

(c) Applicability of chapter 10 of title 5

Chapter 10 of title 5 shall apply to the procedures and activities of the advisory commission.

(d) Termination

The advisory commission shall cease to exist ten years after the date of its establishment.

(Pub. L. 103-433, title III, §307, Oct. 31, 1994, 108 Stat. 4487; Pub. L. 117-286, §4(a)(84), Dec. 27, 2022, 136 Stat. 4315.)

Editorial Notes**AMENDMENTS**

2022—Subsec. (c). Pub. L. 117-286 substituted “Chapter 10 of title 5” for “The Federal Advisory Committee Act”.

§ 410aaa-7. Boundary adjustment

In preparing the maps and legal descriptions required by section 410aaa-3 of this title and section 602 of this Act, the Secretary shall adjust the boundaries of the Death Valley National Park and Death Valley National Park Wilderness so as to exclude from such National Park and Wilderness the lands generally depicted on the map entitled “Porter Mine (Panamint Range) Exclusion Area” dated June 1994.

(Pub. L. 103-433, title III, §308, Oct. 31, 1994, 108 Stat. 4487.)

Editorial Notes**REFERENCES IN TEXT**

Section 602 of this Act, referred to in text, is section 602 of Pub. L. 103-433, title VI, Oct. 31, 1994, 108 Stat. 4496, which is not classified to the Code.

Statutory Notes and Related Subsidiaries**DEATH VALLEY NATIONAL PARK BOUNDARY REVISION**

Pub. L. 116-9, title I, §1431(a)-(c), Mar. 12, 2019, 133 Stat. 699, provided that:

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

“(1) the approximately 28,923 acres of Bureau of Land Management land in San Bernardino County, California, abutting the southern end of the Death Valley National Park that lies between Death Valley National Park to the north and Ft. Irwin Military Reservation to the south and which runs approximately 34 miles from west to east, as depicted on the map entitled ‘Death Valley National Park Proposed Boundary Addition-Bowling Alley’, numbered 143/128,605A, and dated November 1, 2018; and

“(2) the approximately 6,369 acres of Bureau of Land Management land in Inyo County, California, located in the northeast area of Death Valley National Park that is within, and surrounded by, land under the jurisdiction of the Director of the National Park Service, as depicted on the map entitled ‘Death Valley National Park Proposed Boundary Addition-Crater’, numbered 143/100,079D, and dated November 1, 2018.

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

“(c) ADMINISTRATION.—The Secretary—

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

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

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

“(2) may enter into a memorandum of understanding with Inyo County, California, to permit operationally feasible, ongoing access to and use (including material storage and excavation) of existing gravel pits along Saline Valley Road within Death Valley National Park for road maintenance and repairs in accordance with applicable laws (including regulations).”

[For definition of “Secretary” as used in section 1431(a)-(c) of Pub. L. 116-9, set out above, see section 1401 of Pub. L. 116-9, set out as a Definitions note below.]

DEFINITIONS

Pub. L. 116-9, title I, §1401, Mar. 12, 2019, 133 Stat. 692, provided that: “In this subtitle [subtitle E (§§1401-1461)] of title I of Pub. L. 116-9, enacting subchapters CXLII and CXLIII of this chapter and sections 410aaa-28, 410aaa-81 to 410aaa-81c, and 410aaa-91 of this title, amending sections 410aaa-75, 410aaa-77, 410aaa-82, and 1274 of this title, repealing section 410aaa-81 of this title, enacting provisions set out as notes under this section and sections 410aaa, 410aaa-22, 410aaa-56, 670g of this title, amending provisions set out as notes under sections 410aaa and 410aaa-82 of this title, and enacting and amending provisions listed in a table of Wilderness Areas set out under section 1132 of this title]:

“(1) CONSERVATION AREA.—The term ‘Conservation Area’ means the California Desert Conservation Area.

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

“(A) the Secretary [of the Interior], with respect to land administered by the Department of the Interior; or

“(B) the Secretary of Agriculture, with respect to National Forest System land.

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

PART B—JOSHUA TREE NATIONAL PARK**§ 410aaa-21. Findings**

The Congress finds that—

(1) a proclamation by President Franklin Roosevelt in 1936 established Joshua Tree National Monument to protect various objects of historical and scientific interest;

(2) Joshua Tree National Monument today is recognized as a major unit of the National Park System, having extraordinary values enjoyed by millions of visitors;

(3) the monument boundaries as modified in 1950 and 1961 exclude and thereby expose to incompatible development and inconsistent management, contiguous Federal lands of essential and superlative natural, ecological, archeological, paleontological, cultural, historical, and wilderness values;

(4) Joshua Tree National Monument should be enlarged by the addition of contiguous Federal lands of national park caliber, and afforded full recognition and statutory protection as a National Park; and

(5) the nondesignated wilderness within Joshua Tree should receive statutory protection by designation pursuant to the Wilderness Act [16 U.S.C. 1131 et seq.].

(Pub. L. 103-433, title IV, §401, Oct. 31, 1994, 108 Stat. 4487.)

Editorial Notes**REFERENCES IN TEXT**

The Wilderness Act, referred to in par. (5), is Pub. L. 88-577, Sept. 3, 1964, 78 Stat. 890, which is classified generally to chapter 23 (§1131 et seq.) of this title. For

complete classification of this Act to the Code, see Short Title note set out under section 1131 of this title and Tables.

