

114TH CONGRESS  
2D SESSION

# S. 2568

To provide for conservation, enhanced recreation opportunities, and development of renewable energy in the California Desert Conservation Area, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

FEBRUARY 23, 2016

Mrs. FEINSTEIN introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To provide for conservation, enhanced recreation opportunities, and development of renewable energy in the California Desert Conservation Area, 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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the  
5 “California Desert Conservation, Off-Road Recreation,  
6 and Renewable Energy Act”.

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

Sec. 1. Short title; table of contents.

## TITLE I—CALIFORNIA DESERT CONSERVATION AND RECREATION

Sec. 101. California Desert conservation and recreation.

Sec. 102. Visitor center.

Sec. 103. California State school land.

Sec. 104. Designation of wild and scenic rivers.

Sec. 105. Conforming amendments.

## TITLE II—DEVELOPMENT OF RENEWABLE ENERGY ON PUBLIC LAND

Sec. 201. Definitions.

Sec. 202. Disposition of revenues.

1 **TITLE I—CALIFORNIA DESERT**  
 2 **CONSERVATION AND RECRE-**  
 3 **ATION**

4 **SEC. 101. CALIFORNIA DESERT CONSERVATION AND**  
 5 **RECREATION.**

6 Public Law 103–433 (16 U.S.C. 410aaa et seq.) is  
 7 amended by adding at the end the following:

8 **“TITLE XIII—WILDERNESS**

9 **“SEC. 1301. DESIGNATION OF WILDERNESS AREAS.**

10 “(a) DESIGNATION OF WILDERNESS AREAS TO BE  
 11 ADMINISTERED BY THE BUREAU OF LAND MANAGE-  
 12 MENT.—In accordance with the Wilderness Act (16 U.S.C.  
 13 1131 et seq.) and sections 601 and 603 of the Federal  
 14 Land Policy and Management Act of 1976 (43 U.S.C.  
 15 1781, 1782), the following land in the State is designated  
 16 as wilderness areas and as components of the National  
 17 Wilderness Preservation System:

18 “(1) AVAWATZ MOUNTAINS WILDERNESS.—Cer-  
 19 tain land in the Conservation Area administered by

1 the Director of the Bureau of Land Management,  
2 comprising approximately 87,700 acres, as generally  
3 depicted on the map entitled ‘Avawatz Mountains  
4 Proposed Wilderness’ and dated September 9, 2014,  
5 to be known as the ‘Avawatz Mountains Wilderness’.

6 “(2) GOLDEN VALLEY WILDERNESS.—Certain  
7 land in the Conservation Area administered by the  
8 Director of the Bureau of Land Management, com-  
9 prising approximately 1,250 acres, as generally de-  
10 picted on the map entitled ‘Golden Valley Proposed  
11 Wilderness Additions’ and dated February 20, 2016,  
12 which shall be considered to be part of the ‘Golden  
13 Valley Wilderness’.

14 “(3) GREAT FALLS BASIN WILDERNESS.—

15 “(A) IN GENERAL.—Certain land in the  
16 Conservation Area administered by the Director  
17 of the Bureau of Land Management, com-  
18 prising approximately 7,870 acres, as generally  
19 depicted on the map entitled ‘Great Falls Basin  
20 Proposed Wilderness’ and dated October 26,  
21 2009, to be known as the ‘Great Falls Basin  
22 Wilderness’.

23 “(B) LIMITATIONS.—Designation of the  
24 wilderness under subparagraph (A) shall not es-

1           tablish a Class I Airshed under the Clean Air  
2           Act (42 U.S.C. 7401 et seq.).

3           “(4) KINGSTON RANGE WILDERNESS.—Certain  
4           land in the Conservation Area administered by the  
5           Bureau of Land Management, comprising approxi-  
6           mately 53,320 acres, as generally depicted on the  
7           map entitled ‘Kingston Range Proposed Wilderness  
8           Additions’ and dated July 15, 2009, which shall be  
9           considered to be a part of the ‘Kingston Range Wil-  
10          derness’.

11          “(5) SODA MOUNTAINS WILDERNESS.—Certain  
12          land in the Conservation Area, administered by the  
13          Bureau of Land Management, comprising approxi-  
14          mately 79,990 acres, as generally depicted on the  
15          map entitled ‘Soda Mountains Proposed Wilderness’  
16          and dated September 12, 2014, to be known as the  
17          ‘Soda Mountains Wilderness’.

18          “(b) DESIGNATION OF WILDERNESS AREAS TO BE  
19          ADMINISTERED BY THE NATIONAL PARK SERVICE.—In  
20          accordance with the Wilderness Act (16 U.S.C. 1131 et  
21          seq.) and sections 601 and 603 of the Federal Land Policy  
22          and Management Act of 1976 (43 U.S.C. 1781, 1782),  
23          the following land in the State is designated as wilderness  
24          areas and as components of the National Wilderness Pres-  
25          ervation System:

1           “(1) DEATH VALLEY NATIONAL PARK WILDER-  
2           NESS ADDITIONS-NORTH EUREKA VALLEY.—Certain  
3           land in the Conservation Area administered by the  
4           Director of the National Park Service, comprising  
5           approximately 11,496 acres, as generally depicted on  
6           the map entitled ‘Death Valley National Park Pro-  
7           posed Wilderness Area-North Eureka Valley’, num-  
8           bered 143/100,082C, and dated October 7, 2014,  
9           which shall be considered to be a part of the Death  
10          Valley National Park Wilderness.

11          “(2) DEATH VALLEY NATIONAL PARK WILDER-  
12          NESS ADDITIONS-IBEX.—Certain land in the Con-  
13          servation Area administered by the Director of the  
14          National Park Service, comprising approximately  
15          23,650 acres, as generally depicted on the map enti-  
16          tled ‘Death Valley National Park Proposed Wilder-  
17          ness Area-Ibex’, numbered 143/100,081C, and dated  
18          October 7, 2014, which shall be considered to be a  
19          part of the Death Valley National Park Wilderness.

20          “(3) DEATH VALLEY NATIONAL PARK WILDER-  
21          NESS ADDITIONS-PANAMINT VALLEY.—Certain land  
22          in the Conservation Area administered by the Direc-  
23          tor of the National Park Service, comprising ap-  
24          proximately 4,807 acres, as generally depicted on the  
25          map entitled ‘Death Valley National Park Proposed

1 Wilderness Area-Panamint Valley’, numbered 143/  
2 100,083C, and dated October 7, 2014, which shall  
3 be considered to be a part of the Death Valley Na-  
4 tional Park Wilderness.

5 “(4) DEATH VALLEY NATIONAL PARK WILDER-  
6 NESS ADDITIONS-WARM SPRINGS.—Certain land in  
7 the Conservation Area administered by the Director  
8 of the National Park Service, comprising approxi-  
9 mately 10,485 acres, as generally depicted on the  
10 map entitled ‘Death Valley National Park Proposed  
11 Wilderness Area-Warm Spring Canyon/Galena Can-  
12 yon’, numbered 143/100,084C, and dated October 7,  
13 2014, which shall be considered to be a part of the  
14 Death Valley National Park Wilderness.

15 “(5) DEATH VALLEY NATIONAL PARK WILDER-  
16 NESS ADDITIONS-AXE HEAD.—Certain land in the  
17 Conservation Area administered by the Director of  
18 the National Park Service, comprising approximately  
19 8,638 acres, as generally depicted on the map enti-  
20 tled ‘Death Valley National Park Proposed Wilder-  
21 ness Area-Axe Head’, numbered 143/100,085C, and  
22 dated October 7, 2014, which shall be considered to  
23 be a part of the Death Valley National Park Wilder-  
24 ness.

1           “(6) DEATH VALLEY NATIONAL PARK WILDER-  
 2           NESS ADDITIONS-BOWLING ALLEY.—Certain land in  
 3           the Conservation Area administered by the Director  
 4           of the Bureau of Land Management, comprising ap-  
 5           proximately 32,520 acres, as generally depicted on  
 6           the map entitled ‘Death Valley National Park Pro-  
 7           posed Wilderness Area-Bowling Alley’, numbered  
 8           143/100,086C, and dated October 7, 2014, which  
 9           shall be considered to be a part of the Death Valley  
 10          National Park Wilderness.

11          “(c) DESIGNATION OF WILDERNESS AREA TO BE  
 12          ADMINISTERED BY THE FOREST SERVICE.—

13           “(1) IN GENERAL.—In accordance with the Wil-  
 14           derness Act (16 U.S.C. 1131 et seq.), the land in  
 15           the State described in paragraph (2) is designated  
 16           as a wilderness area and as a component of the Na-  
 17           tional Wilderness Preservation System.

18           “(2) DESCRIPTION OF LAND.—The land re-  
 19           ferred to in paragraph (1) is certain land in the San  
 20           Bernardino National Forest, comprising approxi-  
 21           mately 7,141 acres, as generally depicted on the  
 22           map entitled ‘Proposed Sand to Snow National  
 23           Monument’ and dated August 29, 2014, which shall  
 24           considered to be a part of the San Gorgonio Wilder-  
 25           ness.

1           “(3) FIRE MANAGEMENT AND RELATED ACTIVI-  
2       TIES.—

3           “(A) IN GENERAL.—The Secretary may  
4       carry out such activities in the wilderness area  
5       designated by paragraph (1) as are necessary  
6       for the control of fire, insects, and disease, in  
7       accordance with section 4(d)(1) of the Wilder-  
8       ness Act (16 U.S.C. 1133(d)(1)) and House  
9       Report 98–40 of the 98th Congress.

10          “(B) FUNDING PRIORITIES.—Nothing in  
11       this subsection limits the provision of any fund-  
12       ing for fire or fuel management in the wilder-  
13       ness area designated by paragraph (1).

14          “(C) REVISION AND DEVELOPMENT OF  
15       LOCAL FIRE MANAGEMENT PLANS.—As soon as  
16       practicable after the date of enactment of this  
17       title, the Secretary shall amend the local fire  
18       management plans that apply to the wilderness  
19       area designated by paragraph (1).

20          “(D) ADMINISTRATION.—In accordance  
21       with subparagraph (A) and other applicable  
22       Federal law, to ensure a timely and efficient re-  
23       sponse to fire emergencies in the wilderness  
24       area designated by paragraph (1), the Secretary  
25       shall—

“(i) not later than 1 year after the date of enactment of this title, establish agency approval procedures (including appropriate delegations of authority to the Forest Supervisor, District Manager, or other agency officials) for responding to fire emergencies in the wilderness area designated by paragraph (1); and

“(ii) enter into agreements with appropriate State or local firefighting agencies relating to that wilderness area.

**“SEC. 1302. MANAGEMENT.**

“(a) ADJACENT MANAGEMENT.—

“(1) IN GENERAL.—Nothing in this title creates any protective perimeter or buffer zone around the wilderness areas designated by section 1301.

“(2) ACTIVITIES OUTSIDE WILDERNESS AREAS.—

“(A) IN GENERAL.—The fact that an activity (including military activities) or use on land outside a wilderness area designated by section 1301 can be seen or heard within the wilderness area shall not preclude or restrict the activity or use outside the boundary of the wilderness area.

1 “(B) EFFECT ON NONWILDERNESS ACTIVI-  
2 TIES.—

3 “(i) IN GENERAL.—In any permitting  
4 proceeding (including a review under the  
5 National Environmental Policy Act of  
6 1969 (42 U.S.C. 4321 et seq.)) conducted  
7 with respect to a project described in  
8 clause (ii) that is formally initiated  
9 through a notice in the Federal Register  
10 before December 31, 2013, the consider-  
11 ation of any visual, noise, or other impacts  
12 of the project on a wilderness area des-  
13 ignated by section 1301 shall be conducted  
14 based on the status of the area before des-  
15 ignation as wilderness.

16 “(ii) DESCRIPTION OF PROJECTS.—A  
17 project referred to in clause (i) is a renew-  
18 able energy project or associated energy  
19 transport facility project—

20 “(I) for which the Bureau of  
21 Land Management has received a  
22 right-of-way use application on or be-  
23 fore the date of enactment of this  
24 title; and

1                   “(II) that is located outside the  
2                   boundary of a wilderness area des-  
3                   ignated by section 1301.

4                   “(3) NO ADDITIONAL REGULATION.—Nothing  
5                   in this title requires additional regulation of activi-  
6                   ties on land outside the boundary of the wilderness  
7                   areas.

8                   “(4) EFFECT ON MILITARY OPERATIONS.—  
9                   Nothing in this title alters any authority of the Sec-  
10                  retary of Defense to conduct any military operations  
11                  at desert installations, facilities, and ranges of the  
12                  State that are authorized under any other provision  
13                  of law.

14                  “(5) EFFECT ON UTILITY FACILITIES AND  
15                  RIGHTS-OF-WAY.—

16                  “(A) IN GENERAL.—Subject to paragraph  
17                  (2), nothing in this title terminates or precludes  
18                  the renewal or reauthorization of any valid ex-  
19                  isting right-of-way or customary operation,  
20                  maintenance, repair, upgrading, or replacement  
21                  activities in a right-of-way, issued, granted, or  
22                  permitted to the Southern California Edison  
23                  Company or predecessors, successors, or assigns  
24                  of the Southern California Edison Company  
25                  that is located on land included in the San

1 Gorgonio Wilderness Area or the Sand to Snow  
2 National Monument.

3 “(B) LIMITATION.—The activities de-  
4 scribed in subparagraph (A) shall be conducted  
5 in a manner that minimizes the impact of the  
6 activities resources of the San Gorgonio Wilder-  
7 ness Area or the Sand to Snow National Monu-  
8 ment.

