Agenda

County of Inyo
Board of Supervisors

Board of Supervisors Room
County Administrative Center
224 North Edwards
Independence, California

All members of the public are encouraged to participate in the discussion of any items on the Agenda. Anyone wishing to speak, please obtain a card from the Board Clerk and indicate each item you would like to discuss. Return the completed card to the Board Clerk before the Board considers the item (s) upon which you wish to speak. You will be allowed to speak about each item before the Board takes action on it.

Any member of the public may also make comments during the scheduled "Public Comment" period on this agenda concerning any subject related to the Board of Supervisors or County Government. No card needs to be submitted in order to speak during the "Public Comment" period.

Public Notices: *(1)* In Compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting please contact the Clerk of the Board at (760) 878-0373. (28 CFR 35.102-35.104 ADA Title II). Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting. Should you because of a disability require appropriate alternative formatting of this agenda, please notify the Clerk of the Board 72 hours prior to the meeting to enable the County to make the agenda available in a reasonable alternative format. (Government Code Section 54954.2). *(2)* If a writing, that is a public record relating to an agenda item for an open session of a regular meeting of the Board of Supervisors, is distributed less than 72 hours prior to the meeting, the writing shall be available for public inspection at the Office of the Clerk of the Board of Supervisors, 224 N. Edwards, Independence, California and is available per Government Code § 54957.5(b)(1).

Note: Historically the Board does break for lunch, the timing of a lunch break is made at the discretion of the Chairperson and at the Board's convenience.

November 4, 2014

8:30 a.m. 1. ***PUBLIC COMMENT***

CLOSED SESSION

2. ***REAL PROPERTY NEGOTIATIONS - CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Pursuant to Government Code §54956.8)*** – Property – APN010-490-08, Bishop, California – Negotiating Parties – County Administrator, Kevin Carunchio, Sr. Deputy County Administrator, Pam Hennarty, and Public Works Director, Clint Quilter, and Joseph Enterprises - Negotiating Parties, Steve Joseph, Scott Piercey, Wayne Lamb and Jeff Shepard – Negotiations – Terms and Conditions.

OPEN SESSION

10:00 a.m. ***PLEDGE OF ALLEGIANCE***

3. ***REPORT ON CLOSED SESSION AS REQUIRED BY LAW.***

4. ***PUBLIC COMMENT***

DEPARTMENTAL (To be considered at the Board's convenience)

5. ***BOARD OF SUPERVISORS – Supervisors Linda Arcularius and Matt Kingsley*** – Request Board discuss and consider requesting the Great Basin Air Pollution Control Board to recommend, and the District's member agencies to concur in modifying the agreement between Inyo, Mono and Alpine counties forming the Great Basin Unified Air Pollution Control District to provide the County of Inyo with representation on the Air Pollution Control Board proportional to Inyo County's relative population and responsibility for District liabilities.

6. ***SHERIFF – COUNTY ADMINISTRATOR – Information Services*** - Request Board declare November 19, 2014 as National GIS Day.

7. ***ROAD DEPARTMENT*** – Request Board approve the installation of three new stop signs: one at the intersection of Substation Road and Goodwin Road; one at the intersection of Teya Road and Goodwin Road; and one at the intersection of Substation Road and Zucco Road.

8. ***PUBLIC WORKS AND PLANNING*** – Request Board receive a presentation from staff regarding the Eastern Sierra ATV Adventure Trails System of the Eastern Sierra Project.

9. ***PLANNING AND COUNTY COUNSEL*** – Request Board receive a presentation from staff about coordination with Forest Service staff regarding the Inyo National Forest Plan Update/Revision and the Eastern Sierra Recreation Collaborative and provide input.

10. ***PLANNING*** – Request approval of Amendment No. 2 to the Contract between the County of Inyo and Willdan Engineering to extend the ending date of the Contract to December 31, 2015 and to increase the Contract limit by $4,000 to a total amount not to exceed $70,500, contingent upon the Board's adoption of future budgets; and authorize the Chairperson to sign, contingent upon the appropriate signatures being obtained.

11. ***COUNTY ADMINISTRATOR - Emergency Services*** - Request Board continue the local emergency, The Death Valley Roadeater Emergency, that resulted in flooding in the eastern portion of Inyo County during the month of August 2012, per Resolution #2012-32, as recommended by the County Administrator.

12. ***COUNTY ADMINISTRATOR – Emergency Services*** - Request Board continue the local emergency, The Gully Washer Emergency that resulted in flooding in the central, south and southeastern portion of Inyo County during the month of July, 2013, as recommended by the County Administrator.

13. ***COUNTY ADMINISTRATOR - Emergency Services*** - Request Board continue the local emergency, The Canyon Crusher Emergency, that resulted in flooding in the portions of Inyo County during the month of August, 2013, was recommended by the County Administrator.

14. ***COUNTY ADMINISTRATOR - Emergency Services*** – Request Board continue the local emergency, known as the "Land of EVEN Less Water Emergency" that was proclaimed as a result of extreme drought conditions that exist in the County as recommended by the County Administrator.

15. ***CLERK OF THE BOARD*** – Request approval of the minutes of the October 14, 2014 and October 21, 2014 Board of Supervisors Meetings.

TIMED ITEMS (Items will not be considered before scheduled time)

11:00 a.m. 16. ***PLANNING*** – Request Board receive a presentation from staff on the 2014 updated California Desert Conservation and Recreation Protection Act of 2014 and provide direction to staff.

CORRESPONDENCE - ACTION

COMMENT (Portion of the Agenda when the Board takes comment from the public and County staff)

17. ***COUNTY DEPARTMENT REPORTS*** *(Reports limited to two minutes)*

18. ***PUBLIC COMMENT***

BOARD MEMBERS AND STAFF REPORTS

CORRESPONDENCE - INFORMATIONAL

AGENDA REQUEST FORM

BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
5

☐ Consent X Departmental ☐ Correspondence Action ☐ Public Hearing

☐ Scheduled Time for ☐ Closed Session ☐ Informational

FROM: Supervisor Linda Arcularius and Supervisor Matt Kingsley

FOR THE BOARD MEETING OF: November 4, 2014

SUBJECT: Requesting modification to the Agreement between Inyo, Mono and Alpine counties forming the Great Basin Air Pollution Control District

DEPARTMENTAL RECOMMENDATION:

Request our Board discuss and consider requesting the Great Basin Air Pollution Control Board to recommend, and the District's member agencies to concur in modifying the Agreement between Inyo, Mono and Alpine counties forming the Great Basin Unified Air Pollution Control District to provide the County of Inyo with representation on the Air Pollution Control Board proportional to Inyo County's relative population and responsibility for District liabilities.

SUMMARY DISCUSSION:

The Great Basin Unified Air Pollution Control District was formed in 1974 by a Joint Powers Agreement between Inyo, Mono and Alpine counties. The ratification of Rule 1102 in 1994 modified the Agreement to provide for representation on the District Board by the Town of Mammoth Lakes. A copy of the Joint Powers Agreement and its amendments is attached.

Among other provisions, the Agreement provides that assets and liabilities of the District are apportioned based on the relative population as determined in 1982: Inyo County 64.2 percent; Mono County 31.7 percent; and Alpine County 4.1 percent. Subsequent modifications to the Agreement provide that any required contributions to fund the District shall be paid by counties and cities who have representatives on the District Governing Board based on the per capita of population within each respective agency's boundaries. However, while each member agency's contributions to the District "float" proportionally to their populations, the subsequent modifications to the Agreement did nothing to change the apportionment of District assets and liabilities which were last addressed when the Agreement was modified in 1982.

When the District was first established in 1974, Inyo County's relative population (and share of the District's assets and liabilities) was 71.3 percent. However, Inyo County was also allocated three members on the Air Pollution Control Board while Mono County had two members and Alpine County had one member. Inyo County was responsible for most of the District's liabilities but also had the most representation to the District. The original Joint Powers Agreement was amended in 1982 to reduce Inyo County's relative population (and share of the District's assets and liabilities) to 64.2 percent. However, the 1982 amendment also reduced Inyo County representation on the Air Pollution Control Board from three to two members, while increasing Alpine County's representation from one to two members.

Most of the District's work takes place in Inyo County, and specifically on Owens Lake. As the City of Los Angeles has used increasing amounts of water to control dust on Owens Lake, its management of water resources in other parts of Owens Valley has become more restrictive; arguably to the detriment of residents, businesses and the environment. Additionally, recent lawsuits brought by the City of Los Angeles against the Air District have highlighted the liabilities to which member counties could be subject to should the City prevail in a lawsuit.

Since the actions of the Air Pollution Control Board pertain primarily to issues that are specific to Inyo County, and since Inyo County bears a significantly greater proportion of responsibility for District liabilities than the other counties (e.g., over twofold more than Mono County), it seems appropriate Inyo County should have the majority of representation on the District's Governing Board.

There are several ways in which providing Inyo County with proportional representation on the Great Basin Board may be accomplished (e.g., increasing the County's representation, weighting each member agencies' votes, reducing other counties' representation, etc.), and your Board may want to consider asking the Great Basin Air Pollution Control Board to propose the most agreeable means of meeting the County's objective should your Board decide to request modification of the Joint Powers Agreement. The Agreement provides that the Agreement may be modified upon recommendation of the Air Pollution Control Board and concurred in by the Board of Supervisors of each county within the District.

If our Board decides that it wants to request changes to the Joint Powers Agreement it may be appropriate to request the District act upon the County's request, and members counties be asked to concur in it by specific dates, to ensure the changes are contemplated in a timely manner.

ALTERNATIVES:

Our Board could choose not to request any changes to the Joint Powers Agreement, or to propose other modifications to the Agreement.

OTHER AGENCY INVOLVEMENT:

The Great Basin Air Pollution Control District comprises Inyo, Mono and Alpine counties. The District's Governing Board is currently comprised of two members of the Board of Supervisors of each county, selected by the respective county's Board of Supervisors, and one member from City of Mammoth (sic) selected by the Mammoth City Council.

FINANCING:

N/A

APPROVALS	
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS *(Must be reviewed and approved by county counsel prior to submission to the board clerk.)* Approved: _____ Date_____
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS (*Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)* Approved:_____ Date_____
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.) Approved:_____ Date_____

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received) Linda Arrambarri Date: 10-29-14
(The Original plus 20 copies of this document are required)

RESOLUTION NO. 74-20

A RESOLUTION APPROVING THE TERMS OF AN AGREEMENT FOR THE FORMATION AND OPERATION OF A UNIFIED AIR POLLUTION CONTROL DISTRICT INCLUDING INYO, MONO, AND ALPINE COUNTIES.

WHEREAS, the counties of Inyo, Mono, and Alpine desire and agree to merge their individual air pollution control districts into one air pollution control district; and

WHEREAS, an agreement has been reduced to writing to effect said consolidation and operation; and

WHEREAS, it is in the best interests of the people of Inyo County to participate in the combined district.

NOW, THEREFORE, BE IT RESOLVED that Inyo County enter into said agreement which is attached hereto and incorporated by reference herein; and

BE IT FURTHER RESOLVED that the chairman is authorized to sign said agreement on behalf of Inyo County.

Passed and approved this 19th day of February, 1974.

ATTEST:

DONNA L. HOMSHER
Inyo County Clerk

By Mary Jefferson
Mary Jefferson, Deputy

"The foregoing Resolution 74-20 was duly passed and adopted by the Inyo County Board of Supervisors at a regular meeting thereof held on February 19, 1974, by the following vote:

AYES: Supervisors Collins, Landau, Hopke, Fisher, Jacobs

NOES: None

ABSENT: None

Attest: ALAN H. JACOBS
Chairman

Mary Jefferson Dep. Clerk

BOARD OF SUPERVISORS
Referred Copies
CAO ✓
DA ✓
Other Treasurer, Mono County, Alpine County Health Auditor
Date 2-21-74

AGREEMENT

THIS AGREEMENT made and entered into by and between the Board of Supervisors of the County of Inyo, the Board of Supervisors of the County of Mono, the Board of Supervisors of the County of Alpine and exofficio the Air Pollution Control Board of the Inyo County Air Pollution Control District, the Air Pollution Control Board of the Mono County Air Pollution Control District, and the Air Pollution Control Board of the Alpine County Air Pollution Control District.

WITNESSETH:

WHEREAS, the County of Inyo, the County of Mono and the County of Alpine have heretofore each activated an air pollution control district pursuant to the provisions of Chapter 2 of Division 20 of the Health and Safety Code, and

WHEREAS, said members have met and so agreed;

NOW, THEREFORE, IT IS MUTUALLY AGREED AS FOLLOWS:

1. That the Inyo County Air Pollution Control District, the Mono County Air Pollution Control District, and the Alpine County Air Pollution Control District be and the same are hereby merged into one district pursuant to the provisions of Article 7, Chapter 2, Division 20 of the Health and Safety Code.

2. That said district shall be known and designated as the Great Basin Unified Air Pollution Control District.

3. That the relative population of the counties within said district at the date hereof is as follows:

Inyo County	71.3 percent
Mono County	26.2 percent
Alpine County	2.5 percent

4. That the composition of the Air Pollution Control Board shall be as follows:

(a) Three members of the Board of Supervisors of Inyo County selected by said Board of Supervisors.

(b) Two members of the Board of Supervisors of Mono County selected by said Board of Supervisors.

(c) One member of the Board of Supervisors of Alpine County selected by said Board of Supervisors.

5. That the voting procedure of the Air Pollution Control Board shall be as follows:

(a) Each member shall have one vote.

(b) Quorum: A quorum of said Air Pollution Control Board shall consist of four members, provided, however, no action affecting only a particular zone may be taken without a representative of that zone being present and voting on the action.

(c) Alternate members: The Board of Supervisors of Alpine County shall designate an alternate member who shall serve in the event the designated member is absent or unable to attend a meeting.

(d) All acts of the Air Pollution Control Board shall require the affirmative vote of not less than four members with at least one affirmative vote from each of two counties.

6. That the Air Pollution Control Board of the unified district hereby created shall appoint a Hearing Board as provided by law, with the additional provision that at least one member of said Board shall be from each county.

7. That employees of the said unified district, pending the adoptions by the Air Pollution Control Board of the unified district of personnel policies and procedures, shall be subject to and granted the right conferred, by the Personnel Ordinance of the County of Inyo.

8. That a fifteen (15) member Advisory Committee may be appointed by the Air Pollution Control Board from a list provided by the Board of Supervisors of each county, with five (5) members from each county appointed to serve on said Advisory Committee.

9. That the Treasurer for the County of Inyo shall serve as Treasurer for the unified district hereby created.

10. That any employee of the three counties who transfers to the service of the unified district shall retain all sick leave, vacation, retirement and other benefits accrued by reason of his county employment.

11. Modification or termination:

(a) Modification. This agreement, except as to the counties constituting the unified district hereby created, may be modified on the recommendation of the Air Pollution Control Board and concurred in by the Board of Supervisors of each county within the unified district hereby created.

(b) Withdrawal of any county. Any county, a party hereto, may withdraw from the unified district hereby created upon thirty (30) days notice in writing, one to the others; provided, however, such notification shall be made not less than ninety (90) days prior to the end of any fiscal year. Upon the withdrawal of any county from the Unified District said Unified District shall terminate, and the duties and powers of said Unified District shall revert to its respective member county districts.

(c) Termination. This agreement may be terminated at any time upon the recommendation of the Air Pollution Control Board and concurred in by the Board of Supervisors of each county within the unified district herein created. Upon termination of the Unified District the duties and powers of said Unified District shall revert to its respective member county districts.

12. That the funds, property and liabilities of the Inyo, Mono and Alpine County Air Pollution Control Districts shall, upon the merging of said three districts, become the funds, property and liabilities of the unified air pollution control district hereby created. Upon termination or withdrawal of the Unified District, any assets or liabilities then or thereafter accruing to it shall revert to its member counties in proportaion as the same are set forth in Section 3 of this agreement.

13. That this Agreement shall become effective and operative, insofar as the merger of said Inyo County Air Pollution Control District, said Mono County Air Pollution Control District and said Alpine County Air Pollution Control District is concerned, on March 1, 1974.

IN WITNESS WHEREOF the parties hereto have executed this Agreement the day and year set opposite the signature of their respective officers.

ATTEST:

Marjorie E. Pergin
Clerk of said Board

Date: February 5, 1974

Donna L. Homsher
Inyo County Clerk
By Marty Sipperson
Clerk of said Board

Date: February 19, 1974

Joan G. Chacón, Deputy
Clerk of said Board

Date: February 11, 1974

Approved as to Form and Legality
Inyo County District Attorney
By [signature]

BOARD OF SUPERVISORS OF THE COUNTY OF MONO

By B. K. Falconer
Chairman

BOARD OF SUPERVISORS OF THE COUNTY OF INYO

by Alan H. Jacobs
Chairman

BOARD OF SUPERVISORS OF THE COUNTY OF ALPINE

by Hubert Bruns
Chairman

RESOLUTION #82-25

Resolution to Restructure the Membership of the Great Basin Unified Air Pollution Control Board

WHEREAS, the Great Basin Unified Air Pollution Control District was formed pursuant to a Unification Agreement by Inyo, Mono and Alpine counties; and

WHEREAS, the entire Boards of Supervisors, or a lesser number as may be designated in the Unification Agreement, shall comprise the Great Basin Unified Air Pollution Control Board; and

WHEREAS, the Unification Agreement now designates the membership of the Great Basin Unified Air Pollution Control Board to be as follows:

Inyo County	3 Members
Mono County	2 Members
Alpine County	1 Member; and

WHEREAS, the Great Basin Unified Air Pollution Control Board has found it desirable to amend the Unification Agreement to restructure the membership of said Boards;

THEREFORE BE IT RESOLVED that pursuant to Division 26, Part 3, Chapter 3, Section 40153 of the California Health and Safety Code, Section 4 of the Unification Agreement be amended to restructure the membership of the Great Basin Unified Air Pollution Control Board to equal membership as follows:

Inyo County	2 Members
Mono County	2 Members
Alpine County	2 Members.

PASSED AND ADOPTED by the Inyo County Board of Supervisors on this 23rd day of March, 1982 pursuant to approval of restructuring by the Alpine County and Mono County Board of Supervisors.

ATTEST: MARGARET BROMLEY,
County Clerk
By Roberta G. Carter
Deputy

"The foregoing Resolution 82-25 was duly passed [illegible] Supervisors at a [illegible] March 23, 1982
[illegible] Supervisors, Cook, Bremmer, Driven, Johnson & Muth
NOES: None
ABSENT: None
Attest: WILMA B. MUTH
Roberta G. Carter Dep. Clerk

BOARD OF SUPERVISORS
Referred Copies
CAO ✓
DA
Other Auditor file Central Rd. Alpine & Mono.
Date 3/29/82

GREAT BASIN UNIFIED AIR POLLUTION CONTROL DISTRICT

RULE 1102 - GOVERNING BOARD MEMBERSHIP, FUNDING AND VOTING PROCEDURES

(Adopted 6/29/94)

A. Governing Board Membership

The District Governing Board shall be made up of seven members. The Inyo County Board of Supervisors shall, from time to time as necessary, select two of its members to serve as members of the District Governing Board. The Mono County Board of Supervisors shall, from time to time as necessary, select two of its members to serve on the District Governing Board. The Alpine Board of Supervisors shall, from time to time as necessary, select two of its members to serve on the District Governing Board. The Mammoth City Council shall, from time to time as necessary, select one of its members to serve on the District Governing Board.

B. Funding

The District shall be funded by the counties and cities who have representatives on the District Governing Board, by making the following annual payments to the District:

1. Inyo County: $0.55 per capita of population within the County boundaries;

2. Alpine County: $0.55 per capita of population within the County boundaries;

3. Mono County: $0.55 per capita of population within the unincorporated area of the county;

4. City of Mammoth: $0.55 per capita of population within the incorporated city.

C. Voting Procedures

A quorum of the District Governing Board shall be four; actions requiring 4/5ths vote of the Governing Board shall require 6 (six) votes.

D. Modification of Agreement

Upon ratification by the Inyo County, Mono County and Alpine County Boards of Supervisors and the Mammoth City Council, this Rule shall constitute a modification to the Agreement between Inyo, Mono and Alpine Counties forming the Great Basin Unified Air Pollution Control District.

E. Effective Date

This Rule shall become effective on June 30, 1994.

AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
6

☒ Consent ☐ Departmental ☐ Correspondence Action ☐ Public Hearing
☐ Scheduled Time for ☐ Closed Session ☐ Informational

FROM: Bill Lutze, Sheriff

FOR THE BOARD MEETING OF: November 4, 2014

SUBJECT: Request that your Board approve a Proclamation designating November 19, 2014 as National GIS Day.

DEPARTMENTAL RECOMMENDATION:

Request the Board:

1) Declare November 19, 2014 as National GIS Day, and;
2) Authorize the Chairperson to sign the official Proclamation.

CAO RECOMMENDATION:

SUMMARY DISCUSSION:

The first formal GIS Day took place in 1999, as a mechanism for people to learn about geography and the use of geographic information systems (GIS). As GIS Day evolved, it became a good initiative for schools, businesses, and the general public to showcase real-world applications of GIS. GIS Day is now a global event and usually takes place the third week in November on a Wednesday during Geography Awareness Week.

GIS is being used in Inyo County by various departments including Assessor, Road, Public Works, Information Systems, Water Department, Health and Human Services, County Clerk Recorder, Disaster Services and Law Enforcement as well as Ambulance and Fire services. Each respective department has their own individual uses and applications. One of the overarching goals for a GIS day forum is to incorporate all of the different uses under one roof so we can showcase the various applications of GIS and build and mature the GIS community.

This will be the third year the County of Inyo hosts a GIS Day celebration. Traditionally the Inyo County Board of Supervisor's room in Independence has been transformed into a "map gallery" for the public. This year we will celebrate GIS Day in Bishop at the Jill Kinmont Boothe School on November 19th between 3:00pm and 7:00pm. In addition to a map gallery, the public will be able to familiarize themselves with ArcGIS Online applications through hands-on tutorials.

Last year, in addition to a variety of County Department map submissions, the following agencies contributed public maps: USGS, Manzanar National Historic Site, Death Valley National Park, Bishop Pauite Tribe, Big Pine Paiute Tribe, and Great Basin Unified Air Pollution Control District. This year we anticipate contributions from many more agencies.

ALTERNATIVES:

None

OTHER AGENCY INVOLVEMENT:

County Departments, State and Federal agencies

FINANCING:

N/A

APPROVALS	
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS *(Must be reviewed and approved by county counsel prior to submission to the board clerk.)* Margaret Kemp Williams Approved: ✓ Date 10/12/14
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS (*Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)* N/A Approved:_____ Date_____
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.) N/A Approved:_____ Date_____

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received) _____ Date:_____
(The Original plus 20 copies of this document are required)

PROCLAMATION BY THE INYO COUNTY BOARD OF SUPERVISORS DESIGNATING THE NINETEENTH OF NOVEMBER, 2014 AS GIS DAY

WHEREAS, geography has played a defining role in settlement, history, and cultural heritage of Inyo County, our Nation, and humanity; and

WHEREAS, the management, use, and exchange of geographic information is essential for effective decision making; and

WHEREAS, Geographic Information Systems (GIS) technologies are a powerful tool for supporting emergency services, homeland security, economic development, environmental protection, crime mapping, healthcare, long-range planning, and much more; and

WHEREAS, there is a need to promote GIS awareness, education, and technical training among various groups to appropriately and effectively utilize this rapidly developing technology; and

WHERAS, having a day of GIS activities open to students, citizens, and government leaders will help achieve greater awareness of the benefits of GIS.

NOW, THEREFORE, I Rick Pucci, Chairperson, Inyo County Board of Supervisors, by virtue of the authority vested in me by the laws of Inyo County do hereby proclaim November 19, 2014 as GIS Day.

_____

Signature

AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

☐ Consent ☒ Departmental ☐ Correspondence Action ☐ Public Hearing
☐ Schedule time for ☐ Closed Session ☐ Informational

For Clerk's Use Only:
AGENDA NUMBER
7

FROM: Inyo County Road Department
FOR THE BOARD MEETING OF: November 4, 2014
SUBJECT: Installation of Stop Signs in Lone Pine

DEPARTMENTAL RECOMMENDATIONS:

1. Approve the installation of 3 new stop signs: one (1) at the intersection of Substation Road and Goodwin Road, one (1) at the intersection of Teya Road and Goodwin Road and one (1) at the intersection of Substation Road and Zucco Road.

CAO RECOMMENDATION:

SUMMARY DISCUSSION:
The Road Department has discovered that the Lone Pine Paiute Tribe installed stop signs at the above locations without benefit of permit nor approval of your Board. The installed stop signs do not meet specifications per the CA Manual of Uniform Traffic Control Devices (CA MUTCD) and need to be replaced.

The Road Department is asking for your approval to replace the non-conforming signs with the appropriate signs at these locations. Upon your Boards approval, the Road Department will remove and return the current signs, install the new signs, and will paint STOP bars on the pavement adjacent to the new signs.

ALTERNATIVES:
Not approve the stop signs and remove the non-conforming signs.
Not approve the stop signs and direct another alternative.

OTHER AGENCY INVOLVEMENT:
California Highway Patrol
Lone Pine Pauite Tribe

FINANCING:
The Stop sign installations and maintenance will be paid by the Road Fund Budget 034600

APPROVALS		
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS (Must be reviewed and approved by County Counsel prior to submission to the board clerk.) Margaret Kemp-Williams Approved: ✓	Date 10/12/14
AUDITOR/CONTROLLER	ACCOUNTING/FINANCE AND RELATED ITEMS (Must be reviewed and approved by the auditor/controller prior to submission to the board clerk.) Approved: yes	Date 10/14/2014
PERSONNEL DIRECTOR	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.) Approved: N/A	Date

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received) _____ Date: 10/20/14

AGENDA REQUEST FORM

BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
8

☐ Consent ☒ Departmental ☐ Correspondence Action ☐ Public Hearing
☐ Schedule Time For ☐ Closed Session ☐ Informational

FROM: Public Works and Planning Departments

FOR THE BOARD MEETING OF: November 4, 2014

SUBJECT: Update Regarding the Eastern Sierra ATV Adventure Trails System of the Eastern Sierra Project

DEPARTMENTAL RECOMMENDATION: Receive a presentation from staff regarding the Eastern Sierra ATV Adventure Trails System of the Eastern Sierra Project

SUMMARY DISCUSSION: Assembly Bill 628 (AB 628; Conway, 2011) authorizes the County of Inyo to undertake a pilot project to designate combined-use routes up to ten miles long on certain unincorporated County roads. [A combined use route would allow certain off-highway vehicles (OHVs) to use routes where only on-road vehicles are now permitted]. As required, the County adopted Implementing Procedures for AB 628 on May 8, 2012. The Center for Biological Diversity (CBD) and the Public Employees for Environmental Responsibility (PEER) sued the County alleging that an Environmental Impact Report (EIR) pursuant to the California Environmental Quality Act (CEQA) should be prepared for that action. The County and litigants subsequently settled the matter and the County agreed to prepare a CEQA document for any future applications that might be submitted.

The Eastern Sierra ATV Adventure Trails System of the Eastern Sierra, Inc. subsequently submitted an application known as the "ATV Adventure Trails of the Eastern Sierra Project" in accordance with AB 628 and the County's Implementing Procedures.[1] The application requests the County undertake a pilot project to designate combined-use routes up to ten miles long on certain unincorporated County roads, and it requests the City of Bishop to undertake a project to designate several combined-use routes of up to three miles long on certain roads maintained by the City of Bishop. The application requests the implementation of 38 combined use routes.

Last year, the County received grant funding to prepare an EIR for the Project and purchase equipment to maintain County roads to be utilized by OHVs. The County circulated a Notice of Preparation of Draft EIR for a 30-day review period from October 10, 2013 to November 12, 2013. A Draft EIR was then prepared and circulated for a 45-day review period from July 17, 2014 to September 2, 2014. The EIR identifies the following potentially significant effects from the project: biological resources, cultural resources, geology and soils, hazards and hazardous materials, hydrology and water quality, and noise. Of these, impacts to air quality cannot be mitigated to less than significant levels.

A Final EIR has been prepared, which is scheduled to be reviewed by the Planning Commission on November 5, 2014. Staff is working to present the Final EIR and Project to the Board on December 2, 2014 for action.

OTHER AGENCY INVOLVEMENT: Other participating, responsible, and trustee agencies, including the following: City of Bishop; State of California Department of Parks and Recreation, Off-Highway Motor Vehicle Recreation Division; Inyo County Local Transportation Commission; Caltrans; California Highway Patrol; Bureau of Land Management; Inyo National Forest; City of Los Angeles Department of Water and Power.

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1 Refer to http://www.inyoltc.org/ab628impl.html for more information regarding the Project.

FINANCING: County costs to process the EIR are being reimbursed through a grant from the State. Implementation costs will be borne by the County, including potentially from grant resources.

APPROVALS	
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS *(Must be reviewed and approved by county counsel prior to submission to the board clerk.)* Approved: _____ Date_____
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS (*Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)* Approved:_____ Date_____
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.) Approved:_____ Date_____

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received) _____ Date: 10/29/14

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received) _____ Date: 10/29/14

AGENDA REQUEST FORM

BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
9

☐ Consent ☒ Departmental ☐ Correspondence Action ☐ Public Hearing
☐ Scheduled Time for ☐ Closed Session ☐ Informational

FROM: Inyo County Planning Department and County Counsel

FOR THE BOARD MEETING OF: November 4, 2014

SUBJECT: Inyo National Forest Plan Update/Revision and Eastern Sierra Recreation Collaborative

RECOMMENDATION: Receive a presentation from staff about coordination with Forest Service staff regarding the Inyo National Forest Plan Update/Revision and the Eastern Sierra Recreation Collaborative, and provide input.

SUMMARY DISCUSSION: The Inyo National Forest (INF) is working on updating the INF Plan.[1] Staff is working with Forest Service staff in developing the Plan, and will report on recent activities. Input from the Board is requested to guide staff in future coordination efforts with Forest Service staff.

The Eastern Sierra Recreation Collaborative (ESRC) has been working to support regional recreation opportunities.[2] Public meetings took place on October 14 at Cerro Coso College in Bishop, October 28 in Big Pine at the Town Hall, and in June Lake on October 30. Another meeting is planned for Bishop on November 12 at Cerro Coso College from 5:30 to 8:30 p.m. County Counsel has been researching potential Brown Act issues, and will report the results of this research.

OTHER AGENCY INVOLVEMENT: Department of Agriculture, U.S. Forest Service; Mono, Fresno, Madera, and Tuolumne counties; Town of Mammoth Lakes and City of Bishop; other interested persons and organizations.

FINANCING: General fund resources are utilized to monitor planning work in the Forest. Resources for Willdan's assistance with the effort are funded by operating transfer from the Geothermal Royalties fund.

APPROVALS	
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS *(Must be reviewed and approved by county counsel prior to submission to the board clerk.)*
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS (*Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)*
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.)

1 Refer to http://inyoplanning.org/InyoNationalForest.htm for more information about the County's participation in the Plan Update/Revision.

2 Refer to http://eastsierrarec.org/ for more information regarding the ESRC.

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received)

Johnson Hart Date: 10-29-14

AGENDA REQUEST FORM

BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
10

☒ Consent ☐ Departmental ☐ Correspondence Action ☐ Public Hearing
☐ Scheduled Time ☐ Closed Session ☐ Informational

FROM: Planning Department

FOR THE BOARD MEETING OF: November 4, 2014

SUBJECT: Amendment No. Two to the contract between the County of Inyo and Willdan Engineering

DEPARTMENTAL RECOMMENDATION: Request the Board approve Amendment No. Two to the contract between County of Inyo and Willdan Engineering (Willdan) to (1) revise Section 2 (Term) of the Agreement to extend the termination date of the Agreement to December 31, 2015; and (2) amend Section 3(D) (Limit Upon Amount Payable under Agreement) to increase the contract limit by $4,000 to a total of $70,500, and authorize the Chairperson to sign, contingent upon the adoption of future budgets and obtaining appropriate signatures.

SUMMARY DISCUSSION: On June 19, 2012, the Board entered into a sole-source Contract with Willdan Engineering to provide Planning Services related to the Inyo National Forest (INF) Plan Update/Revision. Thus far, Mr. Doug Wilson with Willdan has worked with the County and the US Forest Service to develop a Memorandum of Understanding outlining how the County and the Forest Service will coordinate during the Plan Revision process and has reviewed and provided comments on the documents that have been released up to this point. Mr. Wilson has participated in meetings on behalf of County staff and has continually worked to ensure that the County's voice is heard throughout the Plan Revision process. Willdan also coordinated with North State Resources to prepare the Biology Focus Paper and provide additional input as needed with regards to biological resources. Additional work that Willdan will be assisting with includes reviewing and providing comments on the Plan Amendment and corresponding Environmental Impact Statement (EIS), participating in coordination meetings, potentially attending meetings and public meetings on behalf of the County, and reviewing and providing comments on any other documents released prior to adoption of the Plan Amendment.

Willdan's scope of work allows the County to utilize Willdan's staff with expertise in planning, biology, and other technical topics to review and provide input into the Forest Plan revision, and the additional funding and time is necessary to allow for the County to continue utilizing Willdan's expertise through next fiscal year's budget process. The Forest Plan Revision is scheduled to be completed in 2016.

ALTERNATIVES: The Board could not approve the amendment. This is not recommended as Willdan's expertise is a valuable asset for the County to utilize in reviewing the INF Plan Revision and EIS documents.

OTHER AGENCY INVOLVEMENT: Department of Agriculture, U.S. Forest Service; Mono, Fresno, Madera, and Tuolumne counties; Town of Mammoth Lakes and City of Bishop; Inyo County Counsel, Water Department, Sheriff, Agriculture Commission; other interested person and organizations.

FINANCING: Expenses were included in the Planning Department's Fiscal Year 2014-2015 Board Approved Budget (023800) in Object Code 5265 (Professional Services) to compensate Willdan for its services, and adequate resources remain in this Object Code for this contract amendment. Revenue for the additional resources is available in Operating Transfers In (Revenue Code 4998). This funding is provided via Geothermal Royalties, and has been utilized for the expenses related to the Willdan contract.

APPROVALS	
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS *(Must be reviewed and approved by county counsel prior to submission to the board clerk.)* Margaret Kemp-Williams Approved: ✓ Date 10/28/14
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS (*Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)* Approved: ✓ Date 10/29/2014
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.) Approved: _____ Date _____

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received) Date: 10-29-14

Attachment

Proposed Contract Amendment (Willdan)

AMENDMENT NO. TWO TO THE AGREEMENT BETWEEN THE COUNTY OF INYO AND WILLDAN ENGINEERING FOR THE PROVISION OF PLANNING SERVICES

WHEREAS, the County of Inyo (hereinafter referred to as "County") and Willdan Engineering (hereinafter referred to as Contractor) have entered into an Agreement for the provision of professional services dated June 19, 2012 on County of Inyo Standard Contract No. 156 for the term from July 1, 2012 to June 30, 2014.

WHEREAS, County and Contractor do desire to consent to amend such Agreement as set forth below.

WHEREAS, such Agreement provides that it may be modified, amended, changed, added to, or subtracted from, by the mutual consent of the parties thereto, if such amendment or change is in written form, and executed with the same formalities as such Agreement, and attached to the original Agreement to maintain continuity.

WHEREAS, County and Contractor amended said Agreement on June 19, 2012 to (1) extend the termination date of the Agreement to December 31, 2014 and (2) increase the total sum of all payments made by the County to Consultant for services and work performed under agreement to $66,500.

County and Contractor hereby amend such Agreement as follows:

Revise Section 2 (Term) of the Agreement to extend the termination date of the Agreement to December 31, 2015.

Amend Section 3(D) (Limit Upon Amount Payable under Agreement) to increase the total sum of all payments made by the County to Consultant for services and work performed under agreement to $70,500.

AMENDMENT NO. TWO TO THE AGREEMENT BETWEEN THE COUNTY OF INYO AND WILLDAN ENGINEERING FOR THE PROVISION OF PLANNING SERVICES

IN WITNESS THEREOF, THE PARTIES HERETO HAVE SET THEIR HANDS AND SEALS THIS ____DAY OF _____, _____.

COUNTY

By:_____

Dated:_____

CONTRACTOR

By: William C Lapelt
SR. Vice Pres.

Dated: 10/25/14

APPROVED AS TO FORM AND LEGALITY:

Margaret Kemp-Williams
County Counsel

APPROVED AS TO ACCOUNTING FORM:

County Auditor

APPROVED AS TO PERSONNEL REQUIREMENTS:

Director of Personnel Services

APPROVED AS TO RISK ASSESSMENT:

County Risk Manager

For Clerk's Use Only:
AGENDA NUMBER

11

AGENDA REQUEST FORM

BOARD OF SUPERVISORS
COUNTY OF INYO

☐ Consent ☐ Departmental ☐ Correspondence Action ☐ Public Hearing

☐ Scheduled Time for ☐ Closed Session ☐ Informational

FROM: Kevin D. Carunchio, County Administrator

FOR THE BOARD MEETING OF November 4, 2014

SUBJECT: Continuation of declaration of local emergency

DEPARTMENTAL RECOMMENDATION: - Request Board discuss and consider staff's recommendation regarding continuation of the local emergency, The Death Valley Roadeater Emergency, that resulted in flooding in the eastern portion of Inyo County during the month of August 2012, per Resolution #2012-32.

SUMMARY DISCUSSION: - During your August 28, 2012 Board of Supervisors meeting your Board took action to declare a local emergency, which has been named The Death Valley Roadeater Emergency, which was a result of flooding in the southeastern portion of Inyo County during the month of August. Since the circumstances and conditions relating to this emergency persist, your Board directed that the continuation of the declaration be considered on a by-weekly basis. The recommendation is that the emergency be continued until the further evaluation of the damage is completed and staff makes the recommendation to end the emergency.

ALTERNATIVES: N/A

OTHER AGENCY INVOLVEMENT: N/ A

FINANCING: N/A

APPROVALS	
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS *(Must be reviewed and approved by county counsel prior to submission to the board clerk.)* Approved: _____ Date_____
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS (*Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)* Approved:_____ Date_____
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.) Approved:_____ Date_____

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received)_____ Date:_____
(The Original plus 20 copies of this document are required)

AGENDA REQUEST FORM

BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
12

☐ Consent ☐ Departmental ☐ Correspondence Action ☐ Public Hearing

☐ Scheduled Time for ☐ Closed Session ☐ Informational

FROM: Kevin D. Carunchio, County Administrator

FOR THE BOARD MEETING OF November 4, 2014

SUBJECT: Continuation of declaration of local emergency

DEPARTMENTAL RECOMMENDATION: - Request Board discuss and consider staff's recommendation regarding continuation of the local emergency, The Gully Washer Emergency, that resulted in flooding in the central, south and southeastern portion of Inyo County during the month of July, 2013.

SUMMARY DISCUSSION: - During your August 6, 2013 Board of Supervisors meeting your Board took action to declare a local emergency, which has been named The Gully Washer Emergency, which was a result of flooding in the central, southern and southeastern portion of Inyo County during the month of July. Since the circumstances and conditions relating to this emergency persist, your Board directed that the continuation of the declaration be considered on a by-weekly basis. The recommendation is that the emergency be continued until the further evaluation of the damage is completed and staff makes the recommendation to end the emergency.

ALTERNATIVES: N/A

OTHER AGENCY INVOLVEMENT: N/ A

FINANCING: N/A

APPROVALS	
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS *(Must be reviewed and approved by county counsel prior to submission to the board clerk.)* Approved: _____ Date_____
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS (*Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)* Approved:_____ Date_____
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.) Approved:_____ Date_____

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received)_____ Date:_____
(The Original plus 20 copies of this document are required)

AGENDA REQUEST FORM

BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
13

☐ Consent ☐ Departmental ☐ Correspondence Action ☐ Public Hearing

☐ Scheduled Time for ☐ Closed Session ☐ Informational

FROM: Kevin D. Carunchio, County Administrator

FOR THE BOARD MEETING OF November 4, 2014

SUBJECT: Continuation of declaration of local emergency

DEPARTMENTAL RECOMMENDATION: - Request Board discuss and consider staff's recommendation regarding continuation of the local emergency, The Canyon Crusher Emergency, that resulted in flooding in the portions of Inyo County during the month of August, 2013.

SUMMARY DISCUSSION: - During your September 17, 2013 Board of Supervisors meeting your Board took action to declare a local emergency, which has been named The Canyon Crusher Emergency, which was a result of flooding in the portions of Inyo County during the month of August. Since the circumstances and conditions relating to this emergency persist, your Board directed that the continuation of the declaration be considered on a by-weekly basis. The recommendation is that the emergency be continued until the further evaluation of the damage is completed and staff makes the recommendation to end the emergency.

