

Editorial Notes

REFERENCES IN TEXT

Time of enactment of this subchapter, referred to in text, means Aug. 22, 1972, the date of enactment of Pub. L. 92-400, which enacted this subchapter.

§ 460aa-9. Mining restriction; Federal lands withdrawn from location, entry, and patent under United States mining laws

Subject to valid existing rights, all Federal lands located in the recreation area are hereby withdrawn from all forms of location, entry, and patent under the mining laws of the United States.

(Pub. L. 92-400, §10, Aug. 22, 1972, 86 Stat. 614.)

§ 460aa-10. Land surface protection; regulations

The Congress hereby recognizes and declares the need to take action to regulate the use of, and protect the surface values of, the Federal lands in the recreation area, and directs that rules and regulations necessary to carry out this section shall be promulgated and issued by the Secretary of Agriculture after consultation with the Secretary of the Interior. Such regulations shall include, when deemed necessary, provisions for control of the use of motorized and mechanical equipment for transportation over, or alteration of, the surface of such Federal land in connection with any authorized activities on such land, including but not limited to mineral prospecting, exploration, or development operations.

(Pub. L. 92-400, §11, Aug. 22, 1972, 86 Stat. 614.)

§ 460aa-11. Patents; restriction on issuance

Patents shall not hereafter be issued for locations and claims heretofore made in the recreation area under the mining laws of the United States.

(Pub. L. 92-400, §12, Aug. 22, 1972, 86 Stat. 615.)

§ 460aa-12. Authorization of appropriations; availability of land and water conservation fund money

There are authorized to be appropriated for the purposes of this subchapter not more than \$47,802,000 for the acquisition of lands and interests in lands and not more than \$26,241,000 for development. Money appropriated from the land and water conservation fund shall be available for the acquisition of lands, waters, and interests therein within the recreation area.

(Pub. L. 92-400, §13, Aug. 22, 1972, 86 Stat. 615; Pub. L. 95-625, title II, §202, Nov. 10, 1978, 92 Stat. 3473.)

Editorial Notes

AMENDMENTS

1978—Pub. L. 95-625 increased land acquisition appropriations authorization to \$47,802,000 from \$19,802,000.

§ 460aa-13. Area analysis for park or park administrative unit proposal**(a) Report to Congress**

The Secretary of the Interior, in consultation with appropriate Federal, State, and local agen-

cies, shall make a comprehensive analysis of the natural, economic, and cultural values of the recreation area and the adjacent Pioneer Mountains for the purpose of evaluating the potentiality of establishing therein a national park or other unit of the national park system. He shall submit a report of the results of the analysis along with his recommendations to the Congress by December 31, 1974.

(b) Considerations manifested in report to Congress

His report shall show that in making the aforesaid recommendations he took into consideration, among other things—

- (1) the feasible alternative uses of the land and the long- and short-term effect of such alternative uses upon, but not limited to, the following—
 - (A) the State and local economy,
 - (B) the natural and cultural environment,
 - (C) the management and use of water resources,
 - (D) the management of grazing, timber, mineral, and other commercial activities,
 - (E) the management of fish and wildlife resources,
 - (F) the continued occupancy of existing homesites, campsites, commercial and public recreation enterprises, and other privately owned properties and the future development of the same,
 - (G) the interrelation between recreation areas, wilderness areas and park lands, and

- (2) the establishment of a national park in the mountain peaks and upland areas together with such portions of the national recreation area as may be necessary and appropriate for the proper administration and public use of and access to such park lands, leaving the valleys and low-lying lands available for multiple-use purposes.

(c) Master plan, cost estimates and proposed legislation for establishment of park administrative unit

Any recommendation for the establishment of a unit of the national park system shall be accompanied by (1) a master plan for the development and administration of such unit, indicating proposed boundaries, access or other roads, visitor facilities, and proposed management concepts applicable to such unit; (2) a statement of the estimated Federal cost for acquisition, development, and operation of such unit; and (3) proposed legislation for establishment of such park administrative unit.

(d) Authorization of appropriations

There are authorized to be appropriated not more than \$50,000 to carry out the provisions of this section.

(Pub. L. 92-400, §14, Aug. 22, 1972, 86 Stat. 615.)

§ 460aa-14. Separability

If any provision of this subchapter is declared to be invalid, such declaration shall not affect the validity of any other provision of this subchapter.

(Pub. L. 92-400, §15, Aug. 22, 1972, 86 Stat. 615.)