9 “(C) APPLICABLE LAW.—In accordance  
10 with the National Environmental Policy Act of  
11 1969 (42 U.S.C. 4321 et seq.), any approval re-  
12 quired for an increase in the voltage of the  
13 Coachella distribution circuit shall require con-  
14 sideration of alternative alignments, including  
15 alignments adjacent to State Route 62.

16 “(b) MAPS; LEGAL DESCRIPTIONS.—

17 “(1) IN GENERAL.—As soon as practicable  
18 after the date of enactment of this title, the Sec-  
19 retary shall file a map and legal description of each  
20 wilderness area and wilderness addition designated  
21 by section 1301 with—

22 “(A) the Committee on Natural Resources  
23 of the House of Representatives; and

24 “(B) the Committee on Energy and Nat-  
25 ural Resources of the Senate.

1           “(2) FORCE OF LAW.—A map and legal de-  
2       scription filed under paragraph (1) shall have the  
3       same force and effect as if included in this title, ex-  
4       cept that the Secretary may correct errors in the  
5       maps and legal descriptions.

6           “(3) PUBLIC AVAILABILITY.—Each map and  
7       legal description filed under paragraph (1) shall be  
8       filed and made available for public inspection in the  
9       appropriate office of the Secretary.

10          “(c) ADMINISTRATION.—Subject to valid existing  
11       rights, the land designated as wilderness or as a wilder-  
12       ness addition by section 1301 shall be administered by the  
13       Secretary in accordance with this Act and the Wilderness  
14       Act (16 U.S.C. 1131 et seq.), except that any reference  
15       in that Act to the effective date shall be considered to be  
16       a reference to the date of enactment of this title.

17       **“SEC. 1303. RELEASE OF WILDERNESS STUDY AREAS.**

18          “(a) FINDING.—Congress finds that, for purposes of  
19       section 603 of the Federal Land Policy and Management  
20       Act of 1976 (43 U.S.C. 1782), any portion of a wilderness  
21       study area described in subsection (b) that is not des-  
22       ignated as a wilderness area or wilderness addition by sec-  
23       tion 1301 or any other Act enacted before the date of en-  
24       actment of this title has been adequately studied for wil-  
25       derness.

1       “(b) DESCRIPTION OF STUDY AREAS.—The study  
2 areas referred to in subsection (a) are—

3           “(1) the Cady Mountains Wilderness Study  
4 Area;

5           “(2) the Kingston Range Wilderness Study  
6 Area;

7           “(3) the Avawatz Mountain Wilderness Study  
8 Area;

9           “(4) the Death Valley National Park Boundary  
10 and Wilderness 17 Wilderness Study Area;

11           “(5) the Great Falls Basin Wilderness Study  
12 Area; and

13           “(6) the Soda Mountains Wilderness Study  
14 Area.

15       “(c) RELEASE.—Any portion of a wilderness study  
16 area described in subsection (b) that is not designated as  
17 a wilderness area or wilderness addition by section 1301  
18 is no longer subject to section 603(c) of the Federal Land  
19 Policy and Management Act of 1976 (43 U.S.C. 1782(c)).

20       **“TITLE XIV—DESIGNATION OF**  
21       **SPECIAL MANAGEMENT AREA**

22       **“SEC. 1401. DEFINITIONS.**

23       “In this title:

1           “(1) MANAGEMENT AREA.—The term ‘Manage-  
2           ment Area’ means the Vinagre Wash Special Man-  
3           agement Area.

4           “(2) MAP.—The term ‘map’ means the map en-  
5           titled ‘Vinagre Wash Proposed Special Management  
6           Area’ and dated November 10, 2009.

7           “(3) PUBLIC LAND.—The term ‘public land’  
8           has the meaning given the term ‘public lands’ in sec-  
9           tion 103 of the Federal Land Policy and Manage-  
10          ment Act of 1976 (43 U.S.C. 1702).

11          “(4) SECRETARY.—The term ‘Secretary’ means  
12          the Secretary of the Interior.

13   **“SEC. 1402. VINAGRE WASH SPECIAL MANAGEMENT AREA.**

14          “(a) ESTABLISHMENT.—There is established the  
15          Vinagre Wash Special Management Area in the State, to  
16          be managed by the El Centro Field Office and the Yuma  
17          Field Office of the Bureau of Land Management.

18          “(b) PURPOSE.—The purpose of the Management  
19          Area is to conserve, protect, and enhance—

20                 “(1) the plant and wildlife values of the Man-  
21                 agement Area; and

22                 “(2) the outstanding and nationally significant  
23                 ecological, geological, scenic, recreational, archae-  
24                 ological, cultural, historic, and other resources of the  
25                 Management Area.

1       “(c) BOUNDARIES.—The Management Area shall  
 2 consist of the public land in Imperial County, California,  
 3 comprising approximately 81,880 acres, as generally de-  
 4 picted on the map.

5       “(d) MAP; LEGAL DESCRIPTION.—

6               “(1) IN GENERAL.—As soon as practicable, but  
 7 not later than 3 years, after the date of enactment  
 8 of this title, the Secretary shall submit a map and  
 9 legal description of the Management Area to—

10                   “(A) the Committee on Natural Resources  
 11 of the House of Representatives; and

12                   “(B) the Committee on Energy and Nat-  
 13 ural Resources of the Senate.

14               “(2) EFFECT.—The map and legal description  
 15 submitted under paragraph (1) shall have the same  
 16 force and effect as if included in this title, except  
 17 that the Secretary may correct any errors in the  
 18 map and legal description.

19               “(3) AVAILABILITY.—Copies of the map sub-  
 20 mitted under paragraph (1) shall be on file and  
 21 available for public inspection in—

22                   “(A) the Office of the Director of the Bu-  
 23 reau of Land Management; and

24                   “(B) the appropriate office of the Bureau  
 25 of Land Management in the State.

1   **“SEC. 1403. MANAGEMENT.**

2           “(a) IN GENERAL.—The Secretary shall allow hiking,  
3   camping, hunting, and sightseeing and the use of motor-  
4   ized vehicles, mountain bikes, and horses on designated  
5   routes in the Management Area in a manner that—

6           “(1) is consistent with the purpose of the Man-  
7   agement Area described in section 1402(b);

8           “(2) ensures public health and safety; and

9           “(3) is consistent with applicable law.

10          “(b) OFF-HIGHWAY VEHICLE USE.—

11           “(1) IN GENERAL.—Subject to paragraphs (2)  
12   and (3) and all other applicable laws, the use of off-  
13   highway vehicles shall be permitted on routes in the  
14   Management Area generally depicted on the map.

15           “(2) CLOSURE.—The Secretary may tempo-  
16   rarily close or permanently reroute a portion of a  
17   route described in paragraph (1)—

18           “(A) to prevent, or allow for restoration of,  
19   resource damage;

20           “(B) to protect tribal cultural resources,  
21   including the resources identified in the tribal  
22   cultural resources management plan developed  
23   under section 1805(c);

24           “(C) to address public safety concerns; or

25           “(D) as otherwise required by law.

1           “(3) DESIGNATION OF ADDITIONAL ROUTES.—

2           During the 3-year period beginning on the date of  
3           enactment of this title, the Secretary—

4                   “(A) shall accept petitions from the public  
5                   regarding additional routes for off-highway ve-  
6                   hicles; and

7                   “(B) may designate additional routes that  
8                   the Secretary determines—

9                           “(i) would provide significant or  
10                           unique recreational opportunities; and

11                           “(ii) are consistent with the purposes  
12                           of the Management Area.

13           “(c) WITHDRAWAL.—Subject to valid existing rights,  
14           all Federal land within the Management Area is with-  
15           drawn from—

16                   “(1) all forms of entry, appropriation, or dis-  
17                   posal under the public land laws;

18                   “(2) location, entry, and patent under the min-  
19                   ing laws; and

20                   “(3) right-of-way, leasing, or disposition under  
21                   all laws relating to—

22                           “(A) minerals; or

23                           “(B) solar, wind, and geothermal energy.

24           “(d) NO BUFFERS.—The establishment of the Man-  
25           agement Area shall not—

1           “(1) create a protective perimeter or buffer  
2           zone around the Management Area; or

3           “(2) preclude uses or activities outside the  
4           Management Area that are permitted under other  
5           applicable laws, even if the uses or activities are pro-  
6           hibited within the Management Area.

7           “(e) NOTICE OF AVAILABLE ROUTES.—The Sec-  
8           retary shall ensure that visitors to the Management Area  
9           have access to adequate notice relating to the availability  
10          of designated routes in the Management Area through—

11           “(1) the placement of appropriate signage along  
12          the designated routes;

13           “(2) the distribution of maps, safety education  
14          materials, and other information that the Secretary  
15          determines to be appropriate; and

16           “(3) restoration of areas that are not des-  
17          ignated as open routes, including vertical mulching.

18          “(f) STEWARDSHIP.—The Secretary, in consultation  
19          with Indian tribes and other interests, shall develop a pro-  
20          gram to provide opportunities for monitoring and steward-  
21          ship of the Management Area to minimize environmental  
22          impacts and prevent resource damage from recreational  
23          use, including volunteer assistance with—

24           “(1) route signage;

25           “(2) restoration of closed routes;

1 “(3) protection of Management Area resources;

2 and

3 “(4) recreation education.

4 “(g) PROTECTION OF TRIBAL CULTURAL RE-

5 SOURCES.—Not later than 2 years after the date of enact-

6 ment of this title, the Secretary, in accordance with chap-

7 ter 2003 of title 54, United States Code, and any other

8 applicable law, shall—

9 “(1) prepare and complete a tribal cultural re-  
10 sources survey of the Management Area; and

11 “(2) consult with the Quechan Indian Nation  
12 and other Indian tribes demonstrating ancestral, cul-  
13 tural, or other ties to the resources within the Man-  
14 agement Area on the development and implementa-  
15 tion of the tribal cultural resources survey under  
16 paragraph (1).

17 **“SEC. 1404. POTENTIAL WILDERNESS.**

18 “(a) PROTECTION OF WILDERNESS CHARACTER.—

19 “(1) IN GENERAL.—The Secretary shall man-  
20 age the Federal land in the Management Area de-  
21 scribed in paragraph (2) in a manner that preserves  
22 the character of the land for the eventual inclusion  
23 of the land in the National Wilderness Preservation  
24 System.

1           “(2) DESCRIPTION OF LAND.—The Federal  
2 land described in this paragraph is—

3           “(A) the approximately 10,860 acres of  
4 land, as generally depicted as the Indian Pass  
5 Additions on the map entitled ‘Vinagre Wash  
6 Proposed Special Management Area’ and dated  
7 November 10, 2009;

8           “(B) the approximately 17,250 acres of  
9 land, as generally depicted as Milpitas Wash  
10 Potential Wilderness on the map entitled  
11 ‘Vinagre Wash Proposed Special Management  
12 Area’ and dated November 10, 2009;

13           “(C) the approximately 11,840 acres of  
14 land, as generally depicted as Buzzards Peak  
15 Potential Wilderness on the map entitled  
16 ‘Vinagre Wash Proposed Special Management  
17 Area’ and dated November 10, 2009; and

18           “(D) the approximately 9,350 acres of  
19 land, as generally depicted as Palo Verde  
20 Mountains Potential Wilderness on the map en-  
21 titled ‘Vinagre Wash Proposed Special Manage-  
22 ment Area’ and dated November 10, 2009.

23           “(3) USE OF LAND.—

24           “(A) MILITARY USES.—The Secretary  
25 shall manage the Federal land in the Manage-

1           ment Area described in paragraph (2) in a  
2           manner that is consistent with the Wilderness  
3           Act (16 U.S.C. 1131 et seq.), except that the  
4           Secretary may authorize use of the land by the  
5           Secretary of the Navy for Naval Special War-  
6           fare Tactical Training, including long-range  
7           small unit training and navigation, vehicle con-  
8           cealment, and vehicle sustainment training, in  
9           accordance with applicable Federal laws.

10           “(B) PROHIBITED USES.—The following  
11           shall be prohibited on the Federal land de-  
12           scribed in paragraph (2):

13                   “(i) Permanent roads.

14                   “(ii) Commercial enterprises.

15                   “(iii) Except as necessary to meet the  
16                   minimum requirements for the administra-  
17                   tion of the Federal land and to protect  
18                   public health and safety—

19                           “(I) the use of mechanized vehi-  
20                           cles; and

21                           “(II) the establishment of tem-  
22                           porary roads.

23           “(4) WILDERNESS DESIGNATION.—

24                   “(A) IN GENERAL.—The Federal land de-  
25                   scribed in paragraph (2) shall be designated as

wilderness and as a component of the National Wilderness Preservation System on the date on which the Secretary, in consultation with the Secretary of Defense, publishes a notice in the Federal Register that all activities on the Federal land that are incompatible with the Wilderness Act (16 U.S.C. 1131 et seq.) have terminated.

“(B) DESIGNATION.—On designation of the Federal land under clause (i)—

“(i) the land described in paragraph (2)(A) shall be incorporated in, and shall be considered to be a part of, the Indian Pass Wilderness;

“(ii) the land described in paragraph (2)(B) shall be designated as the ‘Milpitas Wash Wilderness’;

“(iii) the land described in paragraph (2)(C) shall be designated as the ‘Buzzard Peak Wilderness’; and

“(iv) the land described in paragraph (2)(D) shall be incorporated in, and shall be considered to be a part of, the Palo Verde Mountains Wilderness.