ALTERNATIVES: N/A

OTHER AGENCY INVOLVEMENT: N/ A

FINANCING: N/A

APPROVALS	
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS *(Must be reviewed and approved by county counsel prior to submission to the board clerk.)* Approved: _____ Date_____
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS (*Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)* Approved:_____ Date_____
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.) Approved:_____ Date_____

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received)_____ Date:_____
(The Original plus 20 copies of this document are required)

AGENDA REQUEST FORM

BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
14

☐ Consent ☐ Departmental ☐ Correspondence Action ☐ Public Hearing

☐ Scheduled Time for ☐ Closed Session ☐ Informational

FROM: Kevin D. Carunchio, County Administrator

FOR THE BOARD MEETING OF November 4, 2014

SUBJECT: Continuation of proclamation of local emergency

DEPARTMENTAL RECOMMENDATION: - Request Board discuss and consider staff's recommendation regarding continuation of the local emergency, known as the "Land of EVEN Less Water Emergency" that was proclaimed as a result of extreme drought conditions that exist in the County.

SUMMARY DISCUSSION: - During your January 28, 2014 Board of Supervisors meeting your Board took action to proclaim a local emergency, which has been named the Land of EVEN Less Water Emergency, that is a result of severe and extreme drought conditions that exist in the County. Since the circumstances and conditions relating to this emergency persist, your Board directed that the continuation of the resolution be considered on a by-weekly basis.

ALTERNATIVES: N/A

OTHER AGENCY INVOLVEMENT: N/ A

FINANCING: N/A

APPROVALS	
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS *(Must be reviewed and approved by county counsel prior to submission to the board clerk.)* Approved: _____ Date_____
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS (*Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)* Approved:_____ Date_____
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.) Approved:_____ Date_____

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received)_____ Date:_____
(The Original plus 20 copies of this document are required)

AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
15

☐ Consent ☒ Departmental ☐ Correspondence Action ☐ Public Hearing
☐ Scheduled Time for ☐ Closed Session ☐ Informational

FROM: CLERK OF THE BOARD
By: Patricia Gunsolley, Assistant Clerk of the Board

FOR THE BOARD MEETING OF: November 4, 2014

SUBJECT: Approval of Minutes

DEPARTMENTAL RECOMMENDATION: - Request approval of the minutes of the Board of Supervisors meeting of October 14, 2014 and October 21, 2014.

SUMMARY DISCUSSION: - The Board is required to keep minutes of its proceedings. Once the Board has approved the minutes as requested, the minutes will be made available to the public via the County's web page at www.inyocounty.us.

ALTERNATIVES: - Staff awaits your Board's changes and/or corrections.

OTHER AGENCY INVOLVEMENT: - n/a

FINANCING: n/a

APPROVALS	
BUDGET OFFICER:	BUDGET AMENDMENTS *(Must be reviewed and approved by Budget Officer prior to being approved by others, as needed, and submission to the Assistant Clerk of the Board.)*
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS *(Must be reviewed and approved by county counsel prior to submission to the Assistant Clerk of the Board.)* Approved: _____ Date_____
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS (*Must be reviewed and approved by the auditor-controller prior to submission to the Assistant Clerk of the Board.)* Approved:_____ Date_____
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS *(Must be reviewed and approved by the director of personnel services prior to submission to the Assistant Clerk of the Board.)* Approved:_____ Date_____

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received)_____ Date:_____
(The Original plus 20 copies of this document are required)

AGENDA REQUEST FORM
BOARD OF SUPERVISORS
COUNTY OF INYO

For Clerk's Use Only:
AGENDA NUMBER
16

☐ Consent ☒ Departmental ☐ Correspondence Action ☐ Public Hearing

☐ Scheduled Time for ☐ Closed Session ☐ Informational

FROM: Inyo County Planning Department

FOR THE BOARD MEETING OF: November 4, 2014

SUBJECT: Proposed California Desert Conservation and Recreation Protection Act of 2014

RECOMMENDATION:

Receive a presentation from Staff on the 2014 updated California Desert Conservation and Recreation Protection Act of 2014 and provide direction to staff.

SUMMARY DISCUSSION:

Senator Feinstein introduced a bill entitled the California Desert Protection Act of 2010. This Bill has been revised as the California Desert Conservation and Recreation Protection Act of 2014 (Exhibit A – Discussion Draft and summary of changes). Recently, Senator Feinstein's staff requested input on the updated Bill. The proposed bill includes numerous provisions regarding land use and renewable energy in California, including a new provision to allocate some payments made to the BLM including royalties and permits. Along with other provisions, the Act works towards the following:

- Establishes new national monuments, a special management area, and off-highway vehicle recreation areas. These actions do not impact Inyo County.
- Addresses renewable energy projects throughout California, including providing for development of isolated State lands held in trust for schools, authorizing a federal Renewable Energy Permitting Office, expediting certain renewable energy projects, providing for mitigation funds for local government, and studying mitigation zones and renewable energy development on Department of Defense lands.
- Releases wilderness study areas (WSA). WSA areas that are not designated as wilderness are released. No WSAs in Inyo County will be released; one is proposed to be added as a Wilderness Area.
- Adds a new Wilderness Area in the County in the Great Falls Basin.
- Provides for access to the County's pits off Saline Valley Road.
- Adds a new provision that shares payments collected by the BLM in the form of royalties, permit fees, etc. to counties within the boundaries of which the income is derived.
- Expands the national park system and wilderness, and designates wild and scenic rivers, partially in Inyo County.

Specific areas in Inyo County include (see Exhibit B for maps):

1. Incorporation of the Great Falls WSA into the Great Falls Basin Wilderness Area. This area is approximately 7,870-acrea and is currently managed by the Bureau of Land Management (BLM).
2. Wilderness areas proposed to be added to Death Valley National Park:
    a. North Eureka Valley, approximately 11,496- acres currently managed by the National Park Service

a. North Eureka Valley, approximately 11,496- acres currently managed by the National Park Service
b. IBEX, partially within Inyo County, currently managed by the National Park Service
c. Panamint Valley, approximately 4,807-acres currently managed by the National Park Service
d. Warm Spring Canyon/Galena Canyon, approximately 10,485-acres, currently managed by the National Park Service.

3. Addition to Death Valley National Park of 'Crater' approximately 6,369-acres. The area is currently managed by BLM and is surrounded by the park.
4. Alabama Hills National Scenic Area, approximately 18,840-acres.
5. Surprise Canyon, approximately 7.1-miles of Surprise Creek to be designated as Wild and Scenic River.

OTHER AGENCY INVOLVEMENT:

Senator Feinstein, Bureau of Land Management, Department of Energy

FINANCING:

Resources from the Planning Department's general budget are utilized to monitor federal activities.

APPROVALS	
COUNTY COUNSEL:	AGREEMENTS, CONTRACTS AND ORDINANCES AND CLOSED SESSION AND RELATED ITEMS *(Must be reviewed and approved by county counsel prior to submission to the board clerk.)*
AUDITOR/CONTROLLER:	ACCOUNTING/FINANCE AND RELATED ITEMS (*Must be reviewed and approved by the auditor-controller prior to submission to the board clerk.)*
PERSONNEL DIRECTOR:	PERSONNEL AND RELATED ITEMS (Must be reviewed and approved by the director of personnel services prior to submission to the board clerk.)

DEPARTMENT HEAD SIGNATURE:
(Not to be signed until all approvals are received)

Date: 10/29/14

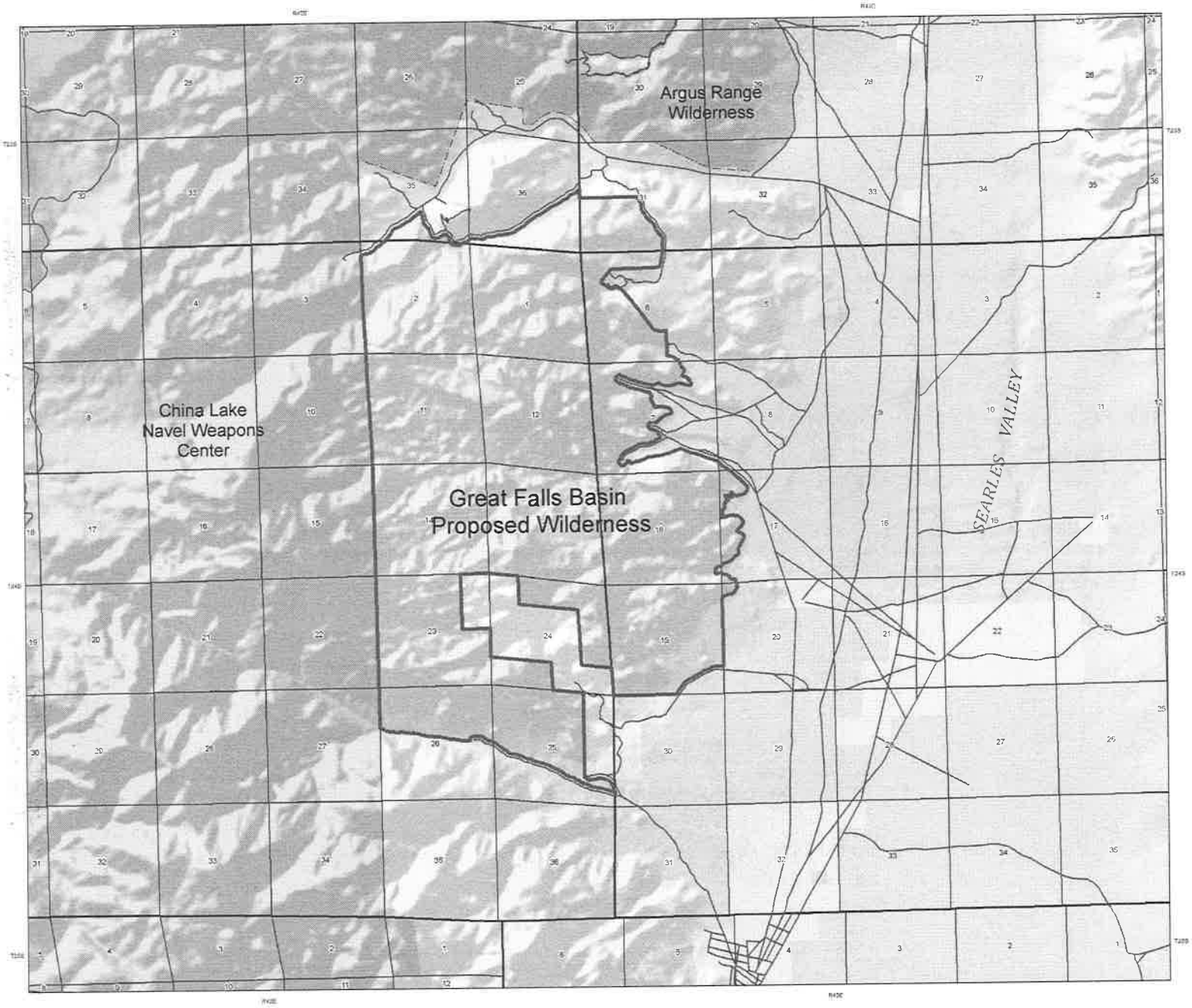
Exhibits:

A. Discussion Draft and summary of changes.
B. Maps

Exhibit A

Great Falls Basin Proposed Wilderness
October 26, 2009

This map prepared at the request of Senator Dianne Feinstein



Proposed Wilderness
Existing Wilderness Boundary

Federal Wilderness
BLM
NPS
USFWS

Land Status
Bureau of Land Management
Forest Service
National Park Service
US Fish and Wildlife Service
Military
State Lands
Private/Other

N

0 1 2
Miles

1:20,000 at a page size of 34 in. by 44 in.

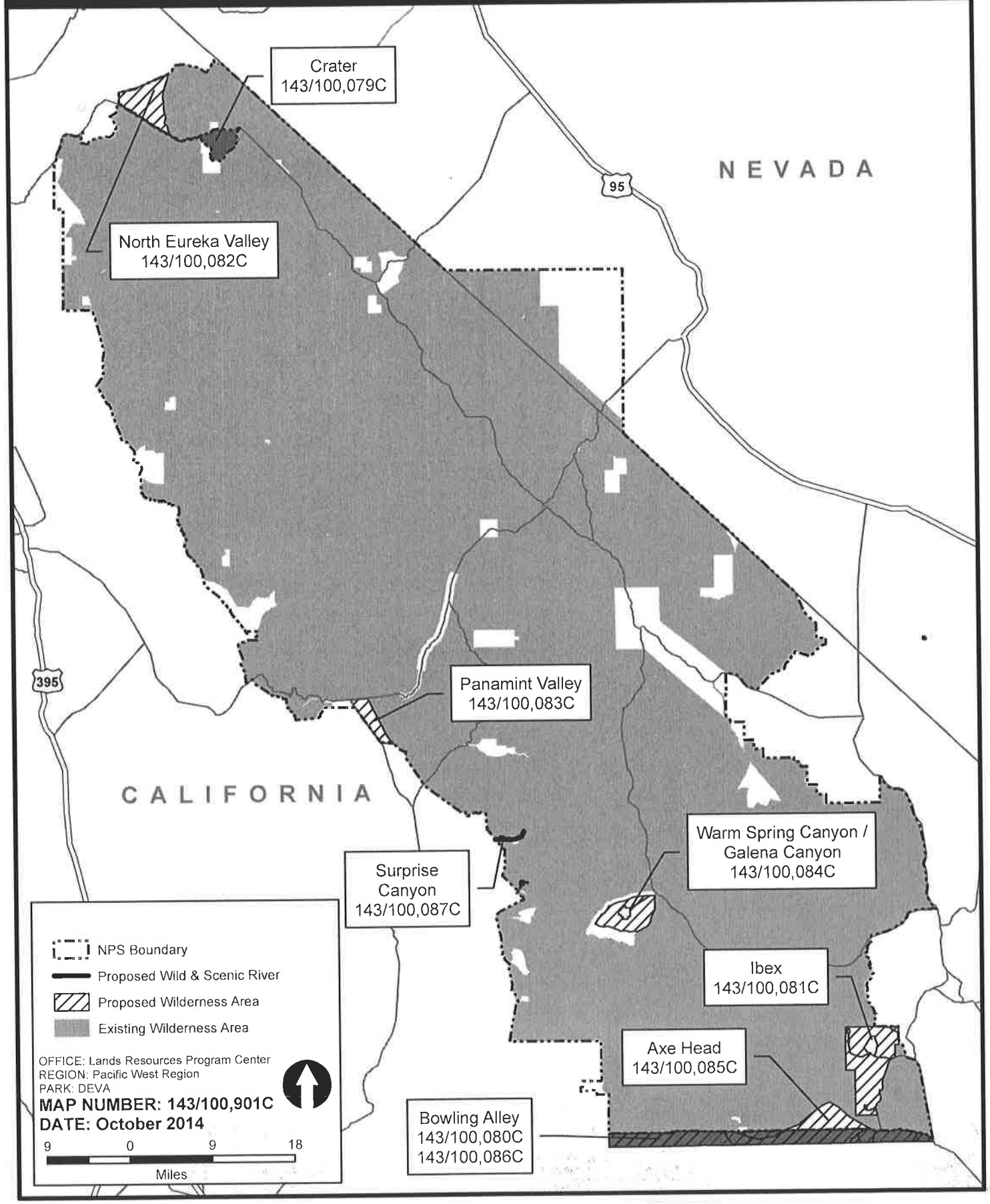
No warranty is made by the Bureau of Land Management (BLM). The accuracy, reliability, or completeness of these data for individual use or aggregate use with other data is not guaranteed.

US Department of the Interior
BUREAU OF LAND MANAGEMENT
California State Office
Sacramento, California
(916) 978-4400
www.ca.blm.gov
Date Prepared: 10/26/2009
Project: GreatFallsBasin_20OCT09_wsa.mxd

Death Valley National Park

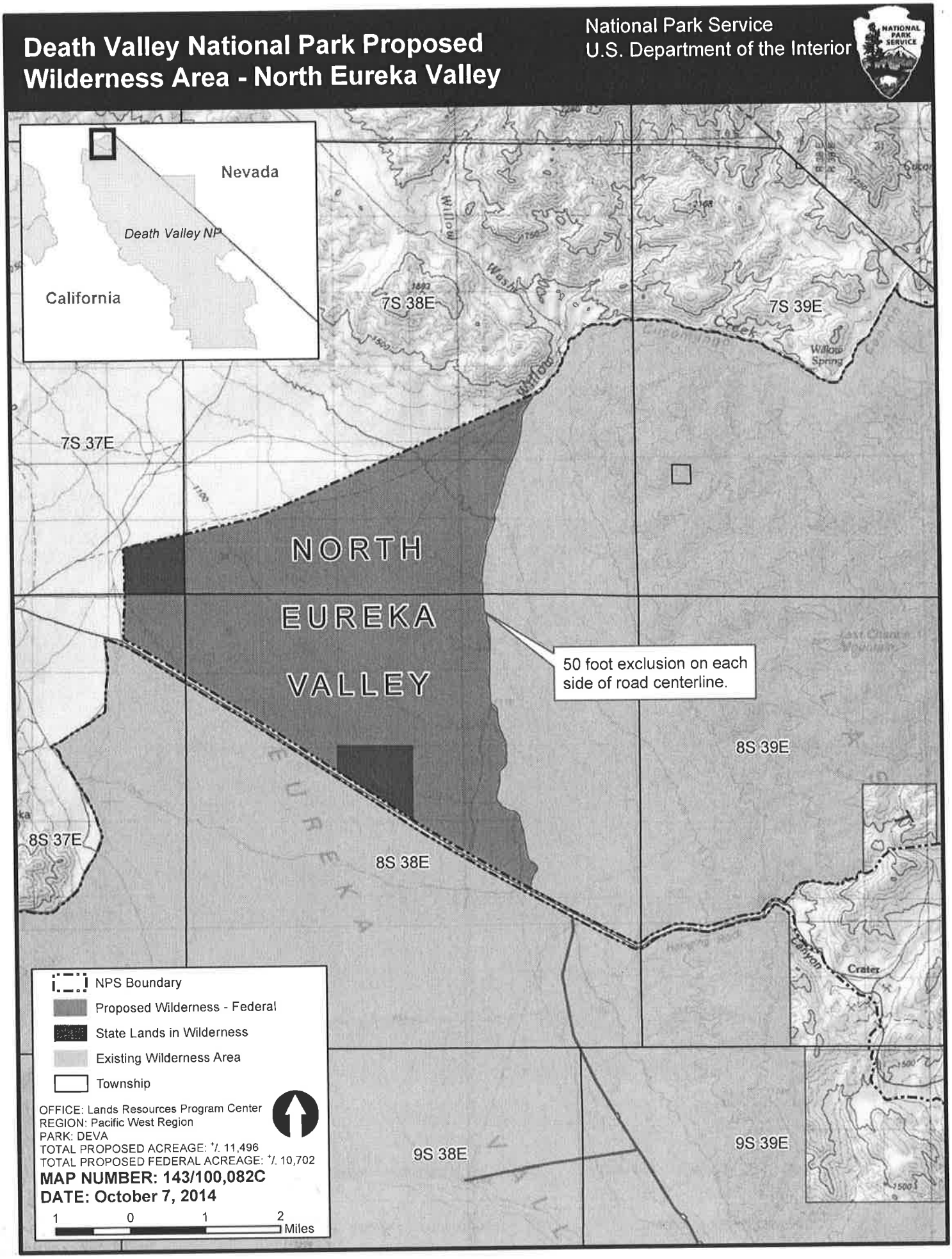
Proposed Boundary, Wilderness and Wild & Scenic River Additions