§ 410aaa–22. Establishment

There is hereby established the Joshua Tree National Park, (hereinafter in this section referred to as the “park”), as generally depicted on a map entitled “Joshua Tree National Park Boundary—Proposed”, dated May 1991, and four maps entitled “Joshua Tree National Park Boundary and Wilderness”, numbered in the title one through four, and dated October 1991 or prior, which shall be on file and available for public inspection in the offices of the Superintendent of the park and the Director of the National Park Service, Department of the Interior. The Joshua Tree National Monument is hereby abolished as such, the lands and interests therein are hereby incorporated within and made part of the new Joshua Tree National Park, and any funds available for purposes of the monument shall be available for purposes of the park.

(Pub. L. 103–433, title IV, § 402, Oct. 31, 1994, 108 Stat. 4488.)

Statutory Notes and Related Subsidiaries

BOUNDARY ADJUSTMENT AND ADMINISTRATION, JOSHUA TREE NATIONAL PARK

Pub. L. 116–9, title I, § 1433(a)–(d), Mar. 12, 2019, 133 Stat. 700, provided that:

“(a) BOUNDARY ADJUSTMENT.—The boundary of the Joshua Tree National Park is adjusted to include—

“(1) the approximately 2,879 acres of land managed by the Bureau of Land Management that are depicted as ‘BLM Proposed Boundary Addition’ on the map entitled ‘Joshua Tree National Park Proposed Boundary Additions’, numbered 156/149,375, and dated November 1, 2018; and

“(2) the approximately 1,639 acres of land that are depicted as ‘MDLT Proposed Boundary Addition’ on the map entitled ‘Joshua Tree National Park Proposed Boundary Additions’, numbered 156/149,375, and dated November 1, 2018.

“(b) AVAILABILITY OF MAPS.—The map described in subsection (a) and the map depicting the 25 acres described in subsection (c)(2) shall be on file and available for public inspection in the appropriate offices of the National Park Service.

“(c) ADMINISTRATION.—

“(1) IN GENERAL.—The Secretary shall administer any land added to the Joshua Tree National Park under subsection (a) and the additional land described in paragraph (2)—

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

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

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

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

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

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

“(d) SOUTHERN CALIFORNIA EDISON COMPANY ENERGY TRANSPORT FACILITIES AND RIGHTS-OF-WAY.—

“(1) IN GENERAL.—Nothing in this section affects any valid right-of-way for the customary operation, maintenance, upgrade, repair, relocation within an

existing right-of-way, replacement, or other authorized energy transport facility activities in a right-of-way issued, granted, or permitted to the Southern California Edison Company or the successors or assigns of the Southern California Edison Company that is located on land described in paragraphs (1) and (2) of subsection (a), including, at a minimum, the use of mechanized vehicles, helicopters, or other aerial devices.

“(2) UPGRADES AND REPLACEMENTS.—Nothing in this section prohibits the upgrading or replacement of—

“(A) Southern California Edison Company energy transport facilities, including the energy transport facilities referred to as the Jellystone, Burnt Mountain, Whitehorn, Allegra, and Utah distribution circuits rights-of-way; or

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

“(3) PUBLICATION OF PLANS.—Not later than the date that is 1 year after the date of enactment of this Act [Mar. 12, 2019] or the issuance of a new energy transport facility right-of-way within the Joshua Tree National Park, whichever is earlier, the Secretary, in consultation with the Southern California Edison Company, shall publish plans for regular and emergency access by the Southern California Edison Company to the rights-of-way of the Southern California Edison Company within Joshua Tree National Park.”

[For definition of “Secretary” as used in section § 1433(a)–(d) of Pub. L. 116–9, set out above, see section 1401 of Pub. L. 116–9, set out as a Definitions note under section 410aaa–7 of this title.]

§ 410aaa–23. Transfer and administration of lands

On October 31, 1994, the Secretary shall transfer the lands under the jurisdiction of the Bureau of Land Management depicted on the maps described in section 410aaa–22 of this title, without consideration, to the administrative jurisdiction of the National Park Service for administration as part of the National Park System. The boundaries of the park shall be adjusted accordingly. The Secretary shall administer the areas added to the park by this part in accordance with the provisions of law generally applicable to units of the National Park System, including the Act entitled “An Act to establish a National Park Service, and for other purposes”, approved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1, 2–4).¹

(Pub. L. 103–433, title IV, § 403, Oct. 31, 1994, 108 Stat. 4488.)

Editorial Notes

REFERENCES IN TEXT

The Act entitled “An Act to establish a National Park Service, and for other purposes”, approved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1, 2–4), referred to in text, is act Aug. 25, 1916, ch. 408, 39 Stat. 535, known as the National Park Service Organic Act, which enacted sections 1, 2, 3, and 4 of this title and provisions set out as a note under section 100101 of Title 54, National Park Service and Related Programs. Sections 1 to 4 of the Act were repealed and restated as section 1865(a) of Title 18, Crimes and Criminal Procedure, and section 100101(a), chapter 1003, and sections 100751(a), 100752, 100753, and 102101 of Title 54 by Pub. L. 113–287, §§ 3, 4(a)(1), 7, Dec. 19, 2014, 128 Stat. 3094, 3260, 3272. For complete classification of this Act to the Code, see Ta-

¹ See References in Text note below.