

Union Calendar No. 101

113TH CONGRESS
1ST SESSION

H. R. 1411

[Report No. 113-139]

To include the Point Arena-Stornetta Public Lands in the California Coastal National Monument as a part of the National Landscape Conservation System, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 9, 2013

Mr. HUFFMAN (for himself and Mr. THOMPSON of California) introduced the following bill; which was referred to the Committee on Natural Resources

JULY 8, 2013

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on April 9, 2013]

A BILL

To include the Point Arena-Stornetta Public Lands in the California Coastal National Monument as a part of the National Landscape Conservation System, 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; DEFINITIONS.**

4 (a) *SHORT TITLE.*—*This Act may be cited as the*
5 *“California Coastal National Monument Expansion Act of*
6 *2013”.*

7 (b) *DEFINITIONS.*—*In this Act:*

8 (1) *MAP.*—*The term “map” means the map cre-*
9 *ated by the Bureau of Land Management, entitled*
10 *“California Coastal National Monument Addition”*
11 *and dated September 15, 2012.*

12 (2) *MONUMENT.*—*The term “Monument” means*
13 *the California Coastal National Monument established*
14 *by Presidential Proclamation 7264.*

15 (3) *POINT ARENA-STORNETTA PUBLIC LANDS.*—
16 *The term “Point Arena-Stornetta Public Lands”*
17 *means the Federal land comprising approximately*
18 *1,255 acres in Mendocino County, California, as gen-*
19 *erally depicted on the map.*

20 (4) *PRESIDENTIAL PROCLAMATION 7264.*—*The*
21 *term “Presidential Proclamation 7264” means Presi-*
22 *dential Proclamation Number 7264, dated January*
23 *11, 2000 (65 Fed. Reg. 2821).*

24 (5) *SECRETARY.*—*The term “Secretary” means*
25 *the Secretary of the Interior.*

1 **SEC. 2. PURPOSE.**

2 *The purpose of this Act is to protect, conserve, and en-*
3 *hance for the benefit and enjoyment of present and future*
4 *generations the unique and nationally important historical,*
5 *natural, cultural, scientific, educational, scenic, economic*
6 *and recreational values of the Point Arena-Stornetta Public*
7 *Lands, while allowing certain recreational, research and*
8 *traditional economic activities or uses, such as grazing, to*
9 *continue.*

10 **SEC. 3. EXPANSION OF CALIFORNIA COASTAL NATIONAL**
11 **MONUMENT.**

12 (a) *IN GENERAL.*—*The boundary of the Monument es-*
13 *tablished by Presidential Proclamation 7264 is expanded*
14 *to include the Federal land shown on the map.*

15 (b) *MAP AND LEGAL DESCRIPTION.*—

16 (1) *IN GENERAL.*—*As soon as practicable after*
17 *the date of enactment of this Act, the Secretary shall*
18 *file with the Committee on Energy and Natural Re-*
19 *sources of the Senate and the Committee on Natural*
20 *Resources of the House of Representatives a map and*
21 *boundary description of land added to the Monument*
22 *by this Act.*

23 (2) *FORCE AND EFFECT.*—*The map and bound-*
24 *ary description filed under paragraph (1) shall have*
25 *the same force and effect as if included in this Act,*

1 *except that the Secretary may correct any minor er-*
2 *rors in the map and boundary descriptions.*

3 (3) *AVAILABILITY OF MAP AND BOUNDARY DE-*
4 *SCRIPTION.—The map and boundary description filed*
5 *under paragraph (1) shall be on file and available for*
6 *public inspection in appropriate offices of the Bureau*
7 *of Land Management.*

8 **SEC. 4. ADMINISTRATION.**

9 (a) *IN GENERAL.—The Secretary shall manage the*
10 *land added to the Monument by this Act—*

11 (1) *as a part of the Monument; and*

12 (2) *in accordance with Presidential Proclama-*
13 *tion 7264, except that—*

14 (A) *traditional economic activities and ex-*
15 *isting uses, such as grazing and the maintenance*
16 *of existing structures that are used for grazing,*
17 *shall not be restricted; and*