National Park Service
U.S. Department of the Interior



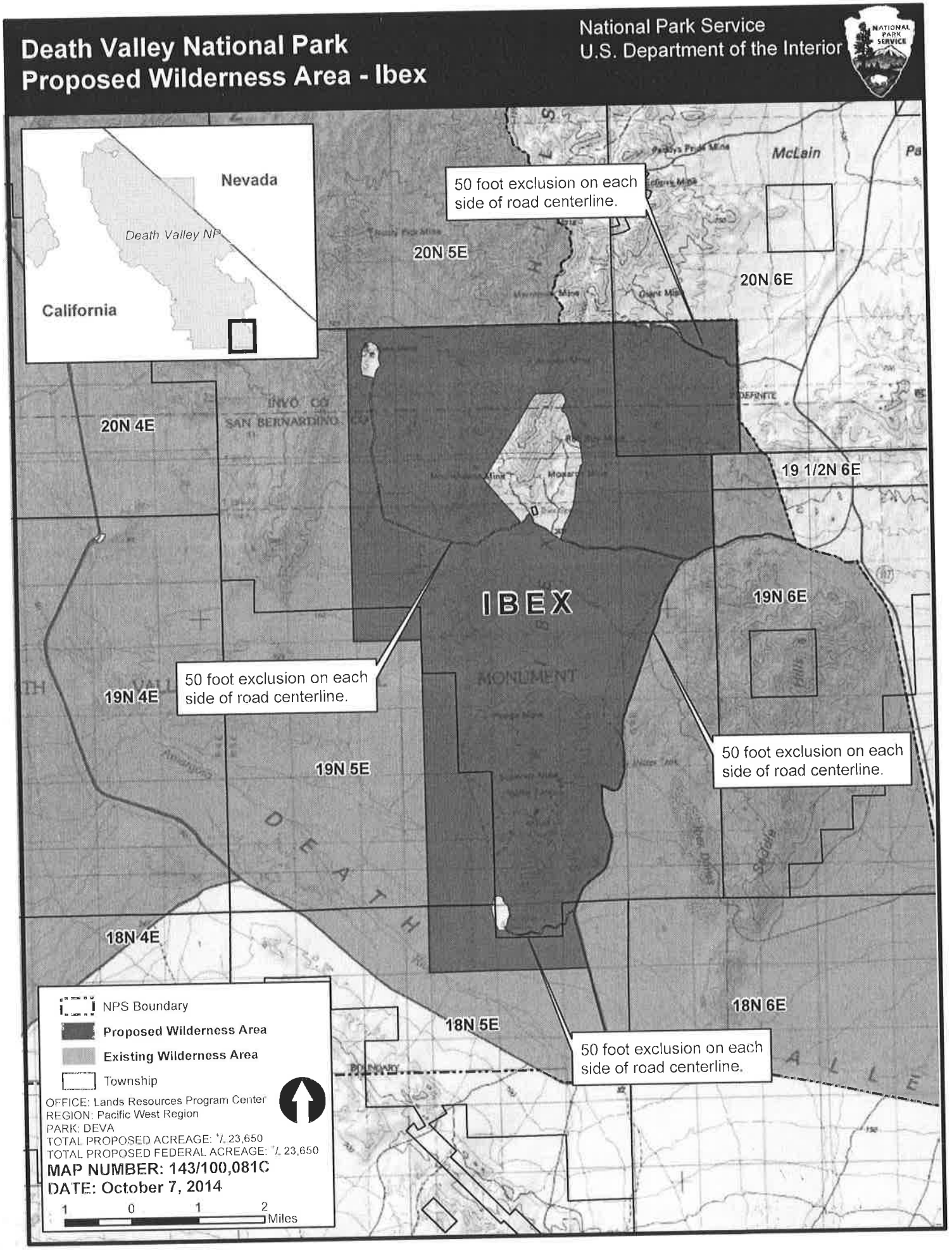
Death Valley National Park Proposed Wilderness Area - North Eureka Valley

National Park Service
U.S. Department of the Interior



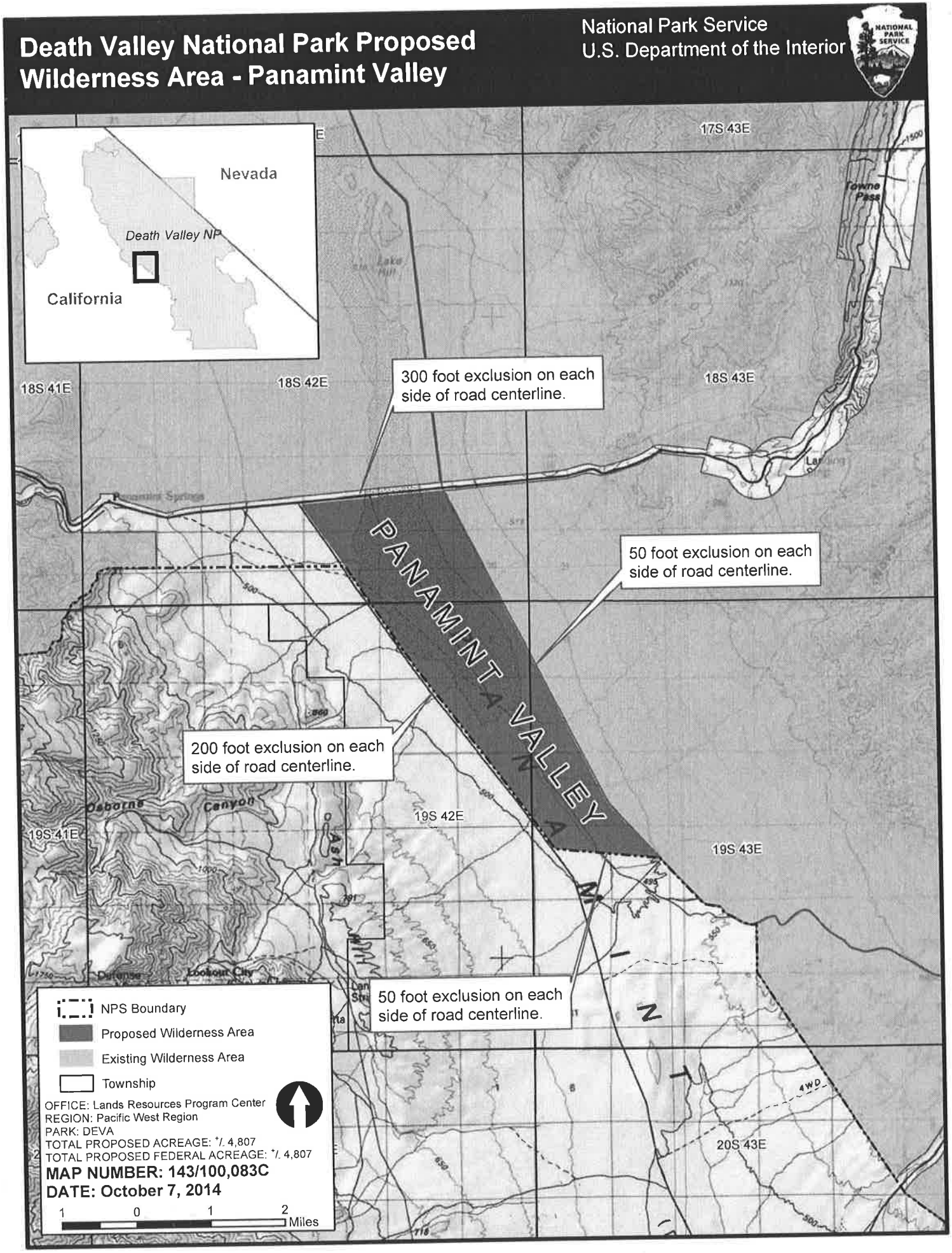
Death Valley National Park
Proposed Wilderness Area - Ibex

National Park Service
U.S. Department of the Interior



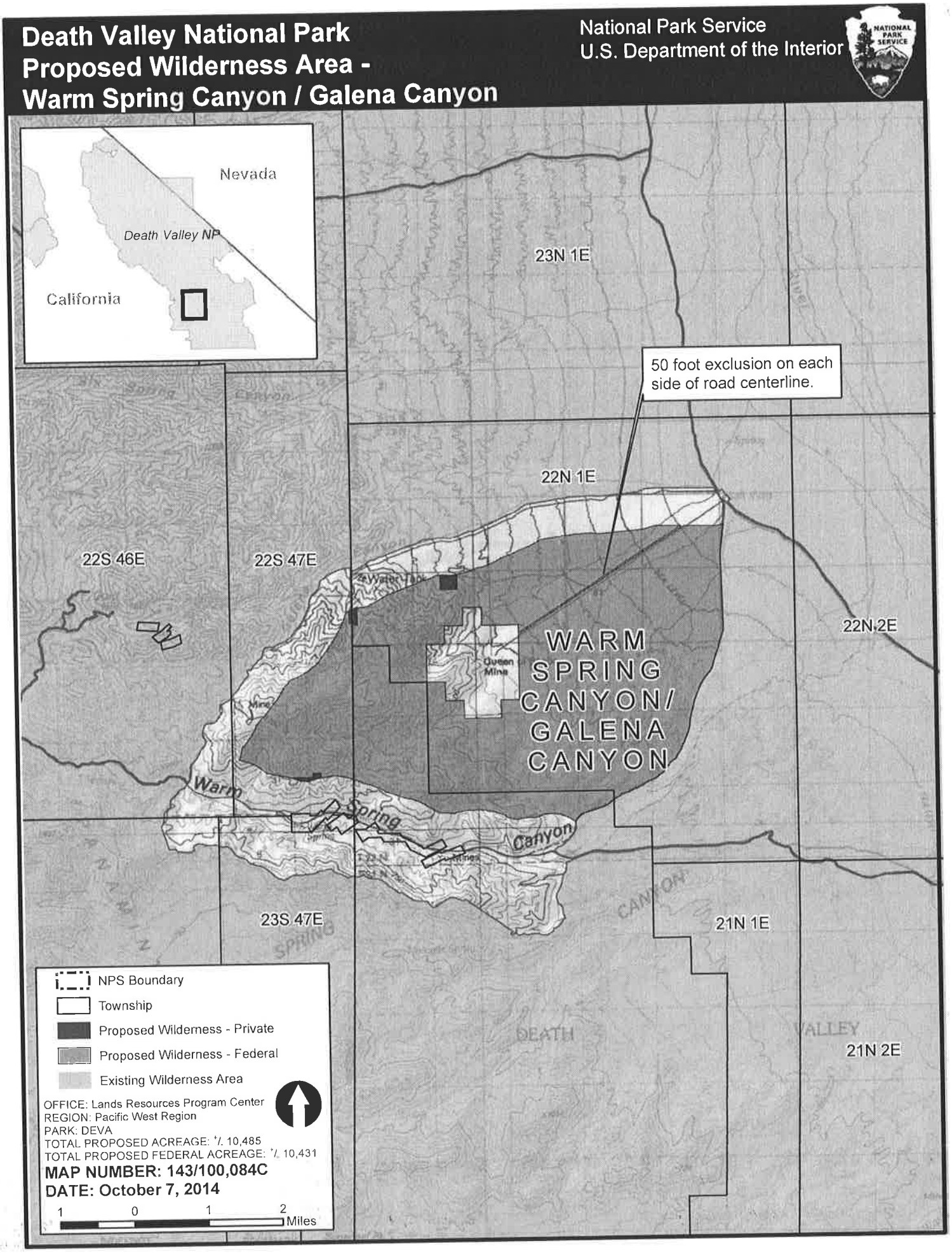
Death Valley National Park Proposed Wilderness Area - Panamint Valley

National Park Service
U.S. Department of the Interior



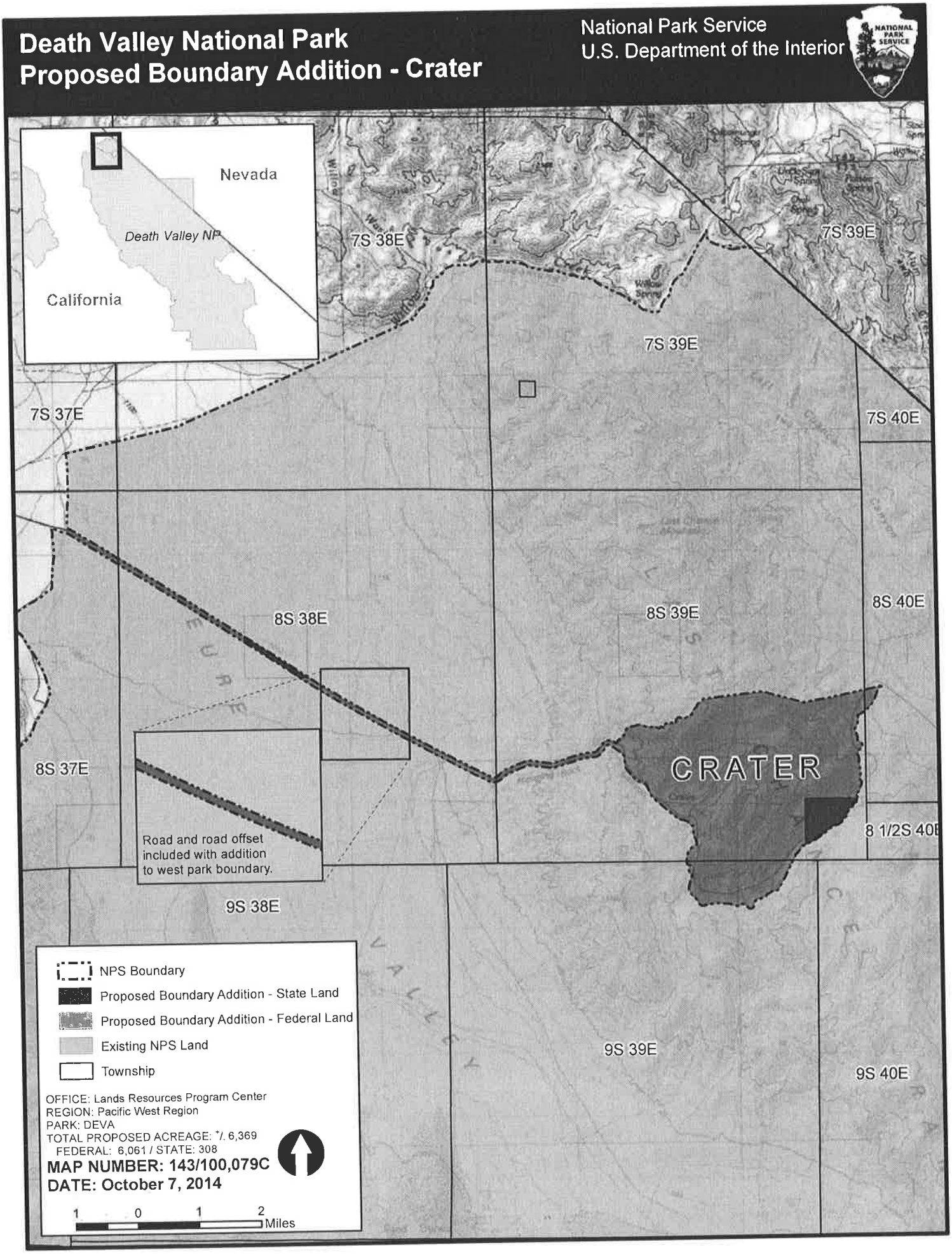
Death Valley National Park
Proposed Wilderness Area -
Warm Spring Canyon / Galena Canyon

National Park Service
U.S. Department of the Interior



Death Valley National Park
Proposed Boundary Addition - Crater

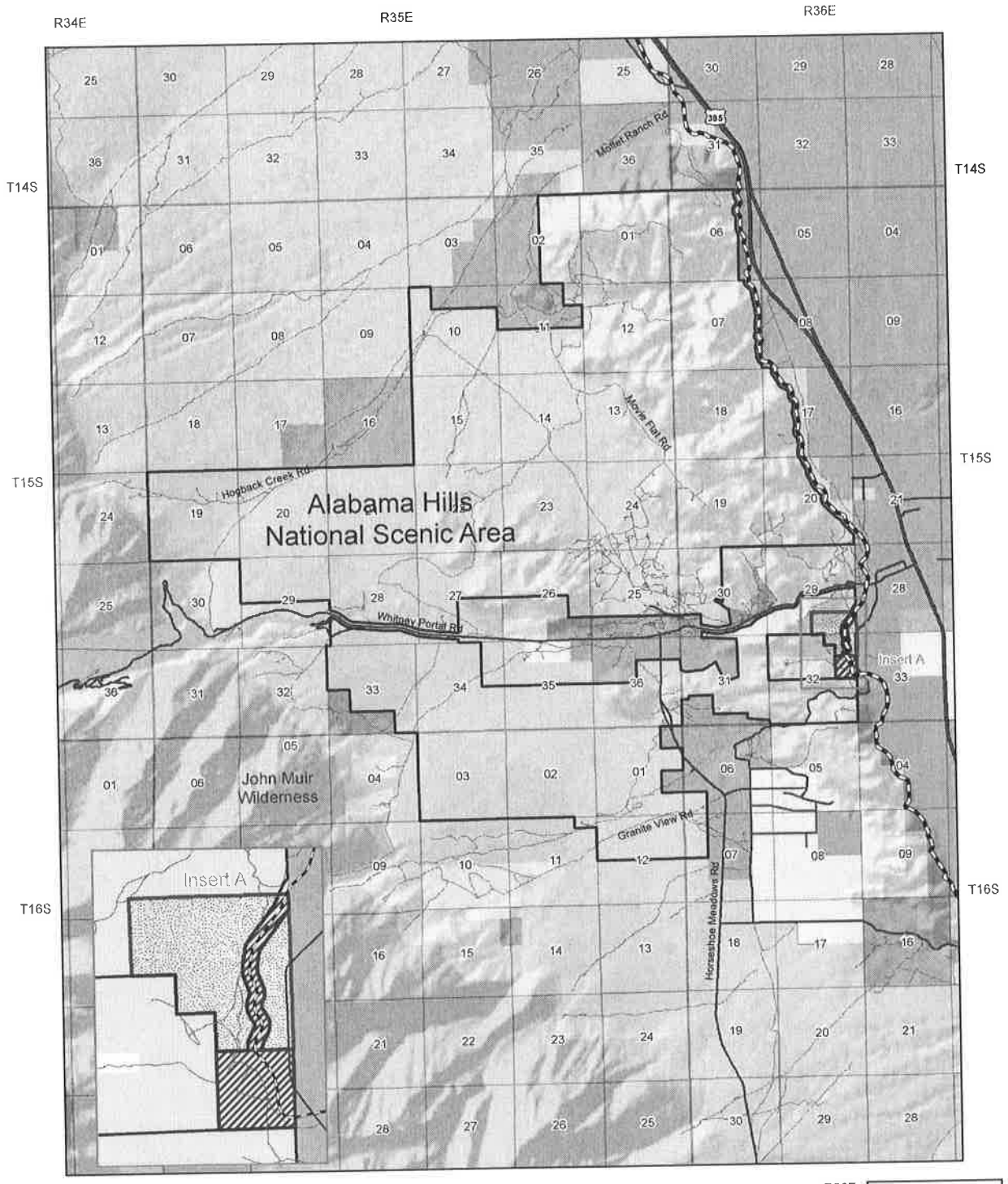
National Park Service
U.S. Department of the Interior



Proposed Alabama Hills National Scenic Area

September 8, 2014

This map prepared at the request of Senator Dianne Feinstein



National Scenic Area
Lone Pine Paiute-Shoshone Reservation Addition
USFS Transfer to BLM

Highway
Paved Road
Unpaved Road
Aqueduct

Land Status

Bureau of Land Management
US Forest Service
County/City/Regional (LADWP)
Private

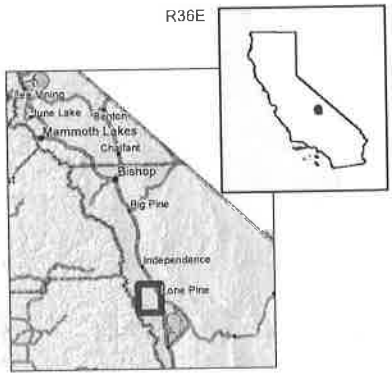
US Forest Service Wilderness

N

0 0.5 1 2 3 4 5 Kilometers
0 0.5 1 2 3 Miles

Scale 1:70,000 when printed at 11x17"

No warranty is made by the Bureau of Land Management (BLM). The accuracy, reliability, or completeness of these data for individual use or aggregate use with other data is not guaranteed.