1       “(b) ADMINISTRATION OF WILDERNESS.—Subject to  
 2 valid existing rights, the land designated as wilderness or  
 3 as a wilderness addition by this title shall be administered  
 4 by the Secretary in accordance with this Act and the Wil-  
 5 derness Act (16 U.S.C. 1131 et seq.).

6       **“TITLE XV—NATIONAL PARK**  
 7               **SYSTEM ADDITIONS**

8       **“SEC. 1501. DEATH VALLEY NATIONAL PARK BOUNDARY RE-**  
 9               **VISION.**

10       “(a) IN GENERAL.—The boundary of Death Valley  
 11 National Park is adjusted to include—

12               “(1) the approximately 33,000 acres of Bureau  
 13 of Land Management land in Inyo County, Cali-  
 14 fornia, abutting the southern end of the Death Val-  
 15 ley National Park that lies between Death Valley  
 16 National Park to the north and Ft. Irwin Military  
 17 Reservation to the south and which runs approxi-  
 18 mately 34 miles from west to east, as depicted on  
 19 the map entitled ‘Death Valley National Park Pro-  
 20 posed Boundary Addition-Bowling Alley’, numbered  
 21 143/100,080C, and dated October 7, 2014; and

22               “(2) the approximately 6,369 acres of Bureau  
 23 of Land Management land in Inyo County, Cali-  
 24 fornia, located in the northeast area of Death Valley  
 25 National Park that is within, and surrounded by,

1 land under the jurisdiction of the Director of the  
2 National Park Service, as depicted on the map enti-  
3 tled ‘Death Valley National Park Proposed Bound-  
4 ary Addition-Crater’, numbered 143/100,079C, and  
5 dated October 7, 2014.

6 “(b) AVAILABILITY OF MAP.—The maps described in  
7 paragraphs (1) and (2) of subsection (a) shall be on file  
8 and available for public inspection in the appropriate of-  
9 fices of the National Park Service.

10 “(c) ADMINISTRATION.—The Secretary of the Inte-  
11 rior (referred to in this title as the ‘Secretary’) shall—

12 “(1) administer any land added to Death Valley  
13 National Park under subsection (a)—

14 “(A) as part of Death Valley National  
15 Park; and

16 “(B) in accordance with applicable laws  
17 (including regulations); and

18 “(2) not later than 180 days after the date of  
19 enactment of this title, develop a memorandum of  
20 understanding with Inyo County, California, permit-  
21 ting ongoing access and use to existing gravel pits  
22 along Saline Valley Road within Death Valley Na-  
23 tional Park for road maintenance and repairs in ac-  
24 cordance with applicable laws (including regula-  
25 tions).

1 **“SEC. 1502. MOJAVE NATIONAL PRESERVE.**

2 “The boundary of the Mojave National Preserve is  
3 adjusted to include the 25 acres of Bureau of Land Man-  
4 agement land in Baker, California, as depicted on the map  
5 entitled ‘Mojave National Preserve Proposed Boundary  
6 Addition’, numbered 170/100,199, and dated August  
7 2009.

8 **“SEC. 1503. JOSHUA TREE NATIONAL PARK BOUNDARY RE-**  
9 **VISION.**

10 “(a) IN GENERAL.—The boundary of the Joshua  
11 Tree National Park is adjusted to include—

12 “(1) the 2,879 acres of land managed by Direc-  
13 tor of the Bureau of Land Management that are  
14 contiguous at several different places to the northern  
15 boundaries of Joshua Tree National Park in the  
16 northwest section of the Park, as depicted on the  
17 map entitled ‘Joshua Tree National Park Proposed  
18 Boundary Additions’, numbered 156/100,077, and  
19 dated August 2009; and

20 “(2) the 1,639 acres of land to be acquired  
21 from the Mojave Desert Land Trust that are contig-  
22 uous at several different places to the northern  
23 boundaries of Joshua Tree National Park in the  
24 northwest section of the Park, as depicted on the  
25 map entitled ‘Mojave Desert Land Trust National

1 Park Service Additions’, numbered 156/126,376,  
2 and dated September 2014.

3 “(b) AVAILABILITY OF MAPS.—The map described in  
4 subsection (a) and the map depicting the 25 acres de-  
5 scribed in subsection (c)(2) shall be on file and available  
6 for public inspection in the appropriate offices of the Na-  
7 tional Park Service.

8 “(c) ADMINISTRATION.—

9 “(1) IN GENERAL.—The Secretary shall admin-  
10 ister any land added to the Joshua Tree National  
11 Park under subsection (a) and the additional land  
12 described in paragraph (2)—

13 “(A) as part of Joshua Tree National  
14 Park; and

15 “(B) in accordance with applicable laws  
16 (including regulations).

17 “(2) DESCRIPTION OF ADDITIONAL LAND.—The  
18 additional land referred to in paragraph (1) is the  
19 25 acres of land—

20 “(A) depicted on the map entitled ‘Joshua  
21 Tree National Park Boundary Adjustment  
22 Map’, numbered 156/80,049, and dated April 1,  
23 2003;

1           “(B) added to Joshua Tree National Park  
2           by the notice of the Department of the Interior  
3           of August 28, 2003 (68 Fed. Reg. 51799); and

4           “(C) more particularly described as lots  
5           26, 27, 28, 33, and 34 in sec. 34, T. 1 N., R.  
6           8 E., San Bernardino Meridian.

7           “(d) SOUTHERN CALIFORNIA EDISON COMPANY EN-  
8   ERGY TRANSPORT FACILITIES AND RIGHTS-OF-WAY.—

9           “(1) IN GENERAL.—Nothing in this title termi-  
10          nates any valid right-of-way for the customary oper-  
11          ation, maintenance, upgrade, repair, relocation with-  
12          in an existing right-of-way, replacement, or other au-  
13          thorized energy transport facility activities in a  
14          right-of-way issued, granted, or permitted to the  
15          Southern California Edison Company or the prede-  
16          cessors, successors, or assigns of the Southern Cali-  
17          fornia Edison Company that is located on land de-  
18          scribed in paragraphs (1) and (2) of subsection (a),  
19          including, at a minimum, the use of mechanized ve-  
20          hicles, helicopters, or other aerial devices.

21          “(2) UPGRADES AND REPLACEMENTS.—Noth-  
22          ing in this title prohibits the upgrading or replace-  
23          ment of—

24                 “(A) Southern California Edison Company  
25                 energy transport facilities, including the energy

1 transport facilities referred to as the Jellystone,  
2 Burnt Mountain, Whitehorn, Allegra, and Utah  
3 distribution circuits rights-of-way; or

4 “(B) an energy transport facility in rights-  
5 of-way issued, granted, or permitted by the Sec-  
6 retary adjacent to Southern California Edison  
7 Joshua Tree Utility Facilities.

8 “(3) PUBLICATION OF PLANS.—Not later than  
9 the date that is 1 year after the date of enactment  
10 of this title or the issuance of a new energy trans-  
11 port facility right-of-way within the Joshua Tree Na-  
12 tional Park, whichever is earlier, the Secretary, in  
13 consultation with the Southern California Edison  
14 Company, shall publish plans for regular and emer-  
15 gency access by the Southern California Edison  
16 Company to the rights-of-way of the Southern Cali-  
17 fornia Edison Company within Joshua Tree Na-  
18 tional Park.

19 **“SEC. 1504. AUTHORIZATION OF APPROPRIATIONS.**

20 “There are authorized to be appropriated such sums  
21 as are necessary to carry out this title.

1       **“TITLE XVI—OFF-HIGHWAY**  
2       **VEHICLE RECREATION AREAS**

3       **“SEC. 1601. DESIGNATION OF OFF-HIGHWAY VEHICLE**  
4       **RECREATION AREAS.**

5       “(a) DESIGNATION.—In accordance with the Federal  
6 Land Policy and Management Act of 1976 (43 U.S.C.  
7 1701 et seq.) and resource management plans developed  
8 under this title and subject to valid rights, the following  
9 land within the Conservation Area in San Bernardino  
10 County, California, is designated as Off-Highway Vehicle  
11 Recreation Areas:

12           “(1) DUMONT DUNES OFF-HIGHWAY VEHICLE  
13 RECREATION AREA.—Certain Bureau of Land Man-  
14 agement land in the Conservation Area, comprising  
15 approximately 7,630 acres, as generally depicted on  
16 the map entitled ‘Dumont Dunes Proposed National  
17 OHV Recreation Area’ and dated January 5, 2015,  
18 which shall be known as the ‘Dumont Dunes Off-  
19 Highway Vehicle Recreation Area’.

20           “(2) EL MIRAGE OFF-HIGHWAY VEHICLE  
21 RECREATION AREA.—Certain Bureau of Land Man-  
22 agement land in the Conservation Area, comprising  
23 approximately 14,930 acres, as generally depicted on  
24 the map entitled ‘El Mirage Proposed National OHV  
25 Recreation Area’ and dated July 15, 2009, which

1 shall be known as the ‘El Mirage Off-Highway Vehi-  
2 cle Recreation Area’.

3 “(3) RASOR OFF-HIGHWAY VEHICLE RECRE-  
4 ATION AREA.—Certain Bureau of Land Management  
5 land in the Conservation Area, comprising approxi-  
6 mately 23,910 acres, as generally depicted on the  
7 map entitled ‘Rasor Proposed National OHV Recre-  
8 ation Area’ and dated July 15, 2009, which shall be  
9 known as the ‘Rasor Off-Highway Vehicle Recre-  
10 ation Area’.

11 “(4) SPANGLER HILLS OFF-HIGHWAY VEHICLE  
12 RECREATION AREA.—Certain Bureau of Land Man-  
13 agement land in the Conservation Area, comprising  
14 approximately 56,140 acres, as generally depicted on  
15 the map entitled ‘Spangler Hills Proposed National  
16 OHV Recreation Area’ and dated February 19,  
17 2016, which shall be known as the ‘Spangler Off-  
18 Highway Vehicle Recreation Area’.

19 “(5) STODDARD VALLEY OFF-HIGHWAY VEHI-  
20 CLE RECREATION AREA.—Certain Bureau of Land  
21 Management land in the Conservation Area, com-  
22 prising approximately 40,110 acres, as generally de-  
23 picted on the map entitled ‘Stoddard Valley Pro-  
24 posed National OHV Recreation Area’ and dated

1        July 16, 2009, which shall be known as the ‘Stod-  
 2        dard Valley Off-Highway Vehicle Recreation Area’.

3        “(b) PURPOSE.—The purpose of the off-highway ve-  
 4        hicle recreation areas designated under subsection (a) is  
 5        to preserve and enhance the recreational opportunities  
 6        within the Conservation Area (including opportunities for  
 7        off-highway vehicle recreation), while conserving the wild-  
 8        life and other natural resource values of the Conservation  
 9        Area.

10       “(c) MAPS AND DESCRIPTIONS.—

11           “(1) PREPARATION AND SUBMISSION.—As soon  
 12        as practicable after the date of enactment of this  
 13        title, the Secretary shall file a map and legal de-  
 14        scription of each off-highway vehicle recreation area  
 15        designated by subsection (a) with—

16           “(A) the Committee on Natural Resources  
 17        of the House of Representatives; and

18           “(B) the Committee on Energy and Nat-  
 19        ural Resources of the Senate.

20        “(2) LEGAL EFFECT.—The map and legal de-  
 21        scriptions of the off-highway vehicle recreation areas  
 22        filed under paragraph (1) shall have the same force  
 23        and effect as if included in this title, except that the  
 24        Secretary may correct errors in the map and legal  
 25        descriptions.

1           “(3) PUBLIC AVAILABILITY.—Each map and  
2       legal description filed under paragraph (1) shall be  
3       filed and made available for public inspection in the  
4       appropriate offices of the Bureau of Land Manage-  
5       ment.

6       “(d) USE OF THE LAND.—

7           “(1) RECREATIONAL ACTIVITIES.—

8               “(A) IN GENERAL.—The Secretary shall  
9       continue to authorize, maintain, and enhance  
10      the recreational uses of the off-highway vehicle  
11      recreation areas designated by subsection (a),  
12      including off-highway recreation, hiking, camp-  
13      ing, hunting, mountain biking, sightseeing,  
14      rockhounding, and horseback riding, as long as  
15      the recreational use is consistent with this sec-  
16      tion and any other applicable law.

17           “(B) OFF-HIGHWAY VEHICLE AND OFF-  
18      HIGHWAY RECREATION.—To the extent con-  
19      sistent with applicable Federal law (including  
20      regulations) and this section, any authorized  
21      recreation activities and use designations in ef-  
22      fect on the date of enactment of this title and  
23      applicable to the off-highway vehicle recreation  
24      areas designated by subsection (a) shall con-  
25      tinue, including casual off-highway vehicular

1 use, racing, competitive events, rock crawling,  
2 training, and other forms of off-highway recre-  
3 ation.

4 “(2) WILDLIFE GUZZLERS.—Wildlife guzzlers  
5 shall be allowed in the off-highway vehicle recreation  
6 areas designated by subsection (a) in accordance  
7 with—

8 “(A) applicable Bureau of Land Manage-  
9 ment guidelines; and

10 “(B) State law.