18 (B) *lands and interests in land within the*
19 *proposed land addition not owned by the United*
20 *States shall not be part of the monument and the*
21 *future acquisition of those lands and interests in*
22 *lands by the United States may occur only*
23 *through donation or exchange with the written*
24 *consent of the landowner.*

25 (b) *MANAGEMENT PLAN.—*

1 (1) *IN GENERAL.*—Not later than 2 years after
2 the date of enactment of this Act, the Secretary shall
3 finalize an amendment to the Monument management
4 plan for the long-term protection and management of
5 the land added to the Monument by this Act.

6 (2) *REQUIREMENTS.*—The plan amendment
7 shall—

8 (A) be developed with an opportunity for
9 full public participation; and

10 (B) describe the appropriate uses and man-
11 agement of the land consistent with this Act.

12 (c) *MOTORIZED AND MECHANIZED TRANSPORT.*—Ex-
13 cept as needed for emergency or authorized administrative
14 purposes, the use of motorized and mechanized vehicles in
15 the Monument shall be permitted only on roads and trails
16 designated for that use.

17 (d) *INCORPORATION OF LAND AND INTERESTS.*—

18 (1) *AUTHORITY.*—The Secretary may acquire
19 non-Federal land or interests in land within or adja-
20 cent to the land added to the Monument by this Act
21 only through exchange, or donation with the written
22 consent of the landowner, and such non-Federal land
23 shall not be included within the boundaries of the
24 Monument absent written consent of the landowner.

1 (2) *MANAGEMENT.*—*Any land or interests in*
2 *land within or adjacent to the land added to the*
3 *Monument by this Act acquired by the United States*
4 *after the date of enactment of this Act shall be added*
5 *to and administered as part of the Monument.*

6 (3) *ACCESS TO PRIVATE PROPERTY.*—*The addi-*
7 *tion of lands under this Act to the Monument may*
8 *not result in a lack of or restricted access by motor-*
9 *ized vehicle to any non-Federal lands within the*
10 *Monument.*

11 (e) *OVERFLIGHTS.*—*Nothing in this Act—*

12 (1) *restricts or precludes overflights, including*
13 *low-level overflights or military, commercial, and gen-*
14 *eral aviation overflights that can be seen or heard*
15 *within the land added to the Monument by this Act;*

16 (2) *restricts or precludes the designation or cre-*
17 *ation of new units of special use airspace or the estab-*
18 *lishment of military flight training routes over the*
19 *land added to the Monument by this Act; or*

20 (3) *modifies regulations governing low-level over-*
21 *flights above the adjacent Gulf of the Farallones Na-*
22 *tional Marine Sanctuary.*

23 (f) *LAW ENFORCEMENT.*—*Nothing in this Act effects*
24 *the law enforcement authorities of the Department of Home-*
25 *land Security.*

1 (g) *NATIVE AMERICAN USES.*—*Nothing in this Act en-*
2 *larges, diminishes, or modifies the rights of any Indian*
3 *tribe or Indian religious community.*

4 (h) *BUFFER ZONES.*—

5 (1) *IN GENERAL.*—*The expansion of the Monu-*
6 *ment is not intended to lead to the establishment of*
7 *protective perimeters or buffer zones around the land*
8 *included in the Monument by this Act.*

9 (2) *ACTIVITIES OUTSIDE THE MONUMENT.*—*The*
10 *fact that activities outside the Monument can be seen*
11 *or heard within the land added to the Monument by*
12 *this Act shall not, of itself, preclude those activities or*
13 *uses up to the boundary of the Monument.*

14 (i) *GRAZING.*—*Nothing in this Act affects the grazing*
15 *of livestock and the maintenance of existing structures that*
16 *are used for grazing with the Point Arena-Stornetta Public*
17 *Lands or the Monument.*

18 (j) *NATIONAL LANDSCAPE CONSERVATION SYSTEM.*—
19 *The Secretary shall manage the Monument as part of the*
20 *National Landscape Conservation System.*

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