Death Valley National Park
Proposed Wild & Scenic River - Surprise Canyon

National Park Service
U.S. Department of the Interior

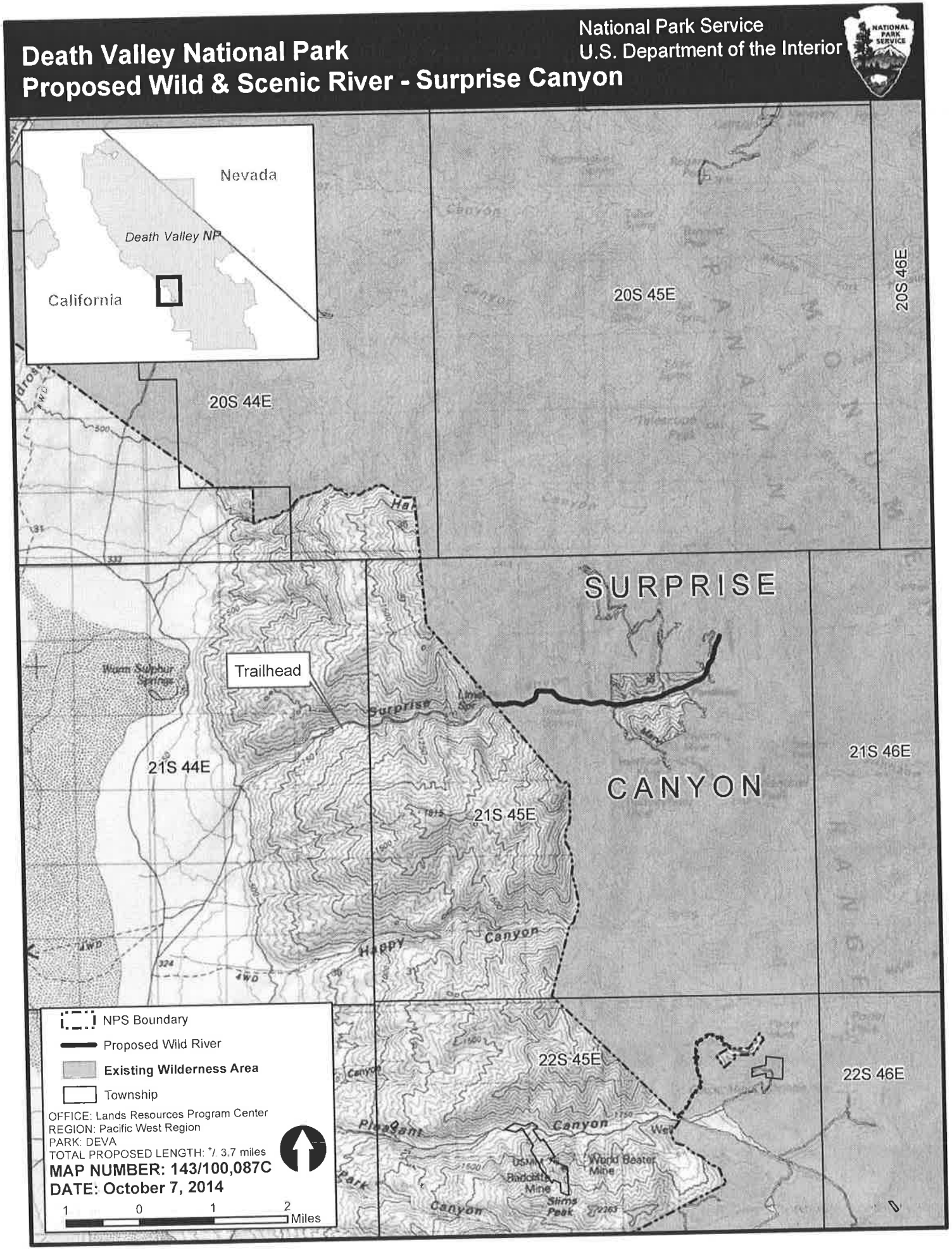


Exhibit B

113TH CONGRESS
2D SESSION

S. _____

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

IN THE SENATE OF THE UNITED STATES

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

A BILL

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

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the "California Desert Conservation and Recreation Act of 2014".

(b) TABLE OF CONTENTS.—The table of contents of 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.

TITLE I—CALIFORNIA DESERT CONSERVATION AND RECREATION

SEC. 101. CALIFORNIA DESERT CONSERVATION AND RECREATION.

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

"TITLE XIII—MOJAVE TRAILS NATIONAL MONUMENT

"SEC. 1301. DEFINITIONS.

"In this title:

"(1) MAP.—The term 'map' means the map entitled 'Proposed Mojave Trails National Monument' and dated September 11, 2014.

"(2) MONUMENT.—The term 'Monument' means the Mojave Trails National Monument established by section 1302(a).

"SEC. 1302. MOJAVE TRAILS NATIONAL MONUMENT.

"(a) ESTABLISHMENT.—There is established in the State the Mojave Trails National Monument.

"(b) PURPOSES.—The purposes of the Monument are—

"(1) to preserve the nationally significant biological, cultural, recreational, geological, educational, historic, scenic, and scientific values—

"(A) in the Central and Eastern Mojave Desert; and

"(B) along historic Route 66; and

"(2) to secure the opportunity for present and future generations to experience and enjoy the magnificent vistas, wildlife, land forms, and natural and cultural resources of the Monument.

"(c) BOUNDARIES.—The Monument shall consist of the Federal land and Federal interests in land within the boundaries depicted on the map.

"(d) MAP; LEGAL DESCRIPTIONS.—

"(1) LEGAL DESCRIPTION.—As soon as practicable after the date of enactment of this title, the Secretary shall submit to the Committee on Natural Resources of the House of Representatives and the Committee on Energy and Natural Resources of the Senate legal descriptions of the Monument, based on the map.

"(2) CORRECTIONS.—The map and legal descriptions of the Monument shall have the same force and effect as if included in this title, except that the Secretary may correct clerical and typographical errors in the map and legal descriptions.

"(3) AVAILABILITY OF MAP.—The map shall be on file and available for public inspection in the appropriate offices of the Bureau of Land Management.

"SEC. 1303. MANAGEMENT OF MONUMENT.

"(a) IN GENERAL.—The Secretary shall—

"(1) only allow uses of the Monument that—

"(A) further the purposes described in section 1302(b);

"(B) are included in the management plan developed under subsection (g); and

"(C) do not interfere with the utility rights-of-way or corridors authorized under section 1304(f); and

"(2) subject to valid existing rights, manage the Monument to protect the resources of the Monument, in accordance with—

"(A) this Act;

"(B) the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.); and

"(C) any other applicable provisions of law.

"(b) COOPERATION AGREEMENTS; GENERAL AUTHORITY.—Consistent with the management plan and existing authorities applicable to the Monument, the Secretary may enter into cooperative agreements (including special use permits with any person (including educational institutions and Indian tribes)), for the purposes of interpreting, researching, and providing education on the resources of the Monument.

"(c) ADMINISTRATION OF SUBSEQUENTLY ACQUIRED LAND.—Any land or interest in land within the boundaries of the Monument that is acquired by the Secretary after the date of enactment of this title shall be managed by the Secretary in accordance with this title.

"(d) LIMITATIONS.—

"(1) PROPERTY RIGHTS.—

"(A) IN GENERAL.—The establishment of the Monument does not—

"(i) affect—

"(I) any land or interests in land held by the State, political subdivision of the State, or special district; or

"(II) any private property right (including a water development right) within the boundaries of the Monument; or

"(III) any fee title to land or customary operation, maintenance, repair, or replacement activity carried out on, over, or under land granted to the Metropolitan Water District pursuant to law or legal right (including the Act of June 18, 1932 (47 Stat. 324, chapter 270)) included in the Monument and conducted in a manner that minimizes the impact on resources of the Monument resources; or

"(ii) grant to the Secretary any authority on or over non-Federal land not already provided by law.

"(B) PLANS.—Not later than 180 days after the date of enactment of this title, the Secretary, in consultation with the Metropolitan Water District, shall publish plans for regular and emergency access by the Metropolitan

Water District to the land and rights-of-way of the Metropolitan Water District.

"(2) AUTHORITY.—The authority of the Secretary under this title extends only to Federal land and Federal interests in land included in the Monument.

"(e) ADJACENT MANAGEMENT.—

"(1) IN GENERAL.—Nothing in this title creates any protective perimeter or buffer zone around the Monument.

"(2) ACTIVITIES OUTSIDE MONUMENT.—The fact that an activity or use on land outside the Monument can be seen or heard within the Monument shall not preclude the activity or use outside the boundary of the Monument.

"(3) NO ADDITIONAL REGULATION.—Nothing in this title requires additional regulation of activities on land outside the boundary of the Monument.

"(f) AIR AND WATER QUALITY.—Nothing in this title affects the standards governing air or water quality outside the boundary of the Monument.

"(g) MANAGEMENT PLAN.—

"(1) IN GENERAL.—The Secretary shall—

"(A) not later than 3 years after the date of enactment of this title, complete a manage-

ment plan for the conservation and protection of the Monument; and

"(B) on completion of the management plan—

"(i) submit the management plan to—

"(I) the Committee on Natural Resources of the House of Representatives; and

"(II) the Committee on Energy and Natural Resources of the Senate; and

"(ii) make the management plan available to the public.

"(2) INCLUSIONS.—The management plan shall include provisions that—

"(A) provide for the conservation and protection of the Monument;

"(B) authorize the continued recreational uses of the Monument (including hiking, camping, hunting, mountain biking, sightseeing, off-highway vehicle recreation on designated routes, rockhounding, and horseback riding), if the recreational uses are consistent with this section and any other applicable law;

"(C) address the need for and, as necessary, establish plans for, the installation, construction, and maintenance of public utility energy transport facilities within rights-of-way in the Monument, including provisions that require that the activities be conducted in a manner that minimizes the impact on Monument resources (including resources relating to the ecological, cultural, historic, and scenic viewshed of the Monument), in accordance with any other applicable law;

"(D) address the designation and maintenance of roads, trails, and paths in the Monument;

"(E) address regional fire management planning and coordination between the Director of the Bureau of Land Management, the Director of the National Park Service, and San Bernardino County; and

"(F) address the establishment of a visitor center to serve the Monument and adjacent public land.

"(3) PREPARATION AND IMPLEMENTATION.—

"(A) APPLICABLE LAW.—The Secretary shall prepare and implement the management

plan in accordance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) and any other applicable laws.

"(B) CONSULTATION.—In preparing and implementing the management plan, the Secretary shall periodically consult with—

"(i) the advisory committee established under section 1306;

"(ii) interested private property owners and holders of valid existing rights located within the boundaries of the Monument; and

"(iii) representatives of the Fort Mojave Indian Tribe, the Colorado River Indian Tribes, the Chemehuevi Indian Tribe, and other Indian tribes with historic or cultural ties to land within, or adjacent to, the Monument regarding the management of portions of the Monument containing sacred sites or cultural importance to the Indian tribes.

"(4) INTERIM MANAGEMENT.—Except as otherwise provided in this Act, pending completion of the management plan for the Monument, the Secretary

shall manage any Federal land and Federal interests in land within the boundary of the Monument—

"(A) consistent with the existing permitted uses of the land;

"(B) in accordance with the general guidelines and authorities of the existing management plans of the Bureau of Land Management for the land; and

"(C) consistent with applicable Federal law.

"SEC. 1304. USES OF MONUMENT.

"(a) USE OF OFF-HIGHWAY VEHICLES.—

"(1) IN GENERAL.—Except as necessary for administrative purposes or to respond to an emergency, the use of motorized vehicles in the Monument (including the use of off-highway vehicles for commercial touring) shall be permitted only on designated routes, subject to all applicable law and authorized by the management plan.

"(2) INVENTORY.—Not later than 2 years after the date of enactment of this title, the Director of the Bureau of Land Management shall—

"(A) complete an inventory of all existing routes in the Monument; and

"(B) designate routes concurrently with completion of the management plan.

"(b) HUNTING, TRAPPING, AND FISHING.—

"(1) IN GENERAL.—Except as provided in paragraph (2), the Secretary shall permit hunting, trapping, and fishing within the Monument in accordance with applicable Federal and State laws (including regulations) in effect as of the date of enactment of this title.

"(2) TRAPPING.—No amphibians or reptiles may be collected within the Monument, except for—

"(A) scientific purposes; or

"(B) the removal of an invasive species.

"(3) REGULATIONS.—The Secretary, after consultation with the California Department of Fish and Game, may designate zones in which, and establish periods during which, hunting, trapping, and fishing shall not be allowed in the Monument for reasons of public safety, administration, resource protection, or public use and enjoyment.

"(c) GRAZING.—

"(1) IN GENERAL.—Nothing in this title terminates any valid existing grazing permit within the Monument.

"(2) EFFECT ON BLAIR PERMIT.—Nothing in this title affects the Lazy Daisy grazing permit (permittee number 9076) on land included in the Monument including the transfer of title to the grazing permit to the Secretary or to a private party.

"(3) PERMIT RETIREMENT.—The Secretary may acquire base property and associated grazing permits within the Monument for purposes of permanently retiring the permit if—

"(A) the permittee is a willing seller;

"(B) the permittee and Secretary reach an agreement concerning the terms and conditions of the acquisition; and

"(C) termination of the allotment would further the purposes of the Monument described in section 1302(b).

"(d) ACCESS TO STATE AND PRIVATE LAND.—The Secretary shall provide adequate access to each owner of non-Federal land or interests in non-Federal land within the boundary of the Monument to ensure the reasonable use and enjoyment of the land or interest by the owner.

"(e) LIMITATIONS.—

"(1) COMMERCIAL ENTERPRISES.—Except as provided in paragraphs (2) and (3), or as required for the maintenance, upgrade, expansion, or develop-

ment of energy transport facilities in the corridors described in subsection (g), no commercial enterprises shall be authorized within the boundary of the Monument after the date of enactment of this title.

"(2) AUTHORIZED EXCEPTIONS.—The Secretary may authorize exceptions to paragraph (1) if the Secretary determines that the commercial enterprises would further the purposes described in section 1302(b).

"(3) APPLICABILITY.—This subsection does not apply to—

"(A) transmission and telecommunication facilities that are owned or operated by a utility subject to regulation by the Federal Government or a State government or a State utility with a service obligation (as those terms are defined in section 217 of the Federal Power Act (16 U.S.C. 824q)); or

"(B) commercial vehicular touring enterprises within the Monument that operate on designated routes.

"(f) UTILITY RIGHTS-OF-WAY.—

"(1) IN GENERAL.—Nothing in this title precludes, prevents, or inhibits the maintenance, upgrade, expansion, or development of energy trans-

port facilities within existing designated corridors located in the Monument that are critical to reducing the effects of climate change on the environment.

"(2) RIGHTS-OF-WAY.—The Secretary shall, to the maximum extent practicable—

"(A) permit rights-of-way and alignments that best protect the values and resources of the Monument described in section 1302(b); and

"(B) ensure that—

"(i) existing rights-of-way and utility corridors within the Monument are fully utilized before authorizing any new or expanded right-of-way or utility corridor; and

"(ii) no economically or technically feasible alternative exists outside the Monument before authorizing a new or expanded right-of-way or utility corridor within the Monument.

"(3) EFFECT ON EXISTING FACILITIES AND RIGHTS-OF-WAY.—Nothing in this section terminates or limits—

"(A) any valid right-of-way within the Monument in existence on the date of enactment of this title (including customary oper-

ation, maintenance, repair, or replacement activities in a right-of-way); or

"(B) a right-of-way authorization issued on the expiration of an existing right-of-way authorization described in subparagraph (A).

"(4) UPGRADING AND EXPANSION OF EXISTING RIGHTS-OF-WAY.—Nothing in this subsection prohibits the upgrading (including the construction or replacement), expansion, or assignment of an existing utility transmission line for the purpose of increasing the capacity of—

"(A) a transmission line in existing rights-of-way; or

"(B) a right-of-way issued, granted, or permitted by the Secretary that is contiguous or adjacent to existing transmission line rights-of-way.

"(5) INTERSTATE 40 TRANSPORTATION CORRIDOR.—For purposes of underground utility rights-of-way under this subsection, the Secretary shall consider the Interstate 40 transportation corridor to be equivalent to an existing utility right-of-way corridor.

"(6) NEW RIGHTS-OF-WAY.—

"(A) IN GENERAL.—Any new rights-of-way or new uses within existing rights-of-way shall—

"(i) only be permitted in energy corridors or expansions of energy corridors that are designated as of the date of enactment of this title; and

"(ii) subject to subparagraph (B), require review and approval under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

"(B) APPROVAL.—New rights-of-way or uses or expansions of existing corridors under subparagraph (A) shall only be approved if the head of the applicable lead Federal agency, in consultation with other agencies as appropriate, determines that the new rights-of-way, uses, or expansions are consistent with—

"(i) this title;

"(ii) other applicable laws;

"(iii) the purposes of the Monument described in section 1302(b); and

"(iv) the management plan for the Monument.

"(g) WEST WIDE ENERGY CORRIDOR.—

"(1) ALTERNATIVE ALIGNMENT.—Subject to paragraph (2), to further the purposes of the Monument described in section 1302(b), the Secretary may require a realignment of the energy right-of-way corridor numbered 27–41 and designated under the energy corridor planning process established by section 368 of the Energy Policy Act of 2005 (42 U.S.C. 15926) if an alternative alignment within the Monument—

"(A) provides substantially similar energy transmission capacity and reliability;

"(B) does not impair other existing rights-of-way; and

"(C) is compatible with military training requirements.

"(2) CONSULTATION.—Before establishing an alternative alignment of the energy right-of-way corridor under paragraph (1), the Secretary shall consult with—

"(A) the Secretary of Energy;

"(B) the Secretary of Defense;

"(C) the State, including the transmission permitting agency of the State;

"(D) units of local government in the State; and

"(E) any entities possessing valid existing rights-of-way within—

"(i) the energy corridor described in paragraph (1); or

"(ii) any potential alternative energy corridor.

"(3) EFFECT ON ENERGY TRANSPORT CORRIDORS.—Nothing in this subsection diminishes the utility of energy transport corridors located within the Monument and identified under section 368 of the Energy Policy Act of 2005 (42 U.S.C. 15926), Energy Corridors E or I (as designated in the California Desert Conservation Area Plan), or energy corridors numbered 27–41 and 27–225 and designated by a record of decision—

"(A) to provide locations for—

"(i) electric transmission facilities that improve reliability, relieve congestion, and enhance the national grid; and

"(ii) oil, gas, and hydrogen pipelines; and

"(B) to provide locations for electric transmission facilities that—

"(i) promote renewable energy generation;

"(ii) otherwise further the interest of the United States if the transmission facilities are identified as critical—

"(I) in a Federal law; or

"(II) through a regional transmission planning process; or

"(iii) consist of high-voltage transmission facilities critical to the purposes described in clause (i) or (ii).

"(4) LAND USE PLANNING.—In conducting land use planning for the Monument, the Secretary—

"(A) shall consider the existing locations of the corridors described in paragraph (3); and

"(B) subject to paragraph (5), may amend the location of any energy corridors to comply with purposes of the Monument if the amended corridor—

"(i) provides connectivity across the landscape that is equivalent to the connectivity provided by the existing location;

"(ii) meets the criteria established by—

"(I) section 368 of the Energy Policy Act of 2005 (42 U.S.C. 15926); and

"(II) the record of decision for the applicable corridor; and

"(iii) does not impair or restrict the uses of existing rights-of-way.

"(5) CONSULTATION REQUIRED.—Before amending a corridor under paragraph (4)(B), the Secretary shall consult with all interested parties (including the persons identified in section 368(a) of the Energy Policy Act of 2005 (42 U.S.C. 15926(a))), in accordance with applicable laws (including regulations).

"(h) OVERFLIGHTS.—Nothing in this title or the management plan restricts or precludes—

"(1) overflights (including low-level overflights) of military, commercial, and general aviation aircraft that can be seen or heard within the Monument;

"(2) the designation or creation of new units of special use airspace; or

"(3) the establishment of military flight training routes over the Monument.

"(i) WITHDRAWALS.—

"(1) IN GENERAL.—Subject to valid existing rights and except as provided in paragraph (2), the Federal land and interests in Federal land included within the Monument are withdrawn from—

"(A) all forms of entry, appropriation, or disposal under the public land laws;

"(B) location, entry, and patent under the public land mining laws;

"(C) operation of the mineral leasing, geothermal leasing, and mineral materials laws; and

"(D) energy development and power generation.

"(2) EXCHANGE.—Paragraph (1) does not apply to an exchange that the Secretary determines would further the protective purposes of the Monument.

"(j) ACCESS TO RENEWABLE ENERGY FACILITIES.—

"(1) IN GENERAL.—Subject to paragraph (2), the Secretary may allow new rights-of-way within the Monument to provide reasonable vehicular access to renewable energy project sites outside the boundaries of the Monument.