11 “(3) PROHIBITED USES.—Commercial develop-  
12 ment (including development of mining and energy  
13 facilities, but excluding energy transport facilities,  
14 rights-of-way, and related telecommunication facili-  
15 ties) shall be prohibited in the off-highway vehicle  
16 recreation areas designated by subsection (a) if the  
17 Secretary determines that the development is incom-  
18 patible with the purpose described in subsection (b).

19 “(e) ADMINISTRATION.—

20 “(1) IN GENERAL.—The Secretary shall admin-  
21 ister the off-highway vehicle recreation areas des-  
22 ignated by subsection (a) in accordance with—

23 “(A) this title;

1 “(B) the Federal Land Policy and Man-  
 2 agement Act of 1976 (43 U.S.C. 1701 et seq.);  
 3 and

4 “(C) any other applicable laws (including  
 5 regulations).

6 “(2) MANAGEMENT PLAN.—

7 “(A) IN GENERAL.—As soon as prac-  
 8 ticable, but not later than 3 years after the date  
 9 of enactment of this title, the Secretary shall—

10 “(i) amend existing resource manage-  
 11 ment plans applicable to the land des-  
 12 ignated as off-highway vehicle recreation  
 13 areas under subsection (a); or

14 “(ii) develop new management plans  
 15 for each off-highway vehicle recreation  
 16 area designated under that subsection.

17 “(B) REQUIREMENTS.—All new or amend-  
 18 ed plans under subparagraph (A) shall be de-  
 19 signed to preserve and enhance safe off-highway  
 20 vehicle and other recreational opportunities  
 21 within the applicable recreation area consistent  
 22 with—

23 “(i) the purpose described in sub-  
 24 section (b); and

1                   “(ii) any applicable laws (including  
2                   regulations).

3                   “(C) INTERIM PLANS.—Pending comple-  
4                   tion of a new management plan under subpara-  
5                   graph (A), the existing resource management  
6                   plans shall govern the use of the applicable off-  
7                   highway vehicle recreation area.

8                   “(f) STUDY.—

9                   “(1) IN GENERAL.—As soon as practicable, but  
10                  not later than 2 years, after the date of enactment  
11                  of this title, the Secretary shall complete a study to  
12                  identify Bureau of Land Management land within  
13                  the Conservation Area that is suitable for addition  
14                  to—

15                  “(A) the national off-highway vehicle recre-  
16                  ation areas designated by subsection (a); or

17                  “(B) the Johnson Valley Off-Highway Ve-  
18                  hicle Recreation Area designated by section  
19                  2945 of the National Defense Authorization Act  
20                  for Fiscal Year 2014 (Public Law 113–66; 127  
21                  Stat. 1038).

22                  “(2) STUDY AREAS.—The study required under  
23                  paragraph (1) shall include—

24                  “(A) certain Bureau of Land Management  
25                  land in the Conservation Area, comprising ap-

1           proximately 41,000 acres, as generally depicted  
2           on the map entitled ‘Spangler Hills Proposed  
3           Expansion Study Area’ and dated January 23,  
4           2015; and

5           “(B) certain Bureau of Land Management  
6           land in the Conservation Area, comprising ap-  
7           proximately 680 acres, as generally depicted on  
8           the map entitled ‘El Mirage Proposed Expan-  
9           sion Study Area’ and dated January 21, 2015.

10          “(3) REQUIREMENTS.—In preparing the study  
11          under paragraph (1), the Secretary shall—

12               “(A) seek input from stakeholders, includ-  
13               ing—

14                       “(i) the State, including—

15                               “(I) the California Public Utili-  
16                               ties Commission; and

17                               “(II) the California Energy Com-  
18                               mission;

19                               “(ii) San Bernardino County, Cali-  
20                               fornia;

21                               “(iii) the public;

22                               “(iv) recreational user groups;

23                               “(v) conservation organizations;

24                               “(vi) the Southern California Edison  
25                               Company; and

1                   “(vii) the Pacific Gas and Electric  
2                   Company;

3                   “(B) explore the feasibility of expanding  
4                   the southern boundary of the off-highway vehi-  
5                   cle recreation area described in subsection  
6                   (a)(3) to include previously disturbed land;

7                   “(C) identify and exclude from consider-  
8                   ation any land that—

9                   “(i) is managed for conservation pur-  
10                  poses;

11                  “(ii) may be suitable for renewable en-  
12                  ergy development; or

13                  “(iii) may be necessary for energy  
14                  transmission; and

15                  “(D) not recommend or approve expansion  
16                  of national off-highway recreation areas within  
17                  the Conservation Area that collectively would  
18                  exceed the total acres administratively des-  
19                  ignated for off-highway recreation within the  
20                  Conservation Area as of the day before the date  
21                  of enactment of the National Defense Author-  
22                  ization Act for Fiscal Year 2014 (Public Law  
23                  113–66; 127 Stat. 672).

24                  “(4) APPLICABLE LAW.—The Secretary shall  
25                  consider the information and recommendations of

the study completed under paragraph (1) to determine the impacts of expanding off-highway vehicle recreation areas designated by subsection (a) on the Conservation Area, in accordance with—

“(A) the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.);

“(B) the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.); and

“(C) any other applicable law.

“(5) SUBMISSION TO CONGRESS.—On completion of the study under paragraph (1), the Secretary shall submit the study to—

“(A) the Committee on Natural Resources of the House of Representatives; and

“(B) the Committee on Energy and Natural Resources of the Senate.

“(6) AUTHORIZATION FOR EXPANSION.—

“(A) IN GENERAL.—On completion of the study under paragraph (1) and in accordance with all applicable laws (including regulations), the Secretary shall authorize the expansion of the off-highway vehicle recreation areas recommended under the study.

1                   “(B) MANAGEMENT.—Any land within the  
 2                   expanded areas under subparagraph (A) shall  
 3                   be managed in accordance with this section.

4           “(g) SOUTHERN CALIFORNIA EDISON COMPANY  
 5 UTILITY FACILITIES AND RIGHTS-OF-WAY.—

6                   “(1) EFFECT OF TITLE.—Nothing in this  
 7                   title—

8                   “(A) terminates any validly issued right-of-  
 9                   way for the customary operation, maintenance,  
 10                  upgrade, repair, relocation within an existing  
 11                  right-of-way, replacement, or other authorized  
 12                  energy transport facility activities (including the  
 13                  use of any mechanized vehicle, helicopter, and  
 14                  other aerial device) in a right-of-way issued,  
 15                  granted, or permitted to Southern California  
 16                  Edison Company (including any predecessor or  
 17                  successor in interest or assign) that is located  
 18                  on land included in—

19                               “(i) the El Mirage Off-Highway Vehi-  
 20                               cle Recreation Area;

21                               “(ii) the Spangler Hills National Off-  
 22                               Highway Vehicle Recreation Area; or

23                               “(iii) the Stoddard Valley National  
 24                               Off Highway Vehicle Recreation Area;

1 “(B) affects the application, siting, route  
 2 selection, right-of-way acquisition, or construc-  
 3 tion of the Coolwater-Lugo transmission  
 4 project, as may be approved by the California  
 5 Public Utilities Commission and the Bureau of  
 6 Land Management; or

7 “(C) prohibits the upgrading or replace-  
 8 ment of any Southern California Edison Com-  
 9 pany—

10 “(i) utility facility, including such a  
 11 utility facility known on the date of enact-  
 12 ment of this title as—

13 “(I) ‘Gale-PS 512 transmission  
 14 lines or rights-of-way’; or

15 “(II) ‘Patio, Jack Ranch, and  
 16 Kenworth distribution circuits or  
 17 rights-of-way’; or

18 “(ii) energy transport facility in a  
 19 right-of-way issued, granted, or permitted  
 20 by the Secretary adjacent to a utility facil-  
 21 ity referred to in clause (i).

22 “(2) PLANS FOR ACCESS.—The Secretary, in  
 23 consultation with the Southern California Edison  
 24 Company, shall publish plans for regular and emer-  
 25 gency access by the Southern California Edison

1 Company to the rights-of-way of the Company by  
 2 the date that is 1 year after the later of—

3 “(A) the date of enactment of this title;  
 4 and

5 “(B) the date of issuance of a new energy  
 6 transport facility right-of-way within—

7 “(i) the El Mirage Off-Highway Vehi-  
 8 cle Recreation Area;

9 “(ii) the Spangler Hills National Off-  
 10 Highway Vehicle Recreation Area; or

11 “(iii) the Stoddard Valley National  
 12 Off Highway Vehicle Recreation Area.

13 “(h) PACIFIC GAS AND ELECTRIC COMPANY UTILITY  
 14 FACILITIES AND RIGHTS-OF-WAY.—

15 “(1) EFFECT OF TITLE.—Nothing in this  
 16 title—

17 “(A) terminates any validly issued right-of-  
 18 way for the customary operation, maintenance,  
 19 upgrade, repair, relocation within an existing  
 20 right-of-way, replacement, or other authorized  
 21 activity (including the use of any mechanized  
 22 vehicle, helicopter, and other aerial device) in a  
 23 right-of-way issued, granted, or permitted to  
 24 Pacific Gas and Electric Company (including  
 25 any predecessor or successor in interest or as-

sign) that is located on land included in the  
 Spangler Hills National Off-Highway Vehicle  
 Recreation Area; or

“(B) prohibits the upgrading or replacement of any—

“(i) utility facilities of the Pacific Gas and Electric Company, including those utility facilities known on the date of enactment of this title as—

“(I) ‘Gas Transmission Line 311 or rights-of-way’; or

“(II) ‘Gas Transmission Line 372 or rights-of-way’; or

“(ii) utility facilities of the Pacific Gas and Electric Company in rights-of-way issued, granted, or permitted by the Secretary adjacent to a utility facility referred to in clause (i).

“(2) PLANS FOR ACCESS.—Not later than 1 year after the date of enactment of this title or the issuance of a new utility facility right-of-way within the Spangler Hills National Off-Highway Vehicle Recreation Area, whichever is later, the Secretary, in consultation with the Pacific Gas and Electric Company, shall publish plans for regular and emergency

1 access by the Pacific Gas and Electric Company to  
 2 the rights-of-way of the Pacific Gas and Electric  
 3 Company.

4 **“TITLE XVII—ALABAMA HILLS**  
 5 **NATIONAL SCENIC AREA**

6 **“SEC. 1701. DEFINITIONS.**

7 “In this title:

8 “(1) ENERGY TRANSPORT FACILITY.—

9 “(A) IN GENERAL.—The term ‘energy  
 10 transport facility’ means any facility used for  
 11 the operation and maintenance, transmission,  
 12 distribution, or transportation of electricity or  
 13 natural gas.

14 “(B) INCLUSIONS.—The term ‘energy  
 15 transport facility’ includes—

16 “(i) an electric or gas transmission or  
 17 distribution facility;

18 “(ii) a telecommunications facility;  
 19 and

20 “(iii) any appurtenant equipment  
 21 owned or used by a public or municipal  
 22 utility company or water district.

23 “(2) MANAGEMENT PLAN.—The term ‘manage-  
 24 ment plan’ means the management plan for the Na-  
 25 tional Scenic Area developed under section 1703(a).

1           “(3) MAP.—The term ‘Map’ means the map en-  
2           titled ‘Proposed Alabama Hills National Scenic  
3           Area’ and dated September 8, 2014.

4           “(4) MECHANIZED VEHICLE.—The term  
5           ‘mechanized vehicle’ means a motorized or mecha-  
6           nized vehicle or equipment used by a public or mu-  
7           nicipal utility company or water district to construct,  
8           operate, maintain, repair, or upgrade electricity, nat-  
9           ural gas, telecommunications, or water infrastruc-  
10          ture.

11          “(5) NATIONAL SCENIC AREA.—The term ‘Na-  
12          tional Scenic Area’ means the Alabama Hills Na-  
13          tional Scenic Area established by section 1702(a).

14          “(6) PUBLIC-UTILITY COMPANY.—The term  
15          ‘public-utility company’ has the meaning given the  
16          term in section 1262 of the Public Utility Holding  
17          Company Act of 2005 (42 U.S.C. 16451).

18          “(7) SECRETARY.—The term ‘Secretary’ means  
19          the Secretary of the Interior.

20          “(8) STATE.—The term ‘State’ means the State  
21          of California.

22          “(9) TRIBE.—The term ‘Tribe’ means the Lone  
23          Pine Paiute-Shoshone Tribe.

1   **“SEC. 1702. ALABAMA HILLS NATIONAL SCENIC AREA, CALI-**  
 2                           **FORNIA.**

3           “(a) ESTABLISHMENT.—Subject to valid existing  
 4 rights, there is established in Inyo County, California, the  
 5 Alabama Hills National Scenic Area, to be comprised of  
 6 the approximately 18,610 acres generally depicted on the  
 7 Map as ‘National Scenic Area’.

8           “(b) PURPOSE.—The purpose of the National Scenic  
 9 Area is to conserve, protect, and enhance for the benefit,  
 10 use, and enjoyment of present and future generations the  
 11 nationally significant scenic, cultural, geological, edu-  
 12 cational, biological, historical, recreational, cinemato-  
 13 graphic, and scientific resources of the National Scenic  
 14 Area.

15          “(c) MAP; LEGAL DESCRIPTIONS.—

16               “(1) IN GENERAL.—As soon as practicable  
 17 after the date of enactment of this title, the Sec-  
 18 retary shall file a map and a legal description of the  
 19 National Scenic Area with—

20                       “(A) the Committee on Energy and Nat-  
 21 ural Resources of the Senate; and

22                       “(B) the Committee on Natural Resources  
 23 of the House of Representatives.

24               “(2) FORCE OF LAW.—The map and legal de-  
 25 scriptions filed under paragraph (1) shall have the  
 26 same force and effect as if included in this title, ex-

1       cept that the Secretary may correct any clerical and  
2       typographical errors in the map and legal descrip-  
3       tions.

4           “(3) PUBLIC AVAILABILITY.—Each map and  
5       legal description filed under paragraph (1) shall be  
6       on file and available for public inspection in the ap-  
7       propriate offices of the Bureau of Land Manage-  
8       ment.

9           “(d) ADMINISTRATION.—The Secretary shall manage  
10      the National Scenic Area—

11           “(1) as a component of the National Landscape  
12      Conservation System;

13           “(2) so as not to impact the future continuing  
14      operation and maintenance of any activities associ-  
15      ated with valid, existing rights, including water  
16      rights;

17           “(3) in a manner that conserves, protects, and  
18      enhances the resources and values of the National  
19      Scenic Area described in subsection (b); and

20           “(4) in accordance with—

21           “(A) the Federal Land Policy and Manage-  
22      ment Act of 1976 (43 U.S.C. 1701 et seq.);

23           “(B) this title; and

24           “(C) any other applicable laws.

25           “(e) MANAGEMENT.—

1           “(1) IN GENERAL.—The Secretary shall allow  
2           only such uses of the National Scenic Area as the  
3           Secretary determines would support the purposes of  
4           the National Scenic Area as described in subsection  
5           (b).

6           “(2) RECREATIONAL ACTIVITIES.—Except as  
7           otherwise provided in this title or other applicable  
8           law, or as the Secretary determines to be necessary  
9           for public health and safety, the Secretary shall  
10          allow existing recreational uses of the National Sce-  
11          nic Area to continue, including hiking, mountain  
12          biking, rock climbing, sightseeing, horseback riding,  
13          hunting, fishing, and appropriate authorized mecha-  
14          nized vehicle use.

15          “(3) MOTORIZED VEHICLES.—Except as other-  
16          wise specified in this title, or as necessary for ad-  
17          ministrative purposes or to respond to an emer-  
18          gency, the use of motorized vehicles in the National  
19          Scenic Area (including the use of off-highway vehi-  
20          cles for commercial touring) shall be permitted only  
21          on—

22                 “(A) designated roads and trails, subject  
23                 to all applicable law and authorized as part of  
24                 a management plan sustaining a semiprimitive  
25                 motorized experience; or

1           “(B) county-maintained roads in accord-  
2           ance with applicable State and county laws.

3           “(4) CASUAL USE MINING.—The Secretary shall  
4           allow within the National Scenic Area, in perpetuity,  
5           casual use mining limited to the use of hand tools,  
6           metal detectors, hand-fed dry washers, vacuum  
7           cleaners, gold pans, small sluices, and similar items.

8           “(f) ACQUISITION OF LAND.—

9           “(1) IN GENERAL.—The Secretary may acquire  
10          non-Federal land within the boundaries of the Na-  
11          tional Scenic Area only through exchange, donation,  
12          or purchase from a willing seller.

13          “(2) MANAGEMENT.—Land acquired under  
14          paragraph (1) shall be—

15               “(A) considered to be a part of the Na-  
16               tional Scenic Area; and

17               “(B) managed in accordance with this title  
18               and any other applicable laws.

19          “(g) NO BUFFER ZONES.—

20               “(1) IN GENERAL.—Nothing in this title creates  
21               a protective perimeter or buffer zone around the Na-  
22               tional Scenic Area.

23               “(2) ACTIVITIES OUTSIDE NATIONAL SCENIC  
24               AREA.—The fact that an activity or use on land out-  
25               side the National Scenic Area can be seen or heard

1       within the National Scenic Area shall not preclude  
 2       the activity or use outside the boundaries of the Na-  
 3       tional Scenic Area.

4       “(h) ACCESS.—The Secretary shall continue to pro-  
 5       vide private landowners adequate access to inholdings in  
 6       the National Scenic Area.

7       “(i) FILMING.—Nothing in this title prohibits filming  
 8       (including commercial film production, student filming,  
 9       and still photography) within the National Scenic Area—

10       “(1) subject to—

11               “(A) such reasonable regulations, policies,  
 12               and practices as the Secretary considers to be  
 13               necessary; and

14               “(B) applicable law; and

15       “(2) in a manner consistent with the purposes  
 16       described in subsection (b).

17       “(j) FISH AND WILDLIFE.—Nothing in this title af-  
 18       fects the jurisdiction or responsibilities of the State with  
 19       respect to fish and wildlife.

20       “(k) LIVESTOCK.—The grazing of livestock in the  
 21       National Scenic Area, including grazing under the Ala-  
 22       bama Hills allotment and the George Creek allotment, as  
 23       established before the date of enactment of this title, shall  
 24       be permitted to continue—

25       “(1) subject to—

1           “(A) such reasonable regulations, policies,  
2           and practices as the Secretary considers to be  
3           necessary; and

4           “(B) applicable law; and

5           “(2) in a manner consistent with the purposes  
6           described in subsection (b).

7           “(1) OVERFLIGHTS.—Nothing in this title restricts or  
8           precludes flights over the National Scenic Area or over-  
9           flights that can be seen or heard within the National Sce-  
10          nic Area, including—

11           “(1) transportation, sightseeing and filming  
12           flights, general aviation planes, helicopters, hang  
13           gliders, and balloonists, for commercial or rec-  
14           reational purposes;

15           “(2) low-level overflights of military aircraft;

16           “(3) flight testing and evaluation;

17           “(4) the designation or creation of new units of  
18           special use airspace, or the establishment of military  
19           flight training routes, over the National Scenic Area;  
20           and

21           “(5) the use, including take-off and landing, of  
22           helicopters and other aerial devices within valid  
23           rights-of-way to construct or maintain energy trans-  
24           port facilities.

1       “(m) WITHDRAWAL.—Subject to the provisions of  
2 this title and valid rights in existence on the date of enact-  
3 ment of this title, including rights established by prior  
4 withdrawals, the Federal land within the National Scenic  
5 Area is withdrawn from all forms of—

6               “(1) entry, appropriation, or disposal under the  
7 public land laws;

8               “(2) location, entry, and patent under the min-  
9 ing laws; and

10              “(3) disposition under all laws pertaining to  
11 mineral and geothermal leasing or mineral materials.

12       “(n) WILDLAND FIRE OPERATIONS.—Nothing in this  
13 title prohibits the Secretary, in cooperation with other  
14 Federal, State, and local agencies, as appropriate, from  
15 conducting wildland fire operations in the National Scenic  
16 Area, consistent with the purposes described in subsection  
17 (b).

18       “(o) GRANTS; COOPERATIVE AGREEMENTS.—The  
19 Secretary may make grants to, or enter into cooperative  
20 agreements with, State, tribal, and local governmental en-  
21 tities and private entities to conduct research, interpreta-  
22 tion, or public education or to carry out any other initia-  
23 tive relating to the restoration, conservation, or manage-  
24 ment of the National Scenic Area.

1       “(p) AIR AND WATER QUALITY.—Nothing in this  
 2 title modifies any standard governing air or water quality  
 3 outside of the boundaries of the National Scenic Area.

4       “(q) ENERGY TRANSPORT FACILITIES AND RIGHTS-  
 5 OF-WAY.—

6           “(1) EFFECT OF TITLE.—

7               “(A) IN GENERAL.—Subject to subpara-  
 8 graph (B), nothing in this title precludes, pre-  
 9 vents, or inhibits the customary operation,  
 10 maintenance, upgrade, repair, relocation within  
 11 an existing right-of-way, or replacement of any  
 12 energy transport facility located within an exist-  
 13 ing corridor or right-of-way located in the Na-  
 14 tional Scenic Area, including—

15                   “(i) any necessary or efficient access  
 16 to such an energy transport facility; and

17                   “(ii) the related use of mechanized ve-  
 18 hicles, helicopters, and other aerial devices.

19           “(B) MINIMIZING IMPACT.—An activity de-  
 20 scribed in subparagraph (A) shall be conducted  
 21 in a manner that minimizes the impact on the  
 22 resources of the National Scenic Area.

23           “(2) PLANS FOR ACCESS.—Not later than 1  
 24 year after the date of enactment of this title, the  
 25 Secretary, in consultation with all impacted public

1       and municipal utility companies and water districts,  
 2       shall publish plans for regular and emergency access  
 3       to the respective rights-of-way of those companies  
 4       and water districts.

5   **“SEC. 1703. MANAGEMENT PLAN.**

6       “(a) IN GENERAL.—Not later than 3 years after the  
 7       date of enactment of this title, in accordance with sub-  
 8       sections (b) and (c), the Secretary shall develop a com-  
 9       prehensive plan for the long-term management of the Na-  
 10      tional Scenic Area.

11      “(b) CONSULTATION.—In developing the manage-  
 12      ment plan, the Secretary shall consult with—

13           “(1) appropriate State, tribal, and local govern-  
 14      mental entities, including Inyo County, the Los An-  
 15      geles Department of Water and Power, and the  
 16      Tribe;

17           “(2) investor-owned utilities, including South-  
 18      ern California Edison Company;

19           “(3) the Alabama Hills Stewardship Group; and

20           “(4) members of the public.

21      “(c) REQUIREMENT.—In accordance with this title,  
 22      the management plan shall establish plans for mainte-  
 23      nance of public-utility and other rights-of-way within the  
 24      National Scenic Area.

1       “(d) INCORPORATION.—In developing the manage-  
 2   ment plan, in accordance with this section, the Secretary  
 3   shall allow, in perpetuity, casual use mining limited to the  
 4   use of hand tools, metal detectors, hand-fed dry washers,  
 5   vacuum cleaners, gold pans, small sluices, and similar  
 6   items.

7       “(e) INTERIM MANAGEMENT.—Pending completion  
 8   of the management plan, the Secretary shall manage the  
 9   National Scenic Area in accordance with section 1702(b).

10   **“SEC. 1704. LAND TAKEN INTO TRUST FOR LONE PINE PAI-**  
 11                   **UTE-SHOSHONE RESERVATION.**

12       “(a) TRUST LAND.—As soon as practicable after the  
 13   date of enactment of this title, the Secretary shall take  
 14   the approximately 132 acres of Federal land depicted on  
 15   the Map as ‘Lone Pine Paiute-Shoshone Reservation Addi-  
 16   tion’ into trust for the benefit of the Tribe, subject to the  
 17   conditions that—

18               “(1) the land shall be subject to all easements,  
 19       covenants, conditions, restrictions, withdrawals, and  
 20       other matters of record in existence on the date of  
 21       enactment of this title; and

22               “(2) the Federal land over which the right-of-  
 23       way for the Los Angeles Aqueduct is located, gen-  
 24       erally described as the 250-foot-wide right-of-way  
 25       granted to the City of Los Angeles pursuant to the

1 Act of June 30, 1906 (34 Stat. 801, chapter 3926),  
 2 shall not be taken into trust for the Tribe.

3 “(b) RESERVATION LAND.—The land taken into  
 4 trust pursuant to subsection (a) shall be considered to be  
 5 a part of the reservation of the Tribe.

6 “(c) GAMING PROHIBITION.—Land taken into trust  
 7 under subsection (a) shall not be eligible, or considered  
 8 to have been taken into trust, for gaming (within the  
 9 meaning of the Indian Gaming Regulatory Act (25 U.S.C.  
 10 2701 et seq.)).

11 **“SEC. 1705. TRANSFER OF ADMINISTRATIVE JURISDICTION.**

12 “Administrative jurisdiction over the approximately  
 13 40 acres of Federal land depicted on the Map as ‘USFS  
 14 Transfer to BLM’ is transferred from the Forest Service  
 15 to the Bureau of Land Management.

16 **“SEC. 1706. PROTECTION OF SERVICES AND REC-**  
 17 **REATIONAL OPPORTUNITIES.**

18 “(a) EFFECT OF TITLE.—Nothing in this title limits  
 19 the provision of any commercial service for existing or his-  
 20 toric recreation use, as authorized by the permit process  
 21 of the Bureau of Land Management.

22 “(b) GUIDED RECREATIONAL OPPORTUNITIES.—Any  
 23 valid existing commercial permit to exercise guided rec-  
 24 reational opportunities for the public may continue as au-

1 thorized on the day before the date of enactment of this  
 2 title.

3 **“SEC. 1707. LAND CONVEYANCE TO ELIMINATE ENCROACH-**  
 4 **MENT ON PUBLIC LAND.**

5 “(a) DEFINITIONS.—In this section:

6 “(1) AUTHORIZED OFFER PERIOD.—The term  
 7 ‘authorized offer period’ means the 120-day period  
 8 beginning on the date on which the required ap-  
 9 praisal of the Federal land is completed under sub-  
 10 section (c).

11 “(2) FEDERAL LAND.—The term ‘Federal land’  
 12 means the smallest parcel of land that—

13 “(A) the Secretary determines can be rea-  
 14 sonably described in legal language and admin-  
 15 istered; and

16 “(B) encompasses construction completed  
 17 by Reginald Cook as of January 15, 2015,  
 18 within the approximately 4 acres of Bureau of  
 19 Land Management land identified on the map  
 20 as the ‘Conveyance Area’.

21 “(3) MAP.—The term ‘map’ means the map ti-  
 22 tled ‘Proposed Conveyance Property’, dated January  
 23 15, 2015, and on file in the appropriate office of the  
 24 Director of the Bureau of Land Management.

1           “(4) REGINALD COOK.—The term ‘Reginald  
2       Cook’ means Mr. Reginald Cook, the owner of prop-  
3       erty adjacent to the land identified on the map as  
4       the ‘Conveyance Area’.

5       “(b) CONVEYANCE.—If, before the end of the author-  
6       ized offer period, Reginald Cook submits to the Secretary  
7       an offer to acquire the Federal land consistent with sub-  
8       sections (d) and (e), the Secretary shall convey to Regi-  
9       nald Cook, subject to valid existing rights and on payment  
10      of the required consideration, all right, title, and interest  
11      of the United States in and to the surface estate of the  
12      Federal land.

13      “(c) APPRAISAL.—Not later than 120 days after the  
14      date of enactment of this title, the Secretary shall com-  
15      plete an appraisal of the Federal land in accordance  
16      with—

17           “(1) the Uniform Appraisal Standards for Fed-  
18       eral Land Acquisitions; and

19           “(2) the Uniform Standards of Professional Ap-  
20       praisal Practice.

21      “(d) CONSIDERATION.—As consideration for the con-  
22      veyance of the Federal land, Reginald Cook shall pay to  
23      the United States, for deposit in the general fund of the  
24      Treasury, an amount equal to the appraised value of the  
25      Federal land determined under subsection (c).

1 “(e) CONDITIONS.—

2 “(1) PAYMENT OF COSTS OF CONVEYANCE.—

3 Reginald Cook shall cover any administrative costs  
4 incurred by the Secretary to carry out the convey-  
5 ance of the Federal land, including the costs of any  
6 required environmental, wildlife, cultural, or histor-  
7 ical resources study.

8 “(2) RELEASE.—As a condition of the convey-  
9 ance of the Federal land, Reginald Cook shall agree  
10 in writing to release and indemnify the United  
11 States from any claims or liabilities that may arise  
12 from use of the Federal land by the United States  
13 or Reginald Cook before the date of the conveyance.

14 “(f) ACCESS.—The Secretary shall continue to pro-  
15 vide to Reginald Cook access to the property of Reginald  
16 Cook, subject to part 2800 of title 43, Code of Federal  
17 Regulations (or successor regulations).

## 18 **“TITLE XVIII—MISCELLANEOUS**

### 19 **“SEC. 1801. STATE LAND TRANSFERS AND EXCHANGES.**

20 “(a) TRANSFER OF LAND TO ANZA-BORREGO  
21 DESERT STATE PARK.—

22 “(1) IN GENERAL.—On termination of all min-  
23 ing claims to the land described in paragraph (2),  
24 the Secretary shall transfer the land described in  
25 that paragraph to the State.

1           “(2) DESCRIPTION OF LAND.—The land re-  
 2           ferred to in paragraph (1) is certain Bureau of Land  
 3           Management land in San Diego County, California,  
 4           comprising approximately 934 acres, as generally de-  
 5           picted on the map entitled ‘Table Mountain Wilder-  
 6           ness Study Area Proposed Transfer to the State’  
 7           and dated July 15, 2009.

8           “(3) MANAGEMENT.—

9           “(A) IN GENERAL.—The land transferred  
 10          under paragraph (1) shall be managed in ac-  
 11          cordance with the provisions of the California  
 12          Wilderness Act (California Public Resources  
 13          Code sections 5093.30–5093.40).

14          “(B) WITHDRAWAL.—Subject to valid ex-  
 15          isting rights, the land transferred under para-  
 16          graph (1) is withdrawn from—

17               “(i) all forms of entry, appropriation,  
 18               or disposal under the public land laws;

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

21               “(iii) disposition under all laws relat-  
 22               ing to mineral and geothermal leasing.

23          “(C) REVERSION.—If the State ceases to  
 24          manage the land transferred under paragraph  
 25          (1) as part of the State Park System or in a

manner inconsistent with the California Wilderness Act (California Public Resources Code sections 5093.30–5093.40), the land shall revert to the Secretary at the discretion of the Secretary, to be managed as a Wilderness Study Area.

“(b) HOLTVILLE AIRPORT, IMPERIAL COUNTY.—

“(1) IN GENERAL.—On the submission of an application by Imperial County, California, the Secretary of Transportation shall, in accordance with section 47125 of title 49, United States Code, and section 2641.1 of title 43, Code of Federal Regulations (or successor regulations) seek a conveyance from the Secretary of approximately 3,500 acres of Bureau of Land Management land adjacent to the Imperial County Holtville Airport (L04) for the purposes of airport expansion.

“(2) SEGREGATION.—The Secretary (acting through the Director of the Bureau of Land Management) shall, with respect to the land to be conveyed under paragraph (1)—

“(A) segregate the land; and

“(B) prohibit the appropriation of the land until—

“(i) the date on which a notice of realty action terminates the application; or

1 “(ii) the date on which a document of  
2 conveyance is published.

3 **“SEC. 1802. MILITARY ACTIVITIES.**

4 “Nothing in this title—

5 “(1) restricts or precludes Department of De-  
6 fense motorized access by land or air—

7 “(A) to respond to an emergency within a  
8 wilderness area designated by this Act; or

9 “(B) to control access to the emergency  
10 site;

11 “(2) prevents nonmechanized military training  
12 activities previously conducted on wilderness areas  
13 designated by this title that are consistent with—

14 “(A) the Wilderness Act (16 U.S.C. 1131  
15 et seq.); and

16 “(B) all applicable laws (including regula-  
17 tions);

18 “(3) restricts or precludes low-level overflights  
19 of military aircraft over the areas designated as wil-  
20 derness, national monuments, special management  
21 areas, or recreation areas by this Act, including mili-  
22 tary overflights that can be seen or heard within the  
23 designated areas;

1 “(4) restricts or precludes flight testing and  
2 evaluation in the areas described in paragraph (3);  
3 or

4 “(5) restricts or precludes the designation or  
5 creation of new units of special use airspace, or the  
6 establishment of military flight training routes, over  
7 the areas described in paragraph (3).

8 **“SEC. 1803. CLIMATE CHANGE AND WILDLIFE CORRIDORS.**

9 “(a) IN GENERAL.—The Secretary shall—

10 “(1) assess the impacts of climate change on  
11 the Conservation Area; and

12 “(2) establish policies and procedures to ensure  
13 the preservation of wildlife corridors and facilitate  
14 species migration likely to occur due to climate  
15 change.

16 “(b) STUDY.—

17 “(1) IN GENERAL.—As soon as practicable, but  
18 not later than 2 years, after the date of enactment  
19 of this title, the Secretary shall complete a study re-  
20 garding the impact of global climate change on the  
21 Conservation Area.

22 “(2) COMPONENTS.—The study under para-  
23 graph (1) shall—

24 “(A) identify the species migrating, or like-  
25 ly to migrate, due to climate change;

1           “(B) examine the impacts and potential  
2 impacts of climate change on—

3                   “(i) plants, insects, and animals;

4                   “(ii) soil;

5                   “(iii) air quality;

6                   “(iv) water quality and quantity; and

7                   “(v) species migration and survival;

8           “(C) identify critical wildlife and species  
9 migration corridors recommended for preserva-  
10 tion; and

11           “(D) include recommendations for ensur-  
12 ing the biological connectivity of public land  
13 managed by the Secretary and the Secretary of  
14 Defense throughout the Conservation Area.

15           “(3) RIGHTS-OF-WAY.—The Secretary shall  
16 consider the information and recommendations of  
17 the study under paragraph (1) to determine the in-  
18 dividual and cumulative impacts of rights-of-way for  
19 projects in the Conservation Area, in accordance  
20 with—

21                   “(A) the National Environmental Policy  
22 Act of 1969 (42 U.S.C. 4321 et seq.);

23                   “(B) the Endangered Species Act of 1973  
24 (16 U.S.C. 1531 et seq.); and

25                   “(C) any other applicable law.

1       “(c) LAND MANAGEMENT PLANS.—The Secretary  
 2 shall incorporate into all land management plans applica-  
 3 ble to the Conservation Area the findings and rec-  
 4 ommendations of the study completed under subsection  
 5 (b).

6       **“SEC. 1804. PROHIBITED USES OF ACQUIRED, DONATED,**  
 7                   **AND CONSERVATION LAND.**

8       “(a) DEFINITIONS.—In this section:

9               “(1) ACQUIRED LAND.—The term ‘acquired  
 10 land’ means any land acquired within the Conserva-  
 11 tion Area using amounts from the land and water  
 12 conservation fund established under section 200302  
 13 of title 54, United States Code.

14              “(2) CONSERVATION LAND.—The term ‘con-  
 15 servation land’ means any land within the Conserva-  
 16 tion Area that is designated to satisfy the conditions  
 17 of a Federal habitat conservation plan, general con-  
 18 servation plan, or State natural communities con-  
 19 servation plan, including—

20                   “(A) national conservation land established  
 21 pursuant to section 2002(b)(2)(D) of the Omni-  
 22 bus Public Land Management Act of 2009 (16  
 23 U.S.C. 7202(b)(2)(D)); and

24                   “(B) areas of critical environmental con-  
 25 cern established pursuant to section 202(c)(3)

1 of the Federal Land Policy and Management  
2 Act of 1976 (43 U.S.C. 1712(c)(3)).

3 “(3) DONATED LAND.—The term ‘donated  
4 land’ means any private land donated to the United  
5 States for conservation purposes in the Conservation  
6 Area.

7 “(4) DONOR.—The term ‘donor’ means an indi-  
8 vidual or entity that donates private land within the  
9 Conservation Area to the United States.

10 “(5) SECRETARY.—The term ‘Secretary’ means  
11 the Secretary of the Interior, acting through the Di-  
12 rector of the Bureau of Land Management.

13 “(b) PROHIBITIONS.—Except as provided in sub-  
14 section (c), the Secretary shall not authorize the use of  
15 acquired land, conservation land, or donated land within  
16 the Conservation Area for any activities contrary to the  
17 conservation purposes for which the land was acquired,  
18 designated, or donated, including—

19 “(1) disposal;

20 “(2) rights-of-way;

21 “(3) leases;

22 “(4) livestock grazing;

23 “(5) infrastructure development, except as pro-  
24 vided in subsection (c);

25 “(6) mineral entry; and

1 “(7) off-highway vehicle use, except on—

2 “(A) designated routes;

3 “(B) off-highway vehicle areas designated  
4 by law; and

5 “(C) administratively designated open  
6 areas.

7 “(c) EXCEPTIONS.—

8 “(1) AUTHORIZATION BY SECRETARY.—Subject  
9 to paragraph (2), the Secretary may authorize lim-  
10 ited exceptions to prohibited uses of acquired land or  
11 donated land in the Conservation Area if—

12 “(A) a right-of-way application for a re-  
13 newable energy development project or associ-  
14 ated energy transport facility on acquired land  
15 or donated land was submitted to the Bureau  
16 of Land Management on or before December 1,  
17 2009; or

18 “(B) after the completion and consider-  
19 ation of an analysis under the National Envi-  
20 ronmental Policy Act of 1969 (42 U.S.C. 4321  
21 et seq.), the Secretary has determined that pro-  
22 posed use is in the public interest.

23 “(2) CONDITIONS.—

24 “(A) IN GENERAL.—If the Secretary  
25 grants an exception to the prohibition under

1 paragraph (1), the Secretary shall require the  
2 permittee to donate private land of comparable  
3 value located within the Conservation Area to  
4 the United States to mitigate the use.

5 “(B) APPROVAL.—The private land to be  
6 donated under subparagraph (A) shall be ap-  
7 proved by the Secretary after—

8 “(i) consultation, to the maximum ex-  
9 tent practicable, with the donor of the pri-  
10 vate land proposed for nonconservation  
11 uses; and

12 “(ii) an opportunity for public com-  
13 ment regarding the donation.

14 “(d) EXISTING AGREEMENTS.—Nothing in this sec-  
15 tion affects permitted or prohibited uses of donated land  
16 or acquired land in the Conservation Area established in  
17 any easements, deed restrictions, memoranda of under-  
18 standing, or other agreements in existence on the date of  
19 enactment of this title.

20 “(e) DEED RESTRICTIONS.—Effective beginning on  
21 the date of enactment of this title, within the Conservation  
22 Area, the Secretary may—

23 “(1) accept deed restrictions requested by land-  
24 owners for land donated to, or otherwise acquired  
25 by, the United States; and

1           “(2) consistent with existing rights, create deed  
2           restrictions, easements, or other third-party rights  
3           relating to any public land determined by the Sec-  
4           retary to be necessary—

5           “(A) to fulfill the mitigation requirements  
6           resulting from the development of renewable re-  
7           sources; or

8           “(B) to satisfy the conditions of—

9           “(i) a habitat conservation plan or  
10          general conservation plan established pur-  
11          suant to section 10 of the Endangered  
12          Species Act of 1973 (16 U.S.C. 1539); or

13          “(ii) a natural communities conserva-  
14          tion plan approved by the State.

15 **“SEC. 1805. TRIBAL USES AND INTERESTS.**

16          “(a) ACCESS.—The Secretary shall ensure access to  
17          areas designated under this Act by members of Indian  
18          tribes for traditional cultural and religious purposes, con-  
19          sistent with applicable law, including Public Law 95–341  
20          (commonly known as the ‘American Indian Religious  
21          Freedom Act’) (42 U.S.C. 1996).

