

§ 460ffff-5. Protection of services and recreational opportunities

(a) Effect of subchapter

Nothing in this subchapter limits commercial services for existing or historic recreation uses, as authorized by the permit process of the Bureau of Land Management.

(b) Guided recreational opportunities

Commercial permits to exercise guided recreational opportunities for the public that are authorized as of March 12, 2019, may continue to be authorized.

(Pub. L. 103-433, title XIV, §1406, as added Pub. L. 116-9, title I, §1441, Mar. 12, 2019, 133 Stat. 710.)

SUBCHAPTER CXLIV—NUMU NEWE SPECIAL MANAGEMENT AREA

§ 460gggg. Numu Newe Special Management Area

(a) Definitions

In this section:

(1) Management plan

The term “management plan” means the management plan for the Special Management Area developed under subsection (d).

(2) Secretary

The term “Secretary” means the Secretary of the Interior.

(3) Special Management Area

The term “Special Management Area” means the Numu Newe Special Management Area established by subsection (b).

(b) Establishment

To protect, conserve, and enhance the unique and nationally important historic, cultural, archaeological, natural, and educational resources of the Numu Newe traditional homeland, subject to valid existing rights, there is established in Churchill and Mineral Counties, Nevada, the Numu Newe Special Management Area, to be administered by the Secretary.

(c) Area included

The Special Management Area shall consist of the approximately 209,181 acres of public land in Churchill and Mineral Counties, Nevada, administered by the Bureau of Land Management, as depicted on the map entitled “Churchill County Proposed Fallon Range Training Complex Modernization and Lands Bill” and dated November 30, 2022.

(d) Management plan

(1) In general

Not later than 2 years after December 23, 2022, the Secretary shall develop a comprehensive management plan for the long-term management of the Special Management Area.

(2) Consultation

In developing and implementing the management plan, the Secretary shall consult with—

- (A) appropriate Federal, Tribal, State, and local governmental entities; and
- (B) interested members of the public.

(3) Requirements

The management plan shall—

(A) describe the appropriate uses of the Special Management Area;

(B) with respect to any land within the Special Management Area that is withdrawn and reserved for military uses, ensure that management of the Special Management Area is consistent with the purposes under section 2981(c)(2) of the Military Land Withdrawals Act of 2013 (as added by section 2901 of this title) for which the land is withdrawn and reserved;

(C) authorize the use of motor vehicles in the Special Management Area, where appropriate, including providing for the maintenance of existing roads;

(D) incorporate any provision of an applicable land and resource management plan that the Secretary considers to be appropriate;

(E) ensure, to the maximum extent practicable, the protection and preservation of traditional cultural and religious sites within the Special Management Area;

(F) to the maximum extent practicable, carefully and fully integrate the traditional and historical knowledge and special expertise of the Fallon Paiute Shoshone Tribe and other affected Indian tribes;

(G) consistent with subparagraph (D), ensure public access to Federal land within the Special Management Area for hunting, fishing, and other recreational purposes;

(H) not affect the allocation, ownership, interest, or control, as in existence on December 23, 2022, of any water, water right, or any other valid existing right; and

(I) be reviewed not less frequently than annually by the Secretary to ensure the management plan is meeting the requirements of this section.

(e) Military overflights

Nothing in this section restricts or precludes—

- (1) low-level overflights of military aircraft over the Special Management Area, including military overflights that can be seen or heard within the Special Management Area;
- (2) flight testing and evaluation; or
- (3) the designation or creation of new units of special use airspace, or the establishment of military flight training routes, over the Special Management Area.

(Pub. L. 117-263, div. B, title XXIX, §2902, Dec. 23, 2022, 136 Stat. 3033; Pub. L. 118-31, div. B, title XXVIII, §2883(a), Dec. 22, 2023, 137 Stat. 782.)

Editorial Notes

REFERENCES IN TEXT

Section 2981(c)(2) of the Military Land Withdrawals Act of 2013 (as added by section 2901 of this title), referred to in subsec. (d)(3)(B), is section 2981(c)(2) of title XXIX of div. B of Pub. L. 113-66, as added by Pub. L. 117-263, div. B, title XXIX, §2901, Dec. 23, 2022, 136 Stat. 3016, which is not classified to the Code.