"(2) RESTRICTIONS.—To the maximum extent practicable, the rights-of-way shall be designed and

sited to be consistent with the purposes of the Monument described in section 1302(b).

"SEC. 1305. ACQUISITION OF LAND.

"(a) IN GENERAL.—The Secretary may acquire for inclusion in the Monument any land or interests in land within the boundary of the Monument owned by the State, units of local government, Indian tribes, or private individuals only by—

"(1) donation;

"(2) exchange with a willing party; or

"(3) purchase from a willing seller for fair market value.

"(b) USE OF EASEMENTS.—To the maximum extent practicable and only with the approval of the landowner, the Secretary may use permanent conservation easements to acquire an interest in land in the Monument rather than acquiring fee simple title to the land.

"(c) INCORPORATION OF ACQUIRED LAND AND INTERESTS IN LAND.—Any land or interest in land within the boundaries of the Monument that is acquired by the United States after the date of enactment of this title shall be added to and administered as part of the Monument.

"(d) DONATED AND ACQUIRED LAND.—

"(1) IN GENERAL.—All land within the boundary of the Monument donated to the United States

or acquired using amounts from the Land and Water Conservation Fund established under section 2 of the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 460l–5) before, on, or after the date of enactment of this title—

"(A) is withdrawn from mineral entry;

"(B) shall be managed in accordance with section 2004; and

"(C) shall be managed consistent with the purposes of the Monument described in section 1302(b).

"(2) EFFECT ON MONUMENT.—Land within the boundary of the Monument that is contiguous to land donated to the United States or acquired using amounts from the Land and Water Conservation Fund established under section 2 of the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 460l–5) shall be managed in a manner consistent with conservation purposes, subject to applicable law.

"SEC. 1306. ADVISORY COMMITTEE.

"(a) IN GENERAL.—The Secretary shall establish an advisory committee for the Monument, the purpose of which is to advise the Secretary with respect to the prepa-

ration and implementation of the management plan required by section 1303(g).

"(b) MEMBERSHIP.—To the maximum extent practicable, the advisory committee shall include the following members, to be appointed by the Secretary:

"(1) A representative with expertise in natural science and research selected from a regional institution of higher education or research.

"(2) A representative of the California Natural Resources Agency.

"(3) A representative of the California Public Utilities Commission.

"(4) A representative of the County of San Bernardino, California.

"(5) A representative of each of the cities of Barstow, Needles, Twentynine Palms, and Yucca Valley, California.

"(6) A representative of each of—

"(A) the San Manuel Band of Serrano Mission Indians;

"(B) the Colorado River Indian Tribes;

"(C) the Fort Mojave Indian Tribe; and

"(D) the Chemehuevi Indian Tribe.

"(7) A representative of the Department of Defense.

"(8) A representative of the Wildlands Conservancy.

"(9) A representative of a local conservation organization.

"(10) A representative of an historical preservation organization.

"(11) A representative of organizations relating to each of the following recreational activities:

"(A) Off-highway vehicles.

"(B) Hunting.

"(C) Rockhounding.

"(c) TERMS.—

"(1) IN GENERAL.—In appointing members under paragraphs (1) through (11) of subsection (b), the Secretary shall appoint 1 primary member and 1 alternate member that meets the qualifications described in each of those paragraphs.

"(2) VACANCY.—

"(A) PRIMARY MEMBER.—A vacancy on the advisory committee with respect to a primary member shall be filled by the applicable alternate member.

"(B) ALTERNATE MEMBER.—The Secretary shall appoint a new alternate member in

the event of a vacancy with respect to an alternate member of the advisory committee.

"(3) TERMINATION.—

"(A) IN GENERAL.—The term of all members of the advisory committee shall terminate on the termination of the advisory committee under subsection (g).

"(B) NEW ADVISORY COMMITTEE.—At the discretion of the Secretary, the Secretary may establish a new advisory committee on the termination of the advisory committee under subsection (g) to provide ongoing recommendations on the management of the Monument.

"(d) QUORUM.—A quorum of the advisory committee shall consist of a majority of the primary members.

"(e) CHAIRPERSON AND PROCEDURES.—

"(1) IN GENERAL.—The advisory committee shall select a chairperson and vice chairperson from among the primary members of the advisory committee.

"(2) DUTIES.—The chairperson and vice chairperson selected under paragraph (1) shall establish any rules and procedures for the advisory committee that the chairperson and vice-chairperson determine to be necessary or desirable.

"(f) SERVICE WITHOUT COMPENSATION.—Members of the advisory committee shall serve without pay.

"(g) TERMINATION.—The advisory committee shall cease to exist on—

"(1) the date on which the management plan is officially adopted by the Secretary; or

"(2) at the discretion of the Secretary, a later date established by the Secretary.

"SEC. 1307. RENEWABLE ENERGY RIGHT-OF-WAY APPLICATIONS.

"(a) IN GENERAL.—Applicants for rights-of-way for the development of solar energy facilities that have been terminated by the establishment of the Monument shall be granted the right of first refusal to apply for replacement sites that—

"(1) have not previously been encumbered by right-of-way applications; and

"(2) are located within the Solar Energy Zones designated by the Solar Energy Programmatic Environmental Impact Statement of the Department of the Interior and the Department of Energy.

"(b) ELIGIBILITY.—To be eligible for a right of first refusal under subsection (a), an applicant shall have, on or before December 1, 2009—

"(1) submitted an application for a right-of-way to the Bureau of Land Management;

"(2) completed a plan of development to develop a solar energy facility on land within the Monument;

"(3) submitted cost recovery funds to the Bureau of Land Management to assist with the costs of processing the right-of-way application;

"(4) successfully submitted an application for an interconnection agreement with an electrical grid operator that is registered with the North American Electric Reliability Corporation; and

"(5)(A) secured a power purchase agreement; or

"(B) a financially and technically viable solar energy facility project, as determined by the Director of the Bureau of Land Management.

"(c) EQUIVALENT ENERGY PRODUCTION.—Each right-of-way for a replacement site granted under this section shall—

"(1) authorize the same energy production at the replacement site as had been applied for at the site that had been the subject of the terminated application; and

"(2) have—

"(A) appropriate solar insolation and geotechnical attributes; and

"(B) adequate access to existing transmission or feasible new transmission.

"(d) EXISTING RIGHTS-OF-WAY APPLICATIONS.—Nothing in this section alters, affects, or displaces primary rights-of-way applications within the Solar Energy Study Areas unless the applications are otherwise altered, affected, or displaced as a result of the Solar Energy Programmatic Environmental Impact Statement of the Department of the Interior and the Department of Energy.

"(e) DEADLINES.—A right of first refusal granted under this section shall only be exercisable by the later of—

"(1) the date that is 180 days after the date of enactment of this title; or

"(2) the date that is 180 days after the date of the designation of the Solar Energy Zones under the Solar Energy Programmatic Environmental Impact Statement.

"(f) EXPEDITED APPLICATION PROCESSING.—The Secretary shall expedite the review of replacement site applications from eligible applicants, as described in subsection (b).

"TITLE XIV—SAND TO SNOW NATIONAL MONUMENT

"SEC. 1401. DEFINITIONS.

"In this title:

"(1) MAP.—The term 'map' means the map entitled 'Proposed Sand to Snow National Monument' and dated August 29, 2014.

"(2) MONUMENT.—The term 'Monument' means the Sand to Snow National Monument established by section 1402(a).

"(3) SECRETARIES.—The term 'Secretaries' means the Secretary of the Interior and the Secretary of Agriculture, acting jointly.

"SEC. 1402. SAND TO SNOW NATIONAL MONUMENT.

"(a) ESTABLISHMENT.—There is established in the State the Sand to Snow National Monument.

"(b) PURPOSES.—The purposes of the Monument are—

"(1) to preserve the nationally significant biological, cultural, educational, geological, historic, scenic, and recreational values at the convergence of the Mojave and Colorado Desert and the San Bernardino Mountains; and

"(2) to secure the opportunity for present and future generations to experience and enjoy the mag-

nificent vistas, wildlife, land forms, and natural and cultural resources of the Monument.

"(c) BOUNDARIES.—

"(1) IN GENERAL.—The Monument shall consist of the Federal land and Federal interests in land within the boundaries depicted on the map.

"(2) DISTANCE FROM STATE HIGHWAYS.—In accordance with the policy of the Bureau of Land Management, the boundaries of the Monument shall be set back not less than 300 feet from all State highways.

"(d) MAP; LEGAL DESCRIPTIONS.—

"(1) LEGAL DESCRIPTION.—As soon as practicable after the date of enactment of this title, the Secretary shall submit to the Committee on Natural Resources of the House of Representatives and the Committee on Energy and Natural Resources of the Senate legal descriptions of the Monument, based on the map.

"(2) CORRECTIONS.—The map and legal descriptions of the Monument shall have the same force and effect as if included in this title, except that the Secretary may correct clerical and typographical errors in the map and legal descriptions.

"(3) AVAILABILITY OF MAP.—The map shall be on file and available for public inspection in appropriate offices of the Bureau of Land Management.

"SEC. 1403. MANAGEMENT OF MONUMENT.

"(a) IN GENERAL.—The Secretary shall—

"(1) only allow uses of the Monument that—

"(A) further the purposes described in section 1402(b);

"(B) are included in the management plan developed under subsection (g); and

"(C) do not interfere with the utility rights-of-way authorized under section 1405(e); and

"(2) subject to valid existing rights, manage the Monument to protect the resources of the Monument, in accordance with—

"(A) this title;

"(B) the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.); and

"(C) any other applicable provisions of law.

"(b) COOPERATION AGREEMENTS; GENERAL AUTHORITY.—Consistent with the management plan and existing authorities applicable to the Monument, the Secretary may enter into cooperative agreements (including

special use permits with any person (including educational institutions and Indian tribes)), for the purposes of interpreting, researching, and providing education on the resources of the Monument.

"(c) ADMINISTRATION OF SUBSEQUENTLY ACQUIRED LAND.—Any land or interest in land within the boundaries of the Monument that is acquired by the Secretary of the Interior or the Secretary of Agriculture after the date of enactment of this title shall be managed by the Secretary of Agriculture or the Secretary of the Interior, respectively, in accordance with this title.

"(d) LIMITATIONS.—

"(1) PROPERTY RIGHTS.—

"(A) IN GENERAL.—The establishment of the Monument does not—

"(i) affect—

"(I) any land or interest in land held by the State, political subdivision of the State, or special district; or

"(II) any private property right (including a water development right) within the boundaries of the Monument; or

"(III) any fee title to land or customary operation, maintenance, re-

pair, or replacement activity carried out on, over, or under land granted to the Metropolitan Water District pursuant to law or legal right (including the Act of June 18, 1932 (47 Stat. 324, chapter 270)) included in the Monument and conducted in a manner that minimizes the impact on resources of the Monument resources; or

"(ii) grant to the Secretary any authority on or over non-Federal land not already provided by law.

"(B) PLANS.—Not later than 180 days after the date of enactment of this title, the Secretary, in consultation with the Metropolitan Water District, shall publish plans for regular and emergency access by the Metropolitan Water District to the land and rights-of-way of the Metropolitan Water District.

"(2) AUTHORITY.—The authority of the Secretary under this title extends only to Federal land and Federal interests in land included in the Monument.

"(e) ADJACENT MANAGEMENT.—

"(1) IN GENERAL.—Nothing in this title creates any protective perimeter or buffer zone around the Monument.

"(2) ACTIVITIES OUTSIDE MONUMENT.—The fact that an activity or use on land outside the Monument can be seen or heard within the Monument shall not preclude the activity or use outside the boundary of the Monument.

"(3) NO ADDITIONAL REGULATION.—Nothing in this title requires additional regulation of activities on land outside the boundary of the Monument.

"(f) AIR AND WATER QUALITY.—Nothing in this title affects the standards governing air or water quality outside the boundary of the Monument.

"(g) MANAGEMENT PLAN.—

"(1) IN GENERAL.—The Secretaries shall—

"(A) not later than 3 years after the date of enactment of this title, complete a management plan for the conservation and protection of the Monument; and

"(B) on completion of the management plan—

"(i) submit the management plan to—

"(I) the Committee on Natural Resources of the House of Representatives; and

"(II) the Committee on Energy and Natural Resources of the Senate; and

"(ii) make the management plan available to the public.

"(2) INCLUSIONS.—The management plan shall include provisions that—

"(A) provide for the conservation and protection of the Monument;

"(B) authorize the continued recreational uses of the Monument (including hiking, camping, hunting, mountain biking, sightseeing, off-highway vehicle recreation on designated routes, rockhounding, and horseback riding), if the recreational uses are consistent with this title and any other applicable law;

"(C) address the designation and maintenance of roads, trails, and paths in the Monument and take into consideration—

"(i) connecting trails within the Monument to trails on other adjacent public land; and

"(ii) establishing a trailhead at Cabot's Pueblo in the city of Desert Hot Springs, California;

"(D) address regional fire management planning and coordination between the Director of the Bureau of Land Management, the Chief of the Forest Service, Riverside County, and San Bernardino County; and

"(E) address the establishment of a visitor center to serve the Monument and adjacent public land.

"(3) PREPARATION AND IMPLEMENTATION.—

"(A) APPLICABLE LAW.—The Secretary shall prepare and implement the management plan in accordance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) and any other applicable laws.

"(B) CONSULTATION.—In preparing and implementing the management plan, the Secretary shall periodically consult with—

"(i) the advisory committee established under section 1406;

"(ii) interested private property owners and holders of valid existing rights lo-

cated within the boundaries of the Monument; and

"(iii) representatives of the San Manuel Band of Serrano Mission Indians, the Morongo Band of Mission Indians, and other Indian tribes with historic or cultural ties to land within, or adjacent to, the Monument regarding the management of portions of the Monument that are of cultural importance to the Indian tribes.

"(4) INTERIM MANAGEMENT.—Except as otherwise prohibited by this Act, pending completion of the management plan for the Monument, the Secretary shall manage any Federal land and Federal interests in land within the boundary of the Monument—

"(A) consistent with the existing permitted uses of the land;

"(B) in accordance with the general guidelines and authorities of the existing management plans of the Bureau of Land Management and the Forest Service for the land; and

"(C) in a manner consistent with—

"(i) the purposes described in section 1402(b);

"(ii) the provisions of the management plan under paragraph (2); and

"(iii) applicable Federal law.

"(5) EFFECT OF SECTION.—Nothing in this section diminishes or alters existing authorities applicable to Federal land included in the Monument.

"SEC. 1404. USES OF MONUMENT.

"(a) USE OF OFF-HIGHWAY VEHICLES.—

"(1) IN GENERAL.—The use of off-highway vehicles in the Monument (including the use of off-highway vehicles for commercial touring) shall be permitted to continue on designated routes, subject to all applicable law and authorized by the management plan.

"(2) NONDESIGNATED ROUTES.—Off-highway vehicle access shall be permitted on nondesignated routes and trails in the Monument—

"(A) for administrative purposes;

"(B) to respond to an emergency; or

"(C) as authorized under the management plan.

"(3) INVENTORY.—Not later than 2 years after the date of enactment of this title, the Director of the Bureau of Land Management shall complete an inventory of all existing routes in the Monument.

"(b) HUNTING, TRAPPING, AND FISHING.—

"(1) IN GENERAL.—Except as provided in paragraph (2), the Secretary shall permit hunting, trapping, and fishing within the Monument in accordance with applicable Federal and State laws (including regulations) as of the date of enactment of this title.

"(2) TRAPPING.—No amphibians or reptiles may be collected within the Monument.

"(3) REGULATIONS.—The Secretary, after consultation with the California Department of Fish and Game, may issue regulations designating zones where, and establishing periods during which, no hunting, trapping, or fishing shall be permitted in the Monument for reasons of public safety, administration, resource protection, or public use and enjoyment.

"(c) ACCESS TO STATE AND PRIVATE LAND.—The Secretary shall provide adequate access to each owner of non-Federal land or interests in non-Federal land within the boundary of the Monument to ensure the reasonable use and enjoyment of the land or interest by the owner.

"(d) LIMITATIONS.—

"(1) COMMERCIAL ENTERPRISES.—Except as provided in paragraphs (2) and (3), or as required

for the maintenance, upgrade, expansion, or development of energy transport facilities in the corridors described in subsection (e), no commercial enterprises shall be authorized within the boundary of the Monument after the date of enactment of this title.

"(2) AUTHORIZED EXCEPTIONS.—The Secretary may authorize exceptions to paragraph (1) if the Secretary determines that the commercial enterprises would further the purposes described in section 1402(b).

"(3) TRANSMISSION AND TELECOMMUNICATION FACILITIES.—This subsection does not apply to—

"(A) transmission and telecommunication facilities that are owned or operated by a utility subject to regulation by the Federal Government or a State government or a State utility with a service obligation (as those terms are defined in section 217 of the Federal Power Act (16 U.S.C. 824q)); or

"(B) commercial vehicular touring enterprises within the Monument that operate on designated routes.

"(e) UTILITY RIGHTS-OF-WAY.—

"(1) IN GENERAL.—Nothing in this Act precludes, prevents, or inhibits the maintenance, up-

grade, expansion, or development of energy transport facilities within the Monument that are critical to reducing the effects of climate change on the environment.

"(2) RIGHTS-OF-WAY.—The Secretary shall, to the maximum extent practicable—

"(A) permit rights-of-way and alignments that best protect the values and resources of the Monument described in section 1402(b); and

"(B) ensure that—

"(i) existing rights-of-way and utility corridors within the Monument are fully utilized before authorizing any new or expanded right-of-way or utility corridor; and

"(ii) no economically or technically feasible alternative exists outside the Monument before authorizing a new or expanded right-of-way or utility corridor within the Monument.

"(3) EFFECT ON EXISTING FACILITIES AND RIGHTS-OF-WAY.—Nothing in this section terminates or limits—

"(A) any valid right-of-way in existence within the Monument on the date of enactment

of this title (including customary operation, maintenance, repair, or replacement activities in a right-of-way); or

"(B) a right-of-way authorization issued on the expiration or the assignment of an existing right-of-way authorization described in subparagraph (A).

"(4) UPGRADING AND EXPANSION OF EXISTING RIGHTS-OF-WAY.—Nothing in this subsection prohibits the upgrading (including the construction or replacement), expansion, or assignment of an existing utility transmission line for the purpose of increasing the capacity of—

"(A) a transmission line in existing rights-of-way; or

"(B) a right-of-way issued, granted, or permitted by the Secretary that is contiguous or adjacent to existing transmission line rights-of-way.

"(5) NEW RIGHTS-OF-WAY.—

"(A) IN GENERAL.—Any new rights-of-way or new uses within existing rights-of-way shall, subject to subparagraph (B), require review and approval under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

"(B) APPROVAL.—New uses under subparagraph (A) shall only be approved if the head of the applicable lead Federal agency, in consultation with other applicable agencies, determine that the uses are consistent with—

"(i) this title;

"(ii) other applicable laws;

"(iii) the purposes of the Monument described in section 1402(b); and

"(iv) the management plan for the Monument.

"(6) EFFECT ON ENERGY TRANSPORT CORRIDORS.—Nothing in this subsection diminishes the utility of energy transport corridors located within the Monument designated by a record of decision—

"(A) to provide locations for—

"(i) electric transmission facilities that improve reliability, relieve congestion, and enhance the national grid; and

"(ii) oil, gas, and hydrogen pipelines; and

"(B) to provide locations for electric transmission facilities that—

"(i) promote renewable energy generation;

"(ii) otherwise further the interest of the United States if the transmission facilities are identified as critical in law or through a regional transmission planning process; or

"(iii) consist of high-voltage transmission facilities critical to the purposes described in clause (i) or (ii).

"(7) LAND USE PLANNING.—In conducting land use planning for the Monument, the Secretary—

"(A) shall consider the existing locations of the corridors described in paragraph (6); and

"(B) subject to paragraph (8), may amend the location of any energy corridors to comply with purposes of the Monument if the amended corridor—

"(i) provides connectivity across the landscape that is equivalent to the connectivity provided by the existing location;

"(ii) meets the criteria established by—

"(I) section 368 of the Energy Policy Act of 2005 (42 U.S.C. 15926); and

"(II) the record of decision for the applicable corridor; and

"(iii) does not impair or restrict the uses of existing rights-of-way.

"(8) CONSULTATION REQUIRED.—Before amending a corridor under paragraph (7)(B), the Secretary shall consult with all interested parties (including the persons identified in section 368(a) of the Energy Policy Act of 2005 (42 U.S.C. 15926(a))), in accordance with applicable laws (including regulations).