22          “(b) TEMPORARY CLOSURE.—

23          “(1) IN GENERAL.—In accordance with applica-  
24          ble law, including Public Law 95–341 (commonly  
25          known as the ‘American Indian Religious Freedom

1 Act') (42 U.S.C. 1996), and subject to paragraph  
2 (2), the Secretary, on request of an Indian tribe or  
3 Indian religious community, shall temporarily close  
4 to general public use any portion of an area des-  
5 ignated as a national monument, special manage-  
6 ment area, wild and scenic river, area of critical en-  
7 vironmental concern, or National Park System unit  
8 under this Act (referred to in this subsection as a  
9 'designated area') to protect the privacy of tradi-  
10 tional cultural and religious activities in the des-  
11 ignated area by members of the Indian tribe or In-  
12 dian religious community.

13 “(2) LIMITATION.—In closing a portion of a  
14 designated area under paragraph (1), the Secretary  
15 shall limit the closure to the smallest practicable  
16 area for the minimum period necessary for the tradi-  
17 tional cultural and religious activities.

18 “(c) TRIBAL CULTURAL RESOURCES MANAGEMENT  
19 PLAN.—

20 “(1) IN GENERAL.—Not later than 2 years  
21 after the date of enactment of this title, the Sec-  
22 retary of the Interior shall develop and implement a  
23 tribal cultural resources management plan to iden-  
24 tify, protect, and conserve cultural resources of In-  
25 dian tribes associated with the Xam Kwatchan Trail

1 network extending from Avikwaame (Spirit Moun-  
 2 tain, Nevada) to Avikwlal (Pilot Knob, California).

3 “(2) CONSULTATION.—The Secretary shall con-  
 4 sult on the development and implementation of the  
 5 tribal cultural resources management plan under  
 6 paragraph (1) with—

7 “(A) each of—

8 “(i) the Chemehuevi Indian Tribe;

9 “(ii) the Hualapai Tribal Nation;

10 “(iii) the Fort Mojave Indian Tribe;

11 “(iv) the Colorado River Indian  
 12 Tribes;

13 “(v) the Quechan Indian Tribe; and

14 “(vi) the Cocopah Indian Tribe; and

15 “(B) the Advisory Council on Historic  
 16 Preservation.

17 “(3) RESOURCE PROTECTION.—The tribal cul-  
 18 tural resources management plan developed under  
 19 paragraph (1) shall—

20 “(A) be based on a completed tribal cul-  
 21 tural resources survey; and

22 “(B) include procedures for identifying,  
 23 protecting, and preserving petroglyphs, ancient  
 24 trails, intaglios, sleeping circles, artifacts, and  
 25 other resources of cultural, archaeological, or

1 historical significance in accordance with all ap-  
2 plicable laws and policies, including—

3 “(i) chapter 2003 of title 54, United  
4 States Code;

5 “(ii) Public Law 95–341 (commonly  
6 known as the ‘American Indian Religious  
7 Freedom Act’) (42 U.S.C. 1996);

8 “(iii) the Archaeological Resources  
9 Protection Act of 1979 (16 U.S.C. 470aa  
10 et seq.);

11 “(iv) the Native American Graves  
12 Protection and Repatriation Act (25  
13 U.S.C. 3001 et seq.); and

14 “(v) Public Law 103–141 (commonly  
15 known as the ‘Religious Freedom Restora-  
16 tion Act of 1993’) (42 U.S.C. 2000bb et  
17 seq.).

18 “(d) WITHDRAWAL.—Subject to valid existing rights,  
19 all Federal land within the area administratively with-  
20 drawn and known as the ‘Indian Pass Withdrawal Area’  
21 is permanently withdrawn from—

22 “(1) all forms of entry, appropriation, or dis-  
23 posal under the public land laws;

24 “(2) location, entry, and patent under the min-  
25 ing laws; and

1           “(3) right-of-way leasing and disposition under  
2           all laws relating to minerals or solar, wind, or geo-  
3           thermal energy.

4   **“SEC. 1806. RELEASE OF FEDERAL REVERSIONARY LAND**  
5           **INTERESTS.**

6           “(a) DEFINITIONS.—In this section:

7           “(1) 1932 ACT.—The term ‘1932 Act’ means  
8           the Act of June 18, 1932 (47 Stat. 324, chapter  
9           270).

10           “(2) DISTRICT.—The term ‘District’ means the  
11           Metropolitan Water District of Southern California.

12           “(b) RELEASE.—Subject to valid existing claims per-  
13           fected prior to the effective date of the 1932 Act and the  
14           reservation of minerals set forth in the 1932 Act, the Sec-  
15           retary shall release, convey, or otherwise quitclaim to the  
16           District, in a form recordable in local county records, and  
17           subject to the approval of the District, after consultation  
18           and without monetary consideration, all right, title, and  
19           remaining interest of the United States in and to the land  
20           that was conveyed to the District pursuant to the 1932  
21           Act or any other law authorizing conveyance subject to  
22           restrictions or reversionary interests retained by the  
23           United States, on request by the District.

1       “(c) TERMS AND CONDITIONS.—A conveyance au-  
2 thorized by subsection (b) shall be subject to the following  
3 terms and conditions:

4           “(1) The District shall cover, or reimburse the  
5 Secretary for, the costs incurred by the Secretary to  
6 make the conveyance, including title searches, sur-  
7 veys, deed preparation, attorneys’ fees, and similar  
8 expenses.

9           “(2) By accepting the conveyances, the District  
10 agrees to indemnify and hold harmless the United  
11 States with regard to any boundary dispute relating  
12 to any parcel conveyed under this section.”.

13 **SEC. 102. VISITOR CENTER.**

14       Title IV of the California Desert Protection Act of  
15 1994 (16 U.S.C. 410aaa–21 et seq.) is amended by adding  
16 at the end the following:

17 **“SEC. 408. VISITOR CENTER.**

18       “(a) IN GENERAL.—The Secretary may acquire not  
19 more than 5 acres of land and interests in land, and im-  
20 provements on the land and interests, outside the bound-  
21 aries of Joshua Tree National Park, in the unincorporated  
22 village of Joshua Tree, for the purpose of operating a vis-  
23 itor center.

1       “(b) BOUNDARY.—The Secretary shall modify the  
2 boundary of the park to include the land acquired under  
3 this section as a noncontiguous parcel.

4       “(c) ADMINISTRATION.—Land and facilities acquired  
5 under this section—

6               “(1) may include the property owned (as of the  
7 date of enactment of this section) by the Joshua  
8 Tree National Park Association and commonly re-  
9 ferred to as the ‘Joshua Tree National Park Visitor  
10 Center’;

11              “(2) shall be administered by the Secretary as  
12 part of the park; and

13              “(3) may be acquired only with the consent of  
14 the owner, by donation, purchase with donated or  
15 appropriated funds, or exchange.”.

16 **SEC. 103. CALIFORNIA STATE SCHOOL LAND.**

17       Section 707 of the California Desert Protection Act  
18 of 1994 (16 U.S.C. 410aaa–77) is amended—

19              (1) in subsection (a)—

20                      (A) in the first sentence—

21                              (i) by striking “Upon request of the  
22 California State Lands Commission (here-  
23 inafter in this section referred to as the  
24 ‘Commission’), the Secretary shall enter

1                   into negotiations for an agreement” and  
2                   inserting the following:

3                   “(1) IN GENERAL.—The Secretary shall nego-  
4                   tiate in good faith to reach an agreement with the  
5                   California State Lands Commission (referred to in  
6                   this section as the ‘Commission’); and

7                               (ii) by inserting “, national monu-  
8                               ments,” after “more of the wilderness  
9                               areas”; and

10                   (B) in the second sentence, by striking  
11                   “The Secretary shall negotiate in good faith to”  
12                   and inserting the following:

13                   “(2) AGREEMENT.—To the maximum extent  
14                   practicable, not later than 10 years after the date of  
15                   enactment of this title, the Secretary shall”; and

16                   (2) in subsection (b)(1), by inserting “, national  
17                   monuments,” after “wilderness areas”; and

18                   (3) in subsection (c), by adding at the end the  
19                   following:

20                   “(5) SPECIAL DEPOSIT FUND ACCOUNT.—

21                               “(A) IN GENERAL.—Assembled land ex-  
22                               changes may be used to carry out this section  
23                               through the sale of surplus Federal property  
24                               and subsequent acquisitions of State school  
25                               land.

1           “(B) RECEIPTS.—Past and future receipts  
 2           from the sale of property described in sub-  
 3           section (a), less any costs incurred related to  
 4           the sale, shall be deposited in a Special Deposit  
 5           Fund Account established in the Treasury.

6           “(C) USE.—Funds accumulated in the  
 7           Special Deposit Fund Account may be used by  
 8           the Secretary, without an appropriation, to ac-  
 9           quire State school lands or interest in the land  
 10          consistent with this section.”.

11 **SEC. 104. DESIGNATION OF WILD AND SCENIC RIVERS.**

12          Section 3(a) of the Wild and Scenic Rivers Act (16  
 13          U.S.C. 1274(a)) is amended—

14               (1) in paragraph (196), by striking subpara-  
 15          graph (A) and inserting the following:

16               “(A)(i) The approximately 1.4-mile seg-  
 17          ment of the Amargosa River in the State of  
 18          California, from the private property boundary  
 19          in sec. 19, T. 22 N., R. 7 E., to 100 feet down-  
 20          stream of Highway 178, to be administered by  
 21          the Secretary of the Interior as a scenic river  
 22          as an addition to the wild and scenic river seg-  
 23          ments of the Amargosa River on publication by  
 24          the Secretary of a notice in the Federal Reg-  
 25          ister that sufficient inholdings within the

1 boundaries of the segments have been acquired  
 2 as scenic easements or in fee title to establish  
 3 a manageable addition to those segments.

4 “(ii) The approximately 6.1-mile segment  
 5 of the Amargosa River in the State of Cali-  
 6 fornia, from 100 feet downstream of the State  
 7 Highway 178 crossing to 100 feet upstream of  
 8 the Tecopa Hot Springs Road crossing, to be  
 9 administered by the Secretary of the Interior as  
 10 a scenic river.”; and

11 (2) by adding at the end the following:

12 “(213) SURPRISE CANYON CREEK, CALI-  
 13 FORNIA.—

14 “(A) IN GENERAL.—The following seg-  
 15 ments of Surprise Canyon Creek in the State of  
 16 California, to be administered by the Secretary  
 17 of the Interior:

18 “(i) The approximately 5.3 miles of  
 19 Surprise Canyon Creek from the con-  
 20 fluence of Frenchman’s Canyon and Water  
 21 Canyon to 100-feet upstream of Chris  
 22 Wicht Camp, as a wild river.

23 “(ii) The approximately 1.8 miles of  
 24 Surprise Canyon Creek from 100 feet up-  
 25 stream of Chris Wicht Camp to the south-

1                   ern boundary of sec. 14, T. 21 N., R. 44  
2                   E., as a recreational river.

3                   “(B) EFFECT ON HISTORIC MINING STRUC-  
4                   TURES.—Nothing in this paragraph affects the  
5                   historic mining structures associated with the  
6                   former Panamint Mining District.

7                   “(214) DEEP CREEK, CALIFORNIA.—

8                   “(A) IN GENERAL.—The following seg-  
9                   ments of Deep Creek in the State of California,  
10                  to be administered by the Secretary of Agri-  
11                  culture:

12                  “(i) The approximately 6.5-mile seg-  
13                  ment from 0.125 mile downstream of the  
14                  Rainbow Dam site in sec. 33, T. 2 N., R.  
15                  2 W., to 0.25-miles upstream of the Road  
16                  3N34 crossing, as a wild river.

17                  “(ii) The 0.5-mile segment from 0.25  
18                  mile upstream of the Road 3N34 crossing  
19                  to 0.25 mile downstream of the Road  
20                  3N34 crossing, as a scenic river.

21                  “(iii) The 2.5-mile segment from 0.25  
22                  miles downstream of the Road 3 N. 34  
23                  crossing to 0.25 miles upstream of the  
24                  Trail 2W01 crossing, as a wild river.

1           “(iv) The 0.5-mile segment from 0.25  
2 miles upstream of the Trail 2W01 crossing  
3 to 0.25 mile downstream of the Trail  
4 2W01 crossing, as a scenic river.

5           “(v) The 10-mile segment from 0.25  
6 miles downstream of the Trail 2W01 cross-  
7 ing to the upper limit of the Mojave dam  
8 flood zone in sec. 17, T. 3 N., R. 3 W., as  
9 a wild river.

10          “(vi) The 11-mile segment of Hol-  
11 comb Creek from 100 yards downstream of  
12 the Road 3N12 crossing to .25 miles down-  
13 stream of Holcomb Crossing, as a rec-  
14 reational river.

15          “(vii) The 3.5-mile segment of the  
16 Holcomb Creek from 0.25 miles down-  
17 stream of Holcomb Crossing to the Deep  
18 Creek confluence, as a wild river.

19          “(B) EFFECT ON SKI OPERATIONS.—Noth-  
20 ing in this paragraph affects—

21           “(i) the operations of the Snow Valley  
22 Ski Resort; or

23           “(ii) the State regulation of water  
24 rights and water quality associated with

1                   the operation of the Snow Valley Ski Re-  
2                   sort.

3                   “(215) WHITEWATER RIVER, CALIFORNIA.—

4                   The following segments of the Whitewater River in  
5                   the State of California, to be administered by the  
6                   Secretary of Agriculture and the Secretary of the In-  
7                   terior, acting jointly:

8                   “(A) The 5.8-mile segment of the North  
9                   Fork Whitewater River from the source of the  
10                  River near Mt. San Gorgonio to the confluence  
11                  with the Middle Fork, as a wild river.