AMENDMENTS

2023—Subsec. (c). Pub. L. 118-31 substituted “209,181 acres” for “217,845 acres”.

SUBCHAPTER CXLV—NUMUNAA NOBE
NATIONAL CONSERVATION AREA

§ 460hbbb. Numunaa Nobe National Conserva-
tion Area

(1) Definitions

In this section:

(A) Conservation Area

The term “Conservation Area” means the Numunaa Nobe National Conservation Area established by paragraph (2).

(B) Management plan

The term “management plan” means the management plan for the Conservation Area developed under paragraph (3)(B).

(C) Secretary

The term “Secretary” means the Secretary of the Interior.

(2) Establishment

(A) In general

To conserve, protect, and enhance for the benefit and enjoyment of present and future generations the cultural, archaeological, natural, wilderness, scientific, geological, historical, biological, wildlife, educational, recreational, and scenic resources of the Conservation Area, subject to valid existing rights, there is established the Numunaa Nobe National Conservation Area in the State of Nevada, to be administered by the Secretary.

(B) Area included

(i) In general

The Conservation Area shall consist of approximately 160,224 acres of public land in Churchill County, Nevada, as generally depicted on the map entitled “Churchill County Proposed Fallon Range Training Complex Modernization and Lands Bill” and dated November 30, 2022.

(ii) Availability of map

The map described in clause (i) shall be on file and available for public inspection in the appropriate offices of the Bureau of Land Management.

(3) Management

(A) In general

The Secretary shall administer the Conservation Area in a manner that conserves, protects, and enhances the resources of the Conservation Area—

(i) in accordance with—

- (I) this section;
- (II) the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.); and
- (III) any other applicable law; and

(ii) as a component of the National Landscape Conservation System.

(B) Management plan

(i) In general

Not later than 2 years after December 23, 2022, the Secretary shall develop a management plan for the Conservation Area.

(ii) Consultation

In developing the management plan, the Secretary shall consult with—

- (I) appropriate Federal, State, Tribal, and local governmental entities; and
- (II) members of the public.

(iii) Requirements

The management plan shall—

- (I) describe the appropriate uses of the Conservation Area;
- (II) in accordance with paragraph (5), authorize the use of motor vehicles in the Conservation Area, where appropriate, including for the maintenance of existing roads; and
- (III) incorporate any provision of an applicable land and resource management plan that the Secretary considers to be appropriate, to include the Search and Rescue Training Cooperative Agreement between the Bureau of Land Management and the Naval Strike and Air Warfare Training Center dated July 6, 1998, and the Carson City District BLM Administrative Guide to Military Activities on and Over the Public Lands dated January 25, 2012.

(4) Uses

The Secretary shall allow only those uses of the Conservation Area that the Secretary determines would further the purposes of the Conservation Area.

(5) Motorized vehicles

Except as needed for administrative purposes, planned military activities authorized by paragraph (3)(B)(iii)(III), or to respond to an emergency, the use of motorized vehicles in the Conservation Area shall be permitted only on roads and trails designated for the use of motorized vehicles by the management plan.

(6) Withdrawal

(A) In general

Subject to valid existing rights, all public land in the Conservation Area is withdrawn from—

- (i) all forms of entry, appropriation, and disposal under the public land laws;
- (ii) location, entry, and patent under the mining laws; and
- (iii) disposition under all laws relating to mineral and geothermal leasing or mineral materials.

(B) Additional land

If the Secretary acquires mineral or other interests in a parcel of land within the Conservation Area after December 23, 2022, the parcel is withdrawn from operation of the laws referred to in subparagraph (A) on the date of acquisition of the parcel.

(7) Hunting, fishing, and trapping

(A) In general

Subject to subparagraph (B), nothing in this section affects the jurisdiction of the State of Nevada with respect to fish and wildlife, including hunting, fishing, and trapping in the Conservation Area.