"(f) OVERFLIGHTS.—Nothing in this title or the management plan restricts or precludes—

"(1) overflights (including low-level overflights) of military, commercial, and general aviation aircraft that can be seen or heard within the Monument;

"(2) the designation or creation of new units of special use airspace; or

"(3) the establishment of military flight training routes over the Monument.

"(g) WITHDRAWALS.—

"(1) IN GENERAL.—Subject to valid existing rights and except as provided in paragraph (2), the Federal land and interests in Federal land included within the Monument are withdrawn from—

"(A) all forms of entry, appropriation, or disposal under the public land laws;

"(B) location, entry, and patent under the public land mining laws;

"(C) operation of the mineral leasing, geothermal leasing, and mineral materials laws; and

"(D) energy development and power generation.

"(2) EXCHANGE.—Paragraph (1) does not apply to an exchange that the Secretary determines would further the protective purposes of the Monument.

"(h) ACCESS TO RENEWABLE ENERGY FACILITIES.—

"(1) IN GENERAL.—Subject to paragraph (2), the Secretary may allow new right-of-ways within the Monument to provide reasonable vehicular access to renewable energy project sites outside the boundaries of the Monument.

"(2) RESTRICTIONS.—To the maximum extent practicable, the rights-of-way shall be designed and sited to be consistent with the purposes of the Monument described in section 1402(b).

"SEC. 1405. ACQUISITION OF LAND.

"(a) IN GENERAL.—The Secretary may acquire for inclusion in the Monument any land or interests in land within the boundary of the Monument owned by the State, units of local government, Indian tribes, or private individuals only by—

"(1) donation;

"(2) exchange with a willing party; or

"(3) purchase from a willing seller for fair market value.

"(b) USE OF EASEMENTS.—To the maximum extent practicable and only with the approval of the landowner, the Secretary may use permanent conservation easements to acquire an interest in land in the Monument rather than acquiring fee simple title to the land.

"(c) INCORPORATION OF ACQUIRED LAND AND INTERESTS IN LAND.—Any land or interest in land within the boundaries of the Monument that is acquired by the United States after the date of enactment of this title shall be added to and administered as part of the Monument.

"(d) DONATED AND ACQUIRED LAND.—

"(1) IN GENERAL.—All land within the boundary of the Monument donated to the United States or acquired using amounts from the Land and Water Conservation Fund established under section 2 of the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 460l–5) before, on, or after the date of enactment of this title—

"(A) is withdrawn from mineral entry;

"(B) shall be managed in accordance with section 2004; and

"(C) shall be managed consistent with the purposes of the Monument described in section 1402(b).

"(2) EFFECT ON MONUMENT.—Land within the boundary of the Monument that is contiguous to land donated to the United States or acquired using amounts from the Land and Water Conservation Fund established under section 2 of the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 460l–5) shall be managed in a manner consistent with conservation purposes, subject to applicable law.

"SEC. 1406. ADVISORY COMMITTEE.

"(a) IN GENERAL.—The Secretary shall establish an advisory committee for the Monument, the purpose of

which is to advise the Secretary with respect to the preparation and implementation of the management plan required by section 1403(g).

"(b) MEMBERSHIP.—To the maximum extent practicable, the advisory committee shall include the following members, to be appointed by the Secretary:

"(1) A representative with expertise in natural science and research selected from a regional institution of higher education or research.

"(2) A representative of the Department of Defense.

"(3) A representative of the California Natural Resources Agency.

"(4) A representative of each of San Bernardino and Riverside Counties, California.

"(5) A representative of each of the cities of Desert Hot Springs and Yucca Valley, California.

"(6) A representative of the San Manuel Band of Serrano Mission Indians.

"(7) A representative of the Morongo Band of Mission Indians.

"(8) A representative of the Friends of Big Morongo Preserve.

"(9) A representative of the Wildlands Conservancy.

"(10) A representative of the Coachella Valley Mountains Conservancy.

"(11) A representative of the San Gorgonio Wilderness Association.

"(12) A representative of the Morongo Basin Community Services District.

"(13) A representative of organizations relating to each of the following recreational activities:

"(A) Off-highway vehicles.

"(B) Hunting.

"(C) Rockhounding.

"(c) TERMS.—

"(1) IN GENERAL.—In appointing members under paragraphs (1) through (13) of subsection (b), the Secretary shall appoint 1 primary member and 1 alternate member that meets the qualifications described in each of those paragraphs.

"(2) VACANCY.—

"(A) PRIMARY MEMBER.—A vacancy on the advisory committee with respect to a primary member shall be filled by the applicable alternate member.

"(B) ALTERNATE MEMBER.—The Secretary shall appoint a new alternate member in

the event of a vacancy with respect to an alternate member of the advisory committee.

"(3) TERMINATION.—

"(A) IN GENERAL.—The term of all members of the advisory committee shall terminate on the termination of the advisory committee under subsection (g).

"(B) NEW ADVISORY COMMITTEE.—At the discretion of the Secretary, the Secretary may establish a new advisory committee on the termination of the advisory committee under subsection (g) to provide ongoing recommendations on the management of the Monument.

"(d) QUORUM.—A quorum of the advisory committee shall consist of a majority of the primary members.

"(e) CHAIRPERSON AND PROCEDURES.—

"(1) IN GENERAL.—The advisory committee shall select a chairperson and vice chairperson from among the primary members of the advisory committee.

"(2) DUTIES.—The chairperson and vice chairperson selected under paragraph (1) shall establish any rules and procedures for the advisory committee that the chairperson and vice-chairperson determine to be necessary or desirable.

"(f) SERVICE WITHOUT COMPENSATION.—Members of the advisory committee shall serve without pay.

"(g) TERMINATION.—The advisory committee shall cease to exist on—

"(1) the date on which the management plan is officially adopted by the Secretary; or

"(2) at the discretion of the Secretary, a later date established by the Secretary.

"TITLE XV—WILDERNESS

"SEC. 1501. DESIGNATION OF WILDERNESS AREAS.

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

"(1) AVAWATZ MOUNTAINS WILDERNESS.—Certain land in the Conservation Area administered by the Director of the Bureau of Land Management, comprising approximately 87,700 acres, as generally depicted on the map entitled 'Avawatz Mountains Proposed Wilderness' and dated September 9, 2014, to be known as the 'Avawatz Mountains Wilderness'.

"(2) GOLDEN VALLEY WILDERNESS.—

"(A) IN GENERAL.—Except as provided in subparagraph (B), certain land in the Conservation Area administered by the Director of the Bureau of Land Management, comprising approximately 21,630 acres, as generally depicted on the map entitled 'Golden Valley Proposed Wilderness Additions' and dated July 15, 2009, which shall be considered to be part of the 'Golden Valley Wilderness'.

"(B) EXCLUSION.—

"(i) IN GENERAL.—Subject to clause (ii), the land described in subparagraph (A) shall be excluded from wilderness designation to permit the Secretary of the Navy to study the land for —

"(I) withdrawal in accordance with the Act of February 28, 1958 (43 U.S.C. 155 et seq.); and

"(II) potential inclusion in the Naval Air Weapons Station China Lake, California, for national defense purposes.

"(ii) INCORPORATION IN GOLDEN VALLEY WILDERNESS.—Any land described in

subparagraph (A) that is not subject to a withdrawal request by the Secretary of the Navy pursuant to clause (i) shall be incorporated in the Golden Valley Wilderness on the earlier of—

"(I) the date that is 10 years after the date of enactment of this title; and

"(II) the date on which the Secretary of the Navy makes a relevant determination declining to request a withdrawal of the land described in subparagraph (A).

"(3) GREAT FALLS BASIN WILDERNESS.—

"(A) IN GENERAL.—Certain land in the Conservation Area administered by the Director of the Bureau of Land Management, comprising approximately 7,870 acres, as generally depicted on the map entitled 'Great Falls Basin Proposed Wilderness' and dated October 26, 2009, to be known as the 'Great Falls Basin Wilderness'.

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

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

"(4) KINGSTON RANGE WILDERNESS.—Certain land in the Conservation Area administered by the Bureau of Land Management, comprising approximately 53,320 acres, as generally depicted on the map entitled 'Kingston Range Proposed Wilderness Additions' and dated July 15, 2009, which shall be considered to be a part of as the 'Kingston Range Wilderness'.

"(5) SODA MOUNTAINS WILDERNESS.—Certain land in the Conservation Area, administered by the Bureau of Land Management, comprising approximately 79,990 acres, as generally depicted on the map entitled 'Soda Mountains Proposed Wilderness' and dated September 12, 2014, to be known as the 'Soda Mountains Wilderness'.

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

"(1) DEATH VALLEY NATIONAL PARK WILDERNESS ADDITIONS-NORTH EUREKA VALLEY.—Certain land in the Conservation Area administered by the Director of the National Park Service, comprising approximately 11,496 acres, as generally depicted on the map entitled 'Death Valley National Park Proposed Wilderness Area-North Eureka Valley', numbered 143/100,082C, and dated October 7, 2014, which shall be considered to be a part of the Death Valley National Park Wilderness.

"(2) DEATH VALLEY NATIONAL PARK WILDERNESS ADDITIONS-IBEX.—Certain land in the Conservation Area administered by the Director of the National Park Service, comprising approximately 23,650 acres, as generally depicted on the map entitled 'Death Valley National Park Proposed Wilderness Area-Ibex', numbered 143/100,081C, and dated October 7, 2014, which shall be considered to be a part of the Death Valley National Park Wilderness.

"(3) DEATH VALLEY NATIONAL PARK WILDERNESS ADDITIONS-PANAMINT VALLEY.—Certain land in the Conservation Area administered by the Director of the National Park Service, comprising approximately 4,807 acres, as generally depicted on the map entitled 'Death Valley National Park Proposed

Wilderness Area-Panamint Valley', numbered 143/100,083C, and dated October 7, 2014, which shall be considered to be a part of the Death Valley National Park Wilderness.

"(4) DEATH VALLEY NATIONAL PARK WILDERNESS ADDITIONS-WARM SPRINGS.—Certain land in the Conservation Area administered by the Director of the National Park Service, comprising approximately 10,485 acres, as generally depicted on the map entitled 'Death Valley National Park Proposed Wilderness Area-Warm Spring Canyon/Galena Canyon', numbered 143/100,084C, and dated October 7, 2014, which shall be considered to be a part of the Death Valley National Park Wilderness.

"(5) DEATH VALLEY NATIONAL PARK WILDERNESS ADDITIONS-AXE HEAD.—Certain land in the Conservation Area administered by the Director of the National Park Service, comprising approximately 8,638 acres, as generally depicted on the map entitled 'Death Valley National Park Proposed Wilderness Area-Axe Head', numbered 143/100,085C, and dated October 7, 2014, which shall be considered to be a part of the Death Valley National Park Wilderness.

"(6) DEATH VALLEY NATIONAL PARK WILDERNESS ADDITIONS-BOWLING ALLEY.—Certain land in the Conservation Area administered by the Director of the Bureau of Land Management, comprising approximately 32,520 acres, as generally depicted on the map entitled 'Death Valley National Park Proposed Wilderness Area-Bowling Alley', numbered 143/100,086C, and dated October 7, 2014, which shall be considered to be a part of the Death Valley National Park Wilderness.

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

"(1) IN GENERAL.—In accordance with the Wilderness Act (16 U.S.C. 1131 et seq.) and sections 601 and 603 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1781, 1782), the land in the State described in paragraph (2) is designated as a wilderness area and as a component of the National Wilderness Preservation System.

"(2) DESCRIPTION OF LAND.—The land referred to in paragraph (1) is certain land in the San Bernardino National Forest, comprising approximately 7,141 acres, as generally depicted on the map entitled 'Proposed Sand to Snow National Monument' and dated August 29, 2014, which shall

considered to be a part of the San Gorgonio Wilderness.

"(3) FIRE MANAGEMENT AND RELATED ACTIVITIES.—

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

"(B) FUNDING PRIORITIES.—Nothing in this subsection limits the provision of any funding for fire or fuel management in the wilderness area designated by this paragraph (1).

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

"(D) ADMINISTRATION.—In accordance with subparagraph (A) and other applicable Federal law, to ensure a timely and efficient response to fire emergencies in the wilderness

area designated by paragraph (1), the Secretary 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. 1502. 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 1501.

"(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 1501 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.

"(B) EFFECT ON NONWILDERNESS ACTIVITIES.—

"(i) IN GENERAL.—In any permitting proceeding (including a review under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.)) conducted with respect to a project described in clause (ii) that is formally initiated through a notice in the Federal Register before December 31, 2013, the consideration of any visual, noise, or other impacts of the project on a wilderness area designated by section 1501 shall be conducted based on the status of the area before designation as wilderness.

"(ii) DESCRIPTION OF PROJECTS.—A project referred to in clause (i) is a renewable energy project—

"(I) for which the Bureau of Land Management has received a right-of-way use application on or before the date of enactment of this title; and

"(II) that is located outside the boundary of a wilderness area designated by section 1501.

"(3) NO ADDITIONAL REGULATION.—Nothing in this title requires additional regulation of activities on land outside the boundary of the wilderness areas.

"(4) EFFECT ON MILITARY OPERATIONS.—Nothing in this title alters any authority of the Secretary of Defense to conduct any military operations at desert installations, facilities, and ranges of the State that are authorized under any other provision of law.

"(b) MAPS; LEGAL DESCRIPTIONS.—

"(1) IN GENERAL.—As soon as practicable after the date of enactment of this title, the Secretary shall file a map and legal description of each wilderness area and wilderness addition designated by section 1501 with—

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

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

"(2) FORCE OF LAW.—A map and legal description filed under paragraph (1) shall have the

same force and effect as if included in this title, except that the Secretary may correct errors in the maps and legal descriptions.

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

"(c) ADMINISTRATION.—Subject to valid existing rights, the land designated as wilderness or as a wilderness addition by section 1501 shall be administered by the Secretary in accordance with this Act and the Wilderness Act (16 U.S.C. 1131 et seq.), except that any reference in that Act to the effective date shall be considered to be a reference to the date of enactment of this title.

"SEC. 1503. RELEASE OF WILDERNESS STUDY AREAS.

"(a) FINDING.—Congress finds that, for purposes of section 603 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1782), any portion of a wilderness study area described in subsection (b) that is not designated as a wilderness area or wilderness addition by section 1501 or any other Act enacted before the date of enactment of this title has been adequately studied for wilderness.

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

"(1) the Cady Mountains Wilderness Study Area;

"(2) the Kingston Range Wilderness Study Area;

"(3) the Avawatz Mountain Wilderness Study Area;

"(4) the Death Valley National Park Boundary and Wilderness 17 Wilderness Study Area;

"(5) the Great Falls Basin Wilderness Study Area; and

"(6) the Soda Mountains Wilderness Study Area.

"(c) RELEASE.—Any portion of a wilderness study area described in subsection (b) that is not designated as a wilderness area or wilderness addition by section 1501 is no longer subject to section 603(c) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1782(c)).

"TITLE XVI—DESIGNATION OF SPECIAL MANAGEMENT AREA

"SEC. 1601. DEFINITIONS.

"In this title:

"(1) MANAGEMENT AREA.—The term 'Management Area' means the Vinagre Wash Special Management Area.

"(2) MAP.—The term 'map' means the map entitled 'Vinagre Wash Proposed Special Management Area' and dated November 10, 2009.

"(3) PUBLIC LAND.—The term 'public land' has the meaning given the term 'public lands' in section 103 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1702).

"(4) SECRETARY.—The term 'Secretary' means the Secretary of the Interior.

"SEC. 1602. VINAGRE WASH SPECIAL MANAGEMENT AREA.

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

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

"(1) the plant and wildlife values of the Management Area; and

"(2) the outstanding and nationally significant ecological, geological, scenic, recreational, archaeological, cultural, historic, and other resources of the Management Area.

"(c) BOUNDARIES.—The Management Area shall consist of the public land in Imperial County, California,

comprising approximately 81,880 acres, as generally depicted on the map.

"(d) MAP; LEGAL DESCRIPTION.—

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

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

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

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

"(3) AVAILABILITY.—Copies of the map submitted under paragraph (1) shall be on file and available for public inspection in—

"(A) the Office of the Director of the Bureau of Land Management; and

"(B) the appropriate office of the Bureau of Land Management in the State.

"SEC. 1603. MANAGEMENT.

"(a) IN GENERAL.—The Secretary shall allow hiking, camping, hunting, and sightseeing and the use of motorized vehicles, mountain bikes, and horses on designated routes in the Management Area in a manner that—

"(1) is consistent with the purpose of the Management Area described in section 1602(b);

"(2) ensures public health and safety; and

"(3) is consistent with applicable law.

"(b) OFF-HIGHWAY VEHICLE USE.—

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

"(2) CLOSURE.—The Secretary may temporarily close or permanently reroute a portion of a route described in paragraph (1)—

"(A) to prevent, or allow for restoration of, resource damage;

"(B) to protect tribal cultural resources, including the resources identified in the tribal cultural resources management plan developed under section 1905(c);

"(C) to address public safety concerns; or

"(D) as otherwise required by law.

"(3) DESIGNATION OF ADDITIONAL ROUTES.—During the 3-year period beginning on the date of enactment of this title, the Secretary—

"(A) shall accept petitions from the public regarding additional routes for off-highway vehicles; and

"(B) may designate additional routes that the Secretary determines—

"(i) would provide significant or unique recreational opportunities; and

"(ii) are consistent with the purposes of the Management Area.

"(c) WITHDRAWAL.—Subject to valid existing rights, all Federal land within the Management Area is withdrawn from—

"(1) all forms of entry, appropriation, or disposal under the public land laws;

"(2) location, entry, and patent under the mining laws; and

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

"(A) minerals; or

"(B) solar, wind, and geothermal energy.

"(d) NO BUFFERS.—The establishment of the Management Area shall not—

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

"(2) preclude uses or activities outside the Management Area that are permitted under other applicable laws, even if the uses or activities are prohibited within the Management Area.

"(e) NOTICE OF AVAILABLE ROUTES.—The Secretary shall ensure that visitors to the Management Area have access to adequate notice relating to the availability of designated routes in the Management Area through—

"(1) the placement of appropriate signage along the designated routes;

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

"(3) restoration of areas that are not designated as open routes, including vertical mulching.

"(f) STEWARDSHIP.—The Secretary, in consultation with Indian tribes and other interests, shall develop a program to provide opportunities for monitoring and stewardship of the Management Area to minimize environmental impacts and prevent resource damage from recreational use, including volunteer assistance with—

"(1) route signage;

"(2) restoration of closed routes;

"(3) protection of Management Area resources; and

"(4) recreation education.

"(g) PROTECTION OF TRIBAL CULTURAL RESOURCES.—Not later than 2 years after the date of enactment of this title, the Secretary, in accordance with the National Historic Preservation Act (16 U.S.C. 470 et seq.) and any other applicable law, shall—

"(1) prepare and complete a tribal cultural resources survey of the Management Area; and

"(2) consult with the Quechan Indian Nation and other Indian tribes demonstrating ancestral, cultural, or other ties to the resources within the Management Area on the development and implementation of the tribal cultural resources survey under paragraph (1).

"SEC. 1604. POTENTIAL WILDERNESS.

"(a) PROTECTION OF WILDERNESS CHARACTER.—

"(1) IN GENERAL.—The Secretary shall manage the Federal land in the Management Area described in paragraph (2) in a manner that preserves the character of the land for the eventual inclusion of the land in the National Wilderness Preservation System.

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

"(A) the approximately 10,860 acres of land, as generally depicted as the Indian Pass Additions on the map entitled 'Vinagre Wash Proposed Special Management Area' and dated November 10, 2009;

"(B) the approximately 17,250 acres of land, as generally depicted as Milpitas Wash Potential Wilderness on the map entitled 'Vinagre Wash Proposed Special Management Area' and dated November 10, 2009;

"(C) the approximately 11,840 acres of land, as generally depicted as Buzzards Peak Potential Wilderness on the map entitled 'Vinagre Wash Proposed Special Management Area' and dated November 10, 2009; and

"(D) the approximately 9,350 acres of land, as generally depicted as Palo Verde Mountains Potential Wilderness on the map entitled 'Vinagre Wash Proposed Special Management Area' and dated November 10, 2009.