12                  “(B) The 6.4-mile segment of the Middle  
13                  Fork Whitewater River from the source of the  
14                  River to the confluence with the South Fork, as  
15                  a wild river.

16                  “(C) The 1-mile segment of the South  
17                  Fork Whitewater River from the confluence of  
18                  the River with the East Fork to the section line  
19                  between sections 32 and 33, T. 1 S., R. 2 E.,  
20                  as a wild river.

21                  “(D) The 1-mile segment of the South  
22                  Fork Whitewater River from the section line be-  
23                  tween sections 32 and 33, T. 1 S., R. 2 E., to  
24                  the section line between sections 33 and 34, T.  
25                  1 S., R. 2 E., as a recreational river.

1           “(E) The 4.9-mile segment of the South  
2           Fork Whitewater River from the section line be-  
3           tween sections 33 and 34, T. 1 S., R. 2 E., to  
4           the confluence with the Middle Fork, as a wild  
5           river.

6           “(F) The 5.4-mile segment of the main  
7           stem of the Whitewater River from the con-  
8           fluence of the South and Middle Forks to the  
9           San Gorgonio Wilderness boundary, as a wild  
10          river.

11          “(G) The 3.6-mile segment of the main  
12          stem of the Whitewater River from the San  
13          Gorgonio Wilderness boundary to .25 miles up-  
14          stream of the southern boundary of section 35,  
15          T. 2 S., R. 3 E., as a recreational river.”.

16 **SEC. 105. CONFORMING AMENDMENTS.**

17          (a) **SHORT TITLE.**—Section 1 of the California  
18          Desert Protection Act of 1994 (16 U.S.C. 410aaa note;  
19          Public Law 103–433) is amended by striking “1 and 2,  
20          and titles I through IX” and inserting “1, 2, and 3, titles  
21          I through IX, and titles XIII through XVIII”.

22          (b) **DEFINITIONS.**—The California Desert Protection  
23          Act of 1994 (Public Law 103–433; 108 Stat. 4481) is  
24          amended by inserting after section 2 the following:

1 **“SEC. 3. DEFINITIONS.**

2 “In titles XIII through XVIII:

3 “(1) CONSERVATION AREA.—The term ‘Con-  
4 servation Area’ means the California Desert Con-  
5 servation Area.

6 “(2) SECRETARY.—The term ‘Secretary’  
7 means—

8 “(A) with respect to land under the juris-  
9 diction of the Secretary of the Interior, the Sec-  
10 retary of the Interior; and

11 “(B) with respect to land under the juris-  
12 diction of the Secretary of Agriculture, the Sec-  
13 retary of Agriculture.

14 “(3) STATE.—The term ‘State’ means the State  
15 of California.”.

16 (c) ADMINISTRATION OF WILDERNESS AREAS.—Sec-  
17 tion 103 of the California Desert Protection Act of 1994  
18 (Public Law 103–433; 108 Stat. 4481) is amended—

19 (1) by striking subsection (d) and inserting the  
20 following:

21 “(d) NO BUFFER ZONES.—

22 “(1) IN GENERAL.—Congress does not intend  
23 for the designation of wilderness areas by this Act—

24 “(A) to require the additional regulation of  
25 land adjacent to the wilderness areas; or

1           “(B) to lead to the creation of protective  
2           perimeters or buffer zones around the wilder-  
3           ness areas.

4           “(2) NONWILDERNESS ACTIVITIES.—Any non-  
5           wilderness activities (including renewable energy  
6           projects, energy transmission or telecommunications  
7           projects, mining, camping, hunting, and military ac-  
8           tivities) in areas immediately adjacent to the bound-  
9           ary of a wilderness area designated by this Act shall  
10          not be restricted or precluded by this Act, regardless  
11          of any actual or perceived negative impacts of the  
12          nonwilderness activities on the wilderness area, in-  
13          cluding any potential indirect impacts of nonwilder-  
14          ness activities conducted outside the designated wil-  
15          derness area on the viewshed, ambient noise level, or  
16          air quality of wilderness area.”;

17          (2) in subsection (f), by striking “designated by  
18          this title and” and inserting “, potential wilderness  
19          areas, special management areas, and national  
20          monuments designated by this title or titles XIII  
21          through XVIII”; and

22          (3) in subsection (g), by inserting “, a potential  
23          wilderness area, a special management areas, or na-  
24          tional monument” before “by this Act”.

1 (d) MOJAVE NATIONAL PRESERVE.—Title V of the  
 2 California Desert Protection Act of 1994 (16 U.S.C.  
 3 410aaa–41 et seq.) is amended by adding at the end the  
 4 following:

5 **“SEC. 520. NATIVE GROUNDWATER SUPPLIES.**

6 “The Secretary shall take no action within the Con-  
 7 servation Area to authorize, permit, or allow the use of  
 8 any right-of-way or lease to extract, consume, export,  
 9 transfer, or distribute groundwater for municipal, com-  
 10 mercial, or industrial use from aquifers supplying wild and  
 11 scenic rivers, or supplying water to Areas of Critical Envi-  
 12 ronmental Concern, or underlying land managed by the  
 13 Barstow or Needles Field Offices of the Bureau of Land  
 14 Management or the National Park Service in quantities  
 15 that collectively exceed the estimated perennial safe yield  
 16 or annual recharge rate, as determined by the United  
 17 States Geological Survey.”.

18 (e) CALIFORNIA MILITARY LANDS WITHDRAWAL  
 19 AND OVERFLIGHTS ACT OF 1994.—

20 (1) FINDINGS.—Section 801(b)(2) of the Cali-  
 21 fornia Military Lands Withdrawal and Overflights  
 22 Act of 1994 (16 U.S.C. 410aaa–82 note; Public Law  
 23 103–433) is amended by inserting “, special man-  
 24 agement areas, potential wilderness areas,” before  
 25 “and wilderness areas”.

1           (2) OVERFLIGHTS; SPECIAL AIRSPACE.—Section  
 2       802 of the California Military Lands Withdrawal  
 3       and Overflights Act of 1994 (16 U.S.C. 410aaa–82)  
 4       is amended—

5           (A) in subsection (a), by inserting “or spe-  
 6       cial management areas” before “designated by  
 7       this Act”;

8           (B) in subsection (b), by inserting “or spe-  
 9       cial management areas” before “designated by  
 10      this Act”; and

11          (C) by adding at the end the following:

12      “(d) DEPARTMENT OF DEFENSE FACILITIES.—  
 13      Nothing in this Act alters any authority of the Secretary  
 14      of Defense to conduct military operations at installations  
 15      and ranges within the California Desert Conservation  
 16      Area that are authorized under any other provision of  
 17      law.”.

## 18   **TITLE II—DEVELOPMENT OF RE-** 19       **NEWABLE ENERGY ON PUB-** 20       **LIC LAND**

### 21   **SEC. 201. DEFINITIONS.**

22      In this title:

23          (1) FUND.—The term “Fund” means the Re-  
 24      newable Energy Resource Conservation Fund estab-  
 25      lished by section 202(c).

1           (2) PUBLIC LAND.—The term “public land”  
 2           has the meaning given the term “public lands” in  
 3           section 103 of the Federal Land Policy and Manage-  
 4           ment Act of 1976 (43 U.S.C. 1702).

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

7   **SEC. 202. DISPOSITION OF REVENUES.**

8           (a) DISPOSITION OF REVENUES.—Of the amounts  
 9           collected as bonus bids, royalties, rentals, fees, or other  
 10          payments under a right-of-way, permit, lease, or other au-  
 11          thorization for the development of wind or solar energy  
 12          on land managed by the Bureau of Land Management—

13               (1) 25 percent shall be paid by the Secretary of  
 14               the Treasury to the State within the boundaries of  
 15               which the income is derived;

16               (2) 25 percent shall be paid by the Secretary of  
 17               the Treasury to the one or more counties within the  
 18               boundaries of which the income is derived, to be allo-  
 19               cated among the counties based on the percentage of  
 20               public land from which the royalties or bonuses are  
 21               derived in each county;

22               (3) 15 percent shall—

23                       (A) for the 10-year period beginning on  
 24                       the date of enactment of this Act, be deposited  
 25                       in the Treasury of the United States to help fa-

1 facilitate the processing of renewable energy per-  
 2 mits by the Bureau of Land Management and  
 3 the United States Fish and Wildlife Service, in-  
 4 cluding the transfer of the funds to other Fed-  
 5 eral agencies and State agencies to facilitate the  
 6 processing of renewable energy permits; and

7 (B) beginning on the date that is 10 years  
 8 after the date of enactment of this Act, be de-  
 9 posited in the Fund; and

10 (4) 35 percent shall be deposited in the Fund.

11 (b) PAYMENTS TO STATES AND COUNTIES.—

12 (1) IN GENERAL.—Except as provided in para-  
 13 graph (2), amounts paid to States and counties  
 14 under subsection (a) shall be used consistent with  
 15 section 35 of the Mineral Leasing Act (30 U.S.C.  
 16 191).

17 (2) IMPACTS ON FEDERAL LAND.—Not less  
 18 than 33 percent of the amount paid to a State shall  
 19 be used on an annual basis for the purposes de-  
 20 scribed in subsection (c)(2)(A).

21 (3) NO IMPACT ON PAYMENTS IN LIEU OF  
 22 TAXES.—Nothing in this section impacts or reduces  
 23 any payment authorized under section 6903 of title  
 24 31, United States Code.

1       (c) RENEWABLE ENERGY RESOURCE CONSERVATION  
2 FUND.—

3           (1) IN GENERAL.—There is established in the  
4 Treasury a fund, to be known as the “Renewable  
5 Energy Resource Conservation Fund”, to be admin-  
6 istered by the Secretary for use in regions impacted  
7 by the development of wind or solar energy.

8           (2) USE.—

9           (A) IN GENERAL.—Amounts in the Fund  
10 shall be available to the Secretary, who may  
11 make amounts available to the Secretary of Ag-  
12 riculture and to other Federal or State agen-  
13 cies, as appropriate, for the purposes of—

14                   (i) addressing the impacts of wind or  
15 solar development on Federal land, includ-  
16 ing restoring and protecting—

17                           (I) wildlife habitat for affected  
18 species;

19                           (II) wildlife corridors for affected  
20 species; and

21                           (III) water resources in areas im-  
22 pacted by wind or solar energy devel-  
23 opment;

24                   (ii) conducting research with regional  
25 institutions of higher education necessary

1 to implement restoration and protection  
2 activities described in clause (i);

3 (iii) securing recreational access to  
4 Federal land through an easement, right-  
5 of-way, or fee title acquisition from willing  
6 sellers for the purpose of providing en-  
7 hanced public access to existing Federal  
8 land that is inaccessible or significantly re-  
9 stricted if the enhanced public access does  
10 not impact the natural and cultural re-  
11 source values of the Federal land;

12 (iv) carrying out activities authorized  
13 under chapter 2003 of title 54, United  
14 States Code, in the State; and

15 (v) establishing, operating, and main-  
16 taining a trans-State desert tortoise con-  
17 servation center on public land along the  
18 California-Nevada border—

19 (I) to support desert tortoise re-  
20 search, disease monitoring, handling  
21 training, rehabilitation, and reintro-  
22 duction;

23 (II) to provide temporary quar-  
24 ters for animals collected from author-

1                    ized salvage from renewable energy  
2                    sites; and

3                    (III) to ensure the full recovery  
4                    and ongoing survival of the species.

5                    (B) DESERT TORTOISE CONSERVATION.—

6                    In carrying out subparagraph (A)(v), the Sec-  
7                    retary shall—

8                    (i) seek the participation of or con-  
9                    tract with qualified nongovernmental orga-  
10                   nizations with expertise in desert tortoise  
11                   disease research and experience with desert  
12                   tortoise translocation techniques, and sci-  
13                   entific training of professional biologists  
14                   for handling tortoises, to staff and manage  
15                   the desert tortoise conservation center;

16                   (ii) ensure that the center engages in  
17                   public outreach and education on tortoise  
18                   handling; and

19                   (iii) consult with the State of Cali-  
20                   fornia and the State of Nevada to ensure  
21                   the center is operated consistent with State  
22                   law.

23                   (C) ADVISORY BOARD.—

24                   (i) IN GENERAL.—The Secretary shall  
25                   establish an independent advisory board

1 composed of key stakeholders and technical  
 2 experts to provide recommendations and  
 3 guidance on the disposition of any amounts  
 4 expended from the Fund.

5 (ii) ADMINISTRATIVE COSTS.—

6 Amounts in the Fund shall not be used to  
 7 fund any of the administrative costs of the  
 8 advisory board established under clause (i).

9 (3) MITIGATION REQUIREMENTS.—The expend-

10 iture of funds under this subsection shall be in addi-  
 11 tion to any mitigation requirements imposed pursu-  
 12 ant to any law, regulation, or term or condition of  
 13 any lease, right-of-way, or other authorization.

14 (4) INVESTMENT OF FUND.—

15 (A) IN GENERAL.—Any amounts deposited  
 16 in the Fund shall earn interest in an amount  
 17 determined by the Secretary of the Treasury on  
 18 the basis of the current average market yield on  
 19 outstanding marketable obligations of the  
 20 United States of comparable maturities.

21 (B) USE.—Any interest earned under sub-  
 22 paragraph (A) shall be expended in accordance  
 23 with this subsection.

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