. PADILLA (for himself and Ms. BUTLER) 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 establish the Sáttítla National Monument in the State  
of California, 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 “Sáttítla National  
5       Monument Establishment Act”.

6       **SEC. 2. DEFINITIONS.**

7       In this Act:

8               (1) COMMISSION.—The term “Commission”  
9       means the Sáttítla National Monument Tribal Com-  
10      mission established under section 5(a).

1 (2) CULTURALLY AFFILIATED INDIAN TRIBE.—

2 The term “culturally affiliated Indian Tribe” means  
3 a federally recognized Indian Tribe that—

4 (A) the Secretary of the Interior acknowl-  
5 edges to exist as an Indian Tribe pursuant to  
6 section 104 of the Federally Recognized Indian  
7 Tribe List Act of 1994 (25 U.S.C. 5131); and

8 (B) is determined by the Secretary to have  
9 a cultural connection to the Monument.

10 (3) MANAGEMENT PLAN.—The term “manage-  
11 ment plan” means the management plan for the  
12 Monument developed under section 4.

13 (4) MAP.—The term “Map” means the map en-  
14 titled “Sáttítla National Monument–Proposed” and  
15 dated August 20, 2024.

16 (5) MONUMENT.—The term “Monument”  
17 means the Sáttítla National Monument established  
18 by section 3(a).

19 (6) SECRETARY.—The term “Secretary” means  
20 the Secretary of Agriculture.

21 (7) STATE.—The term “State” means the State  
22 of California.

23 (8) TRADITIONAL AND CULTURAL PURPOSE.—  
24 The term “traditional and cultural purpose”, with  
25 respect to a culturally affiliated Indian Tribe, means

1 a use, area, or practice identified by the culturally  
2 affiliated Indian Tribe as traditional or cultural be-  
3 cause of the significance or ceremonial nature of the  
4 use, area, or practice to the culturally affiliated In-  
5 dian Tribe.

6 **SEC. 3. ESTABLISHMENT OF SÁTTÍTLA NATIONAL MONU-**  
7 **MENT.**

8 (a) ESTABLISHMENT.—Subject to valid existing  
9 rights, there is established the Sáttítla National Monu-  
10 ment in the State, consisting of approximately 206,563  
11 acres of Federal land administered by the Forest Service,  
12 as generally depicted on the Map.

13 (b) PURPOSES.—The purposes of the Monument  
14 are—

15 (1) to conserve, protect, and enhance for the  
16 benefit and enjoyment of present and future genera-  
17 tions the ecological, scenic, wildlife, recreational, cul-  
18 tural, historical, natural, educational, and scientific  
19 resources of the Monument; and

20 (2) to provide for the cooperative and collabo-  
21 rative management of the Monument with culturally  
22 affiliated Indian Tribes.

23 (c) MANAGEMENT.—

24 (1) IN GENERAL.—The Secretary shall manage  
25 the Monument—

(A) in a manner that conserves, protects, and enhances the land and resources of the Monument;

(B) in accordance with—

(i) the principles of multiple use and sustained yield in accordance with the Multiple-Use Sustained-Yield Act of 1960 (16 U.S.C. 528 et seq.);

(ii) this Act; and

(iii) any other applicable Federal law (including regulations); and

(C) in cooperation and collaboration with culturally affiliated Indian Tribes.

(2) ACCESS AND USE BY CULTURALLY AFFILIATED INDIAN TRIBES.—

(A) ACCESS.—The Secretary shall allow access to the Monument by members of a culturally affiliated Indian Tribe for traditional and cultural purposes.

(B) TEMPORARY CLOSURE.—In carrying out this paragraph, the Secretary, on the request of a culturally affiliated Indian Tribe and subject to valid existing rights and authorizations (including access to private property), may temporarily close any area of the Monu-

1           ment to the public to protect the privacy of  
2           Tribal activities for traditional and cultural  
3           purposes conducted by members of the cul-  
4           turally affiliated Indian Tribe.

5           (C) APPLICABLE LAW.—The access and  
6           use by members of a culturally affiliated Indian  
7           Tribe under this paragraph shall be consistent  
8           with the purpose and intent of Public Law 95–  
9           341 (commonly known as the “American Indian  
10          Religious Freedom Act”) (42 U.S.C. 1996 et  
11          seq.).

12          (3) RECREATION.—The Secretary shall con-  
13          tinue to authorize and enhance recreation in the  
14          Monument, including camping, hiking, fishing, boat-  
15          ing, backpacking, sightseeing, nature study, horse-  
16          back riding, hunting, guard station and lookout  
17          recreation rentals, hang gliding, climbing, mountain  
18          biking, and motorized recreation on designated  
19          routes (including snowmobiling), if the recreational  
20          use is consistent with—

21                  (A) the purposes described in subsection

22                  (b);

23                  (B) this Act;

24                  (C) other applicable Federal law (including  
25          regulations);

1 (D) applicable land management plans;  
2 and

3 (E) input from the Commission regarding  
4 potential impacts on culturally sensitive sites  
5 and resources.

6 (4) MOTORIZED VEHICLES.—The use of motor-  
7 ized vehicles within the Monument shall be per-  
8 mitted only in accordance with applicable Forest  
9 Service regulations in effect on the date of enact-  
10 ment of this Act.

11 (5) GRAZING.—

12 (A) IN GENERAL.—The Secretary shall  
13 permit the grazing of livestock in the Monu-  
14 ment, as established as of the date of enact-  
15 ment of this Act, to continue, subject to such  
16 reasonable regulations, policies, and practices as  
17 the Secretary determines to be necessary.

18 (B) NO NEW ALLOTMENTS.—The Sec-  
19 retary shall not establish any new allotments  
20 for livestock grazing that include any Federal  
21 land in the Monument.

22 (6) EXISTING EASEMENTS AND RIGHTS-OF-  
23 WAY.—

24 (A) EFFECT.—Nothing in this Act pre-  
25 cludes the reauthorization, assignment (as ap-

plicable), or modification of special use authorizations for, or interferes with the operation, maintenance, enlargement, replacement, or upgrade of, or modification or access to, existing—

(i) flood control, electric utility facilities (including electric transmission facilities and electric distribution facilities), pipeline, and communications facilities within the Monument;

(ii) roads or highway corridors within the Monument;

(iii) seismic monitoring facilities within the Monument; or

(iv) other water infrastructure (including wildlife water development) or water district facilities within or adjacent to the Monument.

(B) EXPANSION OF EXISTING FACILITIES.—To the extent consistent with the proper care and management of objects of historical, cultural, and scientific interest within the Monument and subject to the authorities of the Secretary and other applicable law, existing flood control, pipeline, communications, fire de-

tection, seismic monitoring facilities, and water infrastructure (including wildlife water developments) and water district facilities may be expanded within the Monument.

(7) ACQUISITION OF VALID EXISTING RIGHTS.—The Secretary may acquire through exchange, donation, or purchase from a willing seller valid mining claims or other valid existing rights within the Monument that the Secretary determines, after consultation with the Commission or a culturally affiliated Indian Tribe, threatens cultural resources within the Monument.

(8) WITHDRAWAL.—

(A) IN GENERAL.—Subject to valid existing rights and except as provided in subparagraph (B), all Federal land located in the Monument is permanently withdrawn from—

(i) all forms of entry, appropriation, and disposal under the public land laws;

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

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



1 (B) EXCEPTION.—Any Federal land lo-  
2 cated in the Monument that is subject to a  
3 lease issued under the Geothermal Steam Act of  
4 1970 (30 U.S.C. 1001 et seq.) or under any  
5 other geothermal leasing or mineral leasing law  
6 that is in effect on the date of enactment of  
7 this Act shall be withdrawn on the date on  
8 which the applicable lease expires or is relin-  
9 quished.

10 (9) TREATY RIGHTS.—Nothing in this Act en-  
11 larges, diminishes, otherwise modifies, or abrogates  
12 the treaty rights of any Indian Tribe, including any  
13 off-reservation reserved treaty rights.

14 (10) JURISDICTION OVER FISH AND WILD-  
15 LIFE.—

16 (A) IN GENERAL.—Nothing in this section  
17 enlarges or diminishes the jurisdiction of the  
18 State with respect to fish and wildlife manage-  
19 ment, including the regulation of fishing and  
20 hunting within the Monument.

21 (B) LIMITATIONS.—

22 (i) ORDERS.—Subject to clause (ii)  
23 and applicable law, the Secretary may  
24 issue orders restricting the areas in which,  
25 and establishing periods during which, for

1 reasons of public safety, administration, or  
2 compliance with applicable laws, no hunt-  
3 ing or fishing will be permitted within the  
4 Monument.

5 (ii) CONSULTATION.—Except in emer-  
6 gencies and for closures issued for cul-  
7 turally affiliated Indian Tribes under para-  
8 graph (2)(B), the Secretary shall consult  
9 with the appropriate State agency before  
10 issuing orders under clause (i) that restrict  
11 or prohibit hunting or fishing within the  
12 Monument.

13 (C) FISH AND WILDLIFE MANAGEMENT  
14 ACTIVITIES.—Management activities (including  
15 the use of motorized vehicles by appropriate  
16 State agencies) to maintain, enhance, or restore  
17 fish and wildlife populations and the habitats to  
18 support fish and wildlife populations may be  
19 carried out within the Monument, subject to ap-  
20 plicable laws (including regulations).

21 (11) MAP; LEGAL DESCRIPTION.—

22 (A) IN GENERAL.—As soon as practicable  
23 after the date of enactment of this Act, the Sec-  
24 retary shall submit to the Committee on Energy  
25 and Natural Resources of the Senate and the

1 Committee on Natural Resources of the House  
2 of Representatives a map and legal description  
3 of the Monument.

4 (B) CORRECTIONS.—The map and legal  
5 description submitted under subparagraph (A)  
6 shall have the same force and effect as if in-  
7 cluded in this Act, except that the Secretary  
8 may correct any clerical or typographical errors  
9 in the legal description and the map.

10 (C) CONFLICT BETWEEN MAP AND LEGAL  
11 DESCRIPTION.—In the case of a conflict be-  
12 tween the map and the legal description sub-  
13 mitted under subparagraph (A), the map shall  
14 control.

15 (D) AVAILABILITY OF MAP AND LEGAL DE-  
16SCRIPTION.—Copies of the map and legal de-  
17scription submitted under subparagraph (A)  
18 shall be on file and available for public inspec-  
19tion in the appropriate offices of the Forest  
20Service.

21 (12) NEW RIGHTS-OF-WAY.—Nothing in this  
22 Act prevents the Secretary from authorizing new  
23 rights-of-way within the Monument that the Sec-  
24retary determines, in consultation with applicable

1 State and local agencies and culturally affiliated In-  
2 dian Tribes, are consistent with—

3 (A) this Act;

4 (B) applicable Federal laws (including reg-  
5 ulations);

6 (C) the purposes described in subsection  
7 (b);

8 (D) the management plan; and

9 (E) the care and proper management of  
10 objects of cultural and scientific interest within  
11 the Monument.

12 (13) WILDFIRE, WATERSHED PROTECTION, AND  
13 FOREST HEALTH.—

14 (A) IN GENERAL.—In accordance with this  
15 Act, applicable law (including regulations), and  
16 the fire management plan developed under sec-  
17 tion 4(e), the Secretary may take any measures  
18 within the Monument that the Secretary deter-  
19 mines to be necessary to prevent, control, or  
20 clean up damage caused by fire, insects, and  
21 diseases, including, as the Secretary determines  
22 to be appropriate, the coordination of the activi-  
23 ties with a State or local agency and ongoing  
24 landscape restoration efforts associated with  
25 vegetation management for watershed protec-

tion, hazardous fuels reduction, and forest health.

(B) PROHIBITION OF NEW COMMERCIAL TIMBER PRODUCTION.—As of the date of enactment of this Act—

(i) any land within the Monument shall be considered unsuitable for timber production; and

(ii) any vegetation management activities within the Monument that include a timber sale—

(I) shall be for the purpose of addressing wildfire, watershed protection, or forest health; and

(II) shall not be for the primary purpose of providing economic outcomes.

(14) INCORPORATION OF ACQUIRED LAND AND INTERESTS.—Any land or interest in land within the boundary of the Monument that is acquired by the United States after the date of enactment of this Act shall—

(A) become part of the Monument;

(B) be withdrawn in accordance with paragraph (8); and

1 (C) be managed in accordance with—

2 (i) the principles of multiple use and  
3 sustained yield in accordance with the Mul-  
4 tiple-Use Sustained-Yield Act of 1960 (16  
5 U.S.C. 528 et seq.);

6 (ii) this Act; and

7 (iii) any other applicable Federal law  
8 (including regulations).

9 (d) AUTHORIZATION OF APPROPRIATIONS.—There  
10 are authorized to be appropriated to the Secretary such  
11 sums as are necessary—

12 (1) to establish the Monument;

13 (2) to perform any necessary mitigation, as de-  
14 termined by the Secretary, within or adjacent to the  
15 Monument; and

16 (3) to otherwise carry out this section.

17 **SEC. 4. MANAGEMENT PLAN.**

18 (a) IN GENERAL.—Not later than 2 years after the  
19 date of enactment of this Act, the Secretary shall begin  
20 developing a management plan for the Monument.

21 (b) TRIBAL CONSULTATION.—The Secretary shall  
22 consult with culturally affiliated Indian Tribes with re-  
23 spect to—

24 (1) the development of the management plan  
25 under subsection (a); and

1           (2) management decisions relating to the Monu-  
2       ment.

3       (c) CONTINUED ENGAGEMENT WITH CULTURALLY  
4 AFFILIATED INDIAN TRIBES.—The management plan  
5 shall set forth parameters for continued meaningful en-  
6 gagement with culturally affiliated Indian Tribes with re-  
7 spect to the implementation of the management plan.

8       (d) ENSURING ACCESS TO DWELLINGS CONTAINED  
9 IN PRIVATE INHOLDINGS.—The Secretary shall consult  
10 with owners of cabins at Medicine Lake to ensure that  
11 continued access relating to the use of the cabins is ad-  
12 dressed in the management plan.

13       (e) WILDFIRE.—The management plan shall include  
14 a fire management plan that may provide for prescribed  
15 fires, including traditional indigenous burning practices  
16 and thinning conducted by a culturally affiliated Indian  
17 Tribe to address forest health and safety.

18       (f) EFFECT.—Nothing in this Act affects the conduct  
19 of fire prevention, mitigation, suppression, or cleanup ac-  
20 tivities associated with wildfire, forest health, and fuels re-  
21 duction within the Monument, including through the use  
22 of existing agreements.

1 **SEC. 5. SÁTTÍTLA NATIONAL MONUMENT TRIBAL COMMIS-**  
2 **SION.**

3 (a) ESTABLISHMENT.—Not later than 1 year after  
4 the date of enactment of this Act, the Secretary shall es-  
5 tablish a commission, to be known as the “Sáttítla Na-  
6 tional Monument Tribal Commission”.

7 (b) MEMBERSHIP.—

8 (1) MAKEUP.—The Commission shall include a  
9 duly authorized representative from each culturally  
10 affiliated Indian Tribe.

11 (2) PROCESS.—The Secretary shall conduct  
12 government-to-government consultation with each  
13 culturally affiliated Indian Tribe to determine the  
14 membership of the Commission.

15 (c) DUTIES OF SECRETARY.—The Secretary shall—

16 (1) consult with the Commission with respect  
17 to—

18 (A) proposals received from culturally af-  
19 filiated Indian Tribes for co-stewardship agree-  
20 ments;

21 (B) the development of the management  
22 plan; and

23 (C) providing guidance and recommenda-  
24 tions in management decisions relating to the  
25 Monument;



1           (2) ensure that the management plan sets forth  
2           parameters for the continued engagement by the  
3           Commission in the implementation of the manage-  
4           ment plan;

5           (3) to the extent permitted by Federal law, in-  
6           corporate into the management plan—

7                   (A) the traditional ecological knowledge of  
8                   the culturally affiliated Indian Tribes as pro-  
9                   vided to the Commission;

10                   (B) public education and interpretation for  
11                   traditional place names and the cultural signifi-  
12                   cance of Federal land within the Monument, as  
13                   the Secretary and the Commission determine to  
14                   be appropriate; and

15                   (C) provisions to address funding, capacity  
16                   building, and infrastructure for culturally affili-  
17                   ated Indian Tribes; and

18           (4) meet with the Commission not less fre-  
19           quently than 1 time per year.

20           (d) PROCEDURES.—The Commission shall establish  
21           any rules and procedures for the Commission that the  
22           Commission determines to be necessary.

23           (e) FACA EXEMPTION.—Chapter 10 of title 5,  
24           United States Code, shall not apply to the Commission.

1 **SEC. 6. AGREEMENTS AND PARTNERSHIPS.**

2 To the maximum extent practicable and in accord-  
3 ance with applicable law, on request of a culturally affili-  
4 ated Indian Tribe, the Secretary shall, in accordance with  
5 recommendations of the Commission provided as part of  
6 the consultation process under section 5, enter into agree-  
7 ments, contracts, and other cooperative and collaborative  
8 partnerships with the culturally affiliated Indian Tribe  
9 with respect to the co-management of the Monument  
10 under relevant Federal authority, including—

11 (1) the provisions of the Indian Self-Determina-  
12 tion and Education Assistance Act (25 U.S.C. 5301  
13 et seq.), as applicable under section 8703 of the Ag-  
14 riculture Improvement Act of 2018 (25 U.S.C.  
15 3115b);

16 (2) the Tribal Forest Protection Act of 2004  
17 (25 U.S.C. 3115a);

18 (3) the good neighbor authority under section  
19 8206 of the Agricultural Act of 2014 (16 U.S.C.  
20 2113a);

21 (4) the Native American Tourism and Improv-  
22 ing Visitor Experience Act (25 U.S.C. 4351 et seq.);  
23 and

24 (5) in accordance with applicable guidance, in-  
25 cluding—

1           (A) Executive Order 13175 (25 U.S.C.  
2           5301 note; relating to consultation and coordi-  
3           nation with Indian Tribal governments);

4           (B) Secretarial Order 3342, issued by the  
5           Secretary of the Interior on October 21, 2016,  
6           relating to identifying opportunities for coopera-  
7           tive and collaborative partnerships with feder-  
8           ally recognized Indian Tribes in the manage-  
9           ment of Federal lands and resources;

10          (C) Joint Secretarial Order 3403, issued  
11          by the Secretary and the Secretary of the Inte-  
12          rior on November 15, 2021 (relating to ful-  
13          filling the trust responsibility to Indian Tribes  
14          in the stewardship of Federal lands and  
15          waters); and

16          (D) Executive Order 14112 (25 U.S.C.  
17          5301 note; relating to reforming Federal fund-  
18          ing and support for Tribal Nations to better  
19          embrace our trust responsibilities and promote  
20          the next era of Tribal self-determination).

○