"(3) USE OF LAND.—

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

ment Area described in paragraph (2) in a manner that is consistent with the Wilderness Act (16 U.S.C. 1131 et seq.), except that the Secretary may authorize use of the land by the Secretary of the Navy for Naval Special Warfare Tactical Training, including long-range small unit training and navigation, vehicle concealment, and vehicle sustainment training, in accordance with applicable Federal laws.

"(B) PROHIBITED USES.—The following shall be prohibited on the Federal land described in paragraph (2):

"(i) Permanent roads.

"(ii) Commercial enterprises.

"(iii) Except as necessary to meet the minimum requirements for the administration of the Federal land and to protect public health and safety—

"(I) the use of mechanized vehicles; and

"(II) the establishment of temporary roads.

"(4) WILDERNESS DESIGNATION.—

"(A) IN GENERAL.—The Federal land described 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.

"(b) ADMINISTRATION OF WILDERNESS.—Subject to valid existing rights, the land designated as wilderness or as a wilderness addition by this title shall be administered by the Secretary in accordance with this Act and the Wilderness Act (16 U.S.C. 1131 et seq.).

"TITLE XVII—NATIONAL PARK SYSTEM ADDITIONS

"SEC. 1701. DEATH VALLEY NATIONAL PARK BOUNDARY REVISION.

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

"(1) the approximately 33,000 acres of Bureau of Land Management land in Inyo 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 143/100,080C, and dated October 7, 2014; 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 143/100,079C, and dated October 7, 2014.

"(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 of the Interior (referred to in this title as the 'Secretary') shall—

"(1) 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) not later than 180 days after the date of enactment of this title, develop a memorandum of understanding with Inyo County, California, permitting ongoing access and use to existing gravel pits along Saline Valley Road within Death Valley National Park for road maintenance and repairs in accordance with applicable laws (including regulations).

"SEC. 1702. MOJAVE NATIONAL PRESERVE.

"(a) IN GENERAL.—The boundary of the Mojave National Preserve is adjusted to include—

"(1) the 29,412 acres of Bureau of Land Management land that is surrounded by the Mojave National Preserve to the northwest, west, southwest, south, and southeast and by the Nevada State line on the northeast boundary, as depicted on the map entitled 'Mojave National Preserve Proposed Boundary Addition', numbered 170/100,075, and dated December 2009; and

"(2) the 25 acres of Bureau of Land Management land in Baker, California, as depicted on the map entitled 'Mojave National Preserve Proposed Boundary Addition', numbered 170/100,199, and dated August 2009.

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

"(c) ADMINISTRATION.—The Secretary shall administer any land added to Mojave National Preserve under subsection (a)—

"(1) as part of the Mojave National Preserve; and

"(2) in accordance with applicable laws (including regulations).

"SEC. 1703. JOSHUA TREE NATIONAL PARK BOUNDARY REVISION.

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

"(1) the 2,879 acres of land managed by Director of the Bureau of Land Management that are contiguous at several different places to the northern boundaries of Joshua Tree National Park in the northwest section of the Park, as depicted on the map entitled 'Joshua Tree National Park Proposed Boundary Additions', numbered 156/100,077, and dated August 2009; and

"(2) the 1,639 acres of land to be acquired from the Mojave Desert Land Trust that are contiguous at several different places to the northern boundaries of Joshua Tree National Park in the northwest section of the Park, as depicted on the map entitled 'Mojave Desert Land Trust National Park Service Additions', numbered 156/126,376, and dated September 2014.

"(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 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.

"SEC. 1704. AUTHORIZATION OF APPROPRIATIONS.

"There are authorized to be appropriated such sums as are necessary to carry out this title.

"TITLE XVIII—OFF-HIGHWAY VEHICLE RECREATION AREAS

"SEC. 1801. DESIGNATION OF OFF-HIGHWAY VEHICLE RECREATION AREAS.

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

"(1) EL MIRAGE OFF-HIGHWAY VEHICLE RECREATION AREA.—Certain Bureau of Land Management land in the Conservation Area, comprising approximately 14,930 acres, as generally depicted on the map entitled 'El Mirage Proposed National OHV Recreation Area' and dated July 15, 2009, which shall be known as the 'El Mirage Off-Highway Vehicle Recreation Area'.

"(2) RASOR OFF-HIGHWAY VEHICLE RECREATION AREA.—Certain Bureau of Land Management land in the Conservation Area, comprising approximately 23,910 acres, as generally depicted on the

map entitled 'Rasor Proposed National OHV Recreation Area' and dated July 15, 2009, which shall be known as the 'Rasor Off-Highway Vehicle Recreation Area'.

"(3) SPANGLER HILLS OFF-HIGHWAY VEHICLE RECREATION AREA.—Certain Bureau of Land Management land in the Conservation Area, comprising approximately 56,140 acres, as generally depicted on the map entitled 'Spangler Hills Proposed National OHV Recreation Area' and dated July 16, 2009, which shall be known as the 'Spangler Off-Highway Vehicle Recreation Area'.

"(4) STODDARD VALLEY OFF-HIGHWAY VEHICLE RECREATION AREA.—Certain Bureau of Land Management land in the Conservation Area, comprising approximately 40,110 acres, as generally depicted on the map entitled 'Stoddard Valley Proposed National OHV Recreation Area' and dated July 16, 2009, which shall be known as the 'Stoddard Valley Off-Highway Vehicle Recreation Area'.

"(b) PURPOSE.—The purpose of the off-highway vehicle recreation areas designated under subsection (a) is to preserve and enhance the recreational opportunities within the Conservation Area (including opportunities for off-highway vehicle recreation), while conserving the wild-

life and other natural resource values of the Conservation Area.

"(c) MAPS AND DESCRIPTIONS.—

"(1) PREPARATION AND SUBMISSION.—As soon as practicable after the date of enactment of this title, the Secretary shall file a map and legal description of each off-highway vehicle recreation area designated by subsection (a) with—

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

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

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

"(3) PUBLIC AVAILABILITY.—Each map and legal description filed under paragraph (1) shall be filed and made available for public inspection in the appropriate offices of the Bureau of Land Management.

"(d) USE OF THE LAND.—

"(1) RECREATIONAL ACTIVITIES.—

"(A) IN GENERAL.—The Secretary shall continue to authorize, maintain, and enhance the recreational uses of the off-highway vehicle recreation areas designated by subsection (a), including off-highway recreation, hiking, camping, hunting, mountain biking, sightseeing, rockhounding, and horseback riding, as long as the recreational use is consistent with this section and any other applicable law.

"(B) OFF-HIGHWAY VEHICLE AND OFF-HIGHWAY RECREATION.—To the extent consistent with applicable Federal law (including regulations) and this section, any authorized recreation activities and use designations in effect on the date of enactment of this title and applicable to the off-highway vehicle recreation areas designated by subsection (a) shall continue, including casual off-highway vehicular use, racing, competitive events, rock crawling, training, and other forms of off-highway recreation.

"(2) WILDLIFE GUZZLERS.—Wildlife guzzlers shall be allowed in the off-highway vehicle recreation areas designated by subsection (a) in accordance

with applicable Bureau of Land Management guidelines.

"(3) PROHIBITED USES.—Commercial development (including development of mining and energy facilities, but excluding transmission line rights-of-way and related telecommunication facilities) shall be prohibited in the off-highway vehicle recreation areas designated by subsection (a) if the Secretary determines that the development is incompatible with the purpose described in subsection (b).

"(e) ADMINISTRATION.—

"(1) IN GENERAL.—The Secretary shall administer the off-highway vehicle recreation areas designated by subsection (a) in accordance with—

"(A) this title;

"(B) the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.); and

"(C) any other applicable laws (including regulations).

"(2) MANAGEMENT PLAN.—

"(A) IN GENERAL.—As soon as practicable, but not later than 3 years after the date of enactment of this title, the Secretary shall—

"(i) amend existing resource management plans applicable to the land designated as off-highway vehicle recreation areas under subsection (a); or

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

"(B) REQUIREMENTS.—All new or amended plans under subparagraph (A) shall be designed to preserve and enhance safe off-highway vehicle and other recreational opportunities within the applicable recreation area consistent with—

"(i) the purpose described in subsection (b); and

"(ii) any applicable laws (including regulations).

"(C) INTERIM PLANS.—Pending completion of a new management plan under subparagraph (A), the existing resource management plans shall govern the use of the applicable off-highway vehicle recreation area.

"(f) STUDY.—

"(1) IN GENERAL.—As soon as practicable, but not later than 2 years, after the date of enactment

of this title, the Secretary shall complete a study to identify Bureau of Land Management land within the Conservation Area that is suitable for addition to—

"(A) the off-highway vehicle recreation areas designated by subsection (a); or

"(B) the Johnson Valley Off-Highway Vehicle Recreation Area designated by section 2945 of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 1038).

"(2) REQUIREMENTS.—In preparing the study under paragraph (1), the Secretary shall—

"(A) seek input from stakeholders, including—

"(i) the State;

"(ii) San Bernardino County, California;

"(iii) the public;

"(iv) recreational user groups; and

"(v) conservation organizations;

"(B) explore the feasibility of expanding the southern boundary of the off-highway vehicle recreation area described in subsection (a)(3) to include previously disturbed land;

"(C) identify and exclude from consideration any land that—

"(i) is managed for conservation purposes;

"(ii) may be suitable for renewable energy development; or

"(iii) may be necessary for energy transmission; and

"(D) not recommend or approve expansion areas that collectively would exceed the total acres administratively designated for off-highway recreation within the Conservation Area as of the day before the date of enactment of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 127 Stat. 672).

"(3) APPLICABLE LAW.—The Secretary shall 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.

"(4) 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.

"(5) 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.

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

"TITLE XIX—ALABAMA HILLS NATIONAL SCENIC AREA

"SEC. 1901. DEFINITIONS.

"In this title:

"(1) MANAGEMENT PLAN.—The term 'management plan' means the management plan for the National Scenic Area developed under section 1903(a).

"(2) MAP.—The term 'Map' means the map entitled 'Proposed Alabama Hills National Scenic Area' and dated September 8, 2014.

"(3) NATIONAL SCENIC AREA.—The term 'National Scenic Area' means the Alabama Hills National Scenic Area established by section 1902(a).

"(4) SECRETARY.—The term 'Secretary' means the Secretary of the Interior.

"(5) STATE.—The term 'State' means the State of California.

"(6) TRIBE.—The term 'Tribe' means the Lone Pine Paiute-Shoshone Tribe.

"SEC. 1902. ALABAMA HILLS NATIONAL SCENIC AREA, CALIFORNIA.

"(a) ESTABLISHMENT.—Subject to valid existing rights, there is established in Inyo County, California, the Alabama Hills National Scenic Area, to be comprised of the approximately 18,840 acres generally depicted on the Map as 'National Scenic Area'.

"(b) PURPOSE.—The purpose of the National Scenic Area is to conserve, protect, and enhance for the benefit, use, and enjoyment of present and future generations the

nationally significant scenic, cultural, recreational, geological, educational, biological, historical, cinematographic, and scientific resources of the National Scenic Area, consistent with the with the multiple-use requirements of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.).

"(c) MAP; LEGAL DESCRIPTIONS.—

"(1) IN GENERAL.—As soon as practicable after the date of enactment of this title, the Secretary shall file a map and a legal description of the National Scenic Area with—

"(A) the Committee on Energy and Natural Resources of the Senate; and

"(B) the Committee on Natural Resources of the House of Representatives.

"(2) FORCE OF LAW.—The map and legal descriptions filed under paragraph (1) shall have the same force and effect as if included in this title, except that the Secretary may correct any clerical and typographical errors in the map and legal descriptions.

"(3) PUBLIC AVAILABILITY.—Each map and legal description filed under paragraph (1) shall be on file and available for public inspection in the ap-

propriate offices of the Forest Service and Bureau of Land Management.

"(d) ADMINISTRATION.—The Secretary shall manage the National Scenic Area—

"(1) as a component of the National Landscape Conservation System;

"(2) in a manner that does not impact the future continuing operations and maintenance of activities or water rights associated with valid existing rights;

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

"(4) in accordance with—

"(A) the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.);

"(B) this title; and

"(C) any other applicable laws.

"(e) MANAGEMENT.—

"(1) IN GENERAL.—The Secretary shall allow only such uses of the National Scenic Area as the Secretary determines would support the purposes of the National Scenic Area under subsection (b).

"(2) RECREATIONAL ACTIVITIES.—Except as otherwise provided in this title or other applicable

law, or as the Secretary determines to be necessary for public health and safety, the Secretary shall allow existing recreational uses of the National Scenic Area to continue, including hiking, mountain biking, rock climbing, sightseeing, horseback riding, hunting, fishing, and appropriate authorized motorized vehicle use.

"(3) MOTORIZED VEHICLES.—Except in cases in which motorized vehicles are needed for administrative purposes, or to respond to an emergency, the use of motorized vehicles in the National Scenic Area shall be permitted only on—

"(A) roads and trails designated by the Director of the Bureau of Land Management for use of motorized vehicles as part of a management plan promoting a semi-primitive motorized experience; or

"(B) on county-maintained roads in accordance with applicable State and county laws.

"(f) ACQUISITION OF LAND.—

"(1) IN GENERAL.—The Secretary may acquire non-Federal land within the boundaries of the National Scenic Area only through exchange, donation, or purchase from a willing seller.

"(2) MANAGEMENT.—Land acquired under paragraph (1) shall be—

"(A) considered to be a part of the National Scenic Area; and

"(B) managed in accordance with this title and any other applicable laws.

"(g) NO BUFFER ZONES.—

"(1) IN GENERAL.—Nothing in this title creates a protective perimeter or buffer zone around the National Scenic Area.

"(2) ACTIVITIES OUTSIDE NATIONAL SCENIC AREA.—The fact that an activity or use on land outside the National Scenic Area can be seen or heard within the National Scenic Area shall not preclude the activity or use outside the boundaries of the National Scenic Area.

"(h) ACCESS.—The Secretary shall continue to provide private landowners adequate access to inholdings in the National Scenic Area.

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

"(1) subject to—

"(A) such reasonable regulations, policies, and practices as the Secretary considers to be necessary; and

"(B) applicable law; and

"(2) in a manner consistent with the purposes described in subsection (b).

"(j) FISH AND WILDLIFE.—Nothing in this title affects the jurisdiction or responsibilities of the State with respect to fish and wildlife.

"(k) LIVESTOCK.—The grazing of livestock in the National Scenic Area (including grazing under the Alabama Hills Allotment and the George Creek allotment), as established before the date of enactment of this title, shall be permitted to continue—

"(1) subject to—

"(A) such reasonable regulations, policies, and practices as the Secretary considers to be necessary; and

"(B) applicable law; and

"(2) in a manner consistent with the purposes described in subsection (b).

"(l) OVERFLIGHTS.—Nothing in this title restricts or precludes flights over the National Scenic Area or overflights that can be seen or heard within the National Scenic Area, including—

"(1) transportation, sightseeing, and filming flights, general aviation planes, helicopters, hang gliders, and balloonists, for commercial or recreational purposes;

"(2) low-level overflights of military aircraft;

"(3) flight testing and evaluation; or

"(4) the designation or creation of new units of special use airspace, or the establishment of military flight training routes, over the National Scenic Area.

"(m) WITHDRAWAL.—Subject to valid rights and prior withdrawals in existence on the date of enactment of this title, the Federal land within the National Scenic Area is withdrawn from all forms of—

"(1) entry, appropriation, or disposal under the public land laws;

"(2) location, entry, and patent under the mining laws; and

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

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

"(o) GRANTS; COOPERATIVE AGREEMENTS.—The Secretary may make grants to, or enter into cooperative agreements with, State, tribal, and local governmental entities and private entities to conduct research, interpretation, or public education or to carry out any other initiative relating to the restoration, conservation, or management of the National Scenic Area.

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

"(q) UTILITIES.—

"(1) NO EFFECT ON EXISTING RIGHTS-OF-WAY.—Nothing in this title terminates any valid existing right-of-way within the National Scenic Area.

"(2) MANAGEMENT PLAN.—The management plan shall establish plans for maintenance of existing public utility and other rights-of-way within the National Scenic Area—

"(A) in a manner consistent with the purposes described in subsection (b); and

"(B) subject to existing law (including regulations).

"SEC. 1903. MANAGEMENT PLAN.

"(a) IN GENERAL.—Not later than 3 years after the date of enactment of this title, in accordance with sub-

section (b), the Secretary shall develop a comprehensive plan for the long-term management of the National Scenic Area.

"(b) CONSULTATION.—In developing the management plan, the Secretary shall consult with—

"(1) appropriate State, tribal, and local governmental entities, including Inyo County, the Los Angeles Department of Water and Power, and the Tribe; and

"(2) members of the public.

"(c) INCORPORATION OF MANAGEMENT PLAN.—In developing the management plan, in accordance with this section, the Secretary—

"(1) may incorporate any provision of the relevant resource management plan in existence as of the date of enactment of this title; and

"(2) shall allow, in perpetuity, recreational mining limited to the use of hand tools, metal detectors, hand fed dry washers, vacuum cleaners, gold pans, small sluices, and similar items.

"(d) INTERIM MANAGEMENT.—Pending completion of the management plan, the Secretary shall manage the National Scenic Area in accordance with—

"(1) the purposes described in section 1902(b); and

"(2) the applicable management plan of the Bureau of Land Management in existence on the date of enactment of this title.

"SEC. 1904. LAND TO BE TAKEN INTO TRUST FOR LONE PINE PAIUTE SHOSHONE RESERVATION.

"(a) IN GENERAL.—Subject to all easements, covenants, conditions, restrictions, withdrawals, and other matters of record in effect on the date of enactment of this title, as soon as practicable after the date of enactment of this title, the land described in subsection (b)—

"(1) shall be taken into trust by the Secretary for the benefit of the Tribe; and

"(2) shall be part of the reservation of the Tribe.

"(b) DESCRIPTION OF LAND.—The land referred to in subsection (a) is the approximately 132 acres of Federal land depicted on the Map as 'Lone Pine Paiute-Shoshone Reservation Addition', other than the Federal land on which the 250-foot-wide right-of-way granted to the City of Los Angeles for the Los Angeles Aqueduct pursuant to the Act of June 30, 1906 (34 Stat. 801, chapter 3926) is located.

"(c) GAMING PROHIBITION.—Land taken into trust under subsection (a) shall not be eligible, or considered to have been taken into trust, for class II gaming or class

III gaming (as those terms are defined in section 4 of the Indian Gaming Regulatory Act (25 U.S.C. 2703)).

"SEC. 1905. TRANSFER OF ADMINISTRATIVE JURISDICTION.

"Administrative jurisdiction over the approximately 40 acres of Federal land depicted on the Map as 'USFS Transfer to BLM' is transferred from the Chief of the Forest Service to the Director of the Bureau of Land Management.

"TITLE XX—MISCELLANEOUS

"SEC. 2001. STATE LAND TRANSFERS AND EXCHANGES.

"(a) TRANSFER OF LAND TO ANZA-BORREGO DESERT STATE PARK.—

"(1) IN GENERAL.—On termination of all mining claims to the land described in paragraph (2), the Secretary shall transfer the land described in that paragraph to the State.

"(2) DESCRIPTION OF LAND.—The land referred to in paragraph (1) is certain Bureau of Land Management land in San Diego County, California, comprising approximately 934 acres, as generally depicted on the map entitled 'Table Mountain Wilderness Study Area Proposed Transfer to the State' and dated July 15, 2009.

"(3) MANAGEMENT.—

"(A) IN GENERAL.—The land transferred under paragraph (1) shall be managed in accordance with the provisions of the California Wilderness Act (California Public Resources Code sections 5093.30–5093.40).

"(B) WITHDRAWAL.—Subject to valid existing rights, the land transferred under paragraph (1) is withdrawn from—

"(i) all forms of entry, appropriation, or 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.

"(C) REVERSION.—If the State ceases to manage the land transferred under paragraph (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 Sec-

retary 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

"(ii) the date on which a document of conveyance is published.

"SEC. 2002. MILITARY ACTIVITIES.

"Nothing in this Act—

"(1) restricts or precludes Department of Defense motorized access by land or air—

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

"(B) to control access to the emergency site;

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

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

"(B) all applicable laws (including regulations);

"(3) restricts or precludes low-level overflights of military aircraft over the areas designated as wilderness, national monuments, special management areas, or recreation areas by this Act, including military overflights that can be seen or heard within the designated areas;

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

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

"SEC. 2003. CLIMATE CHANGE AND WILDLIFE CORRIDORS.

"(a) IN GENERAL.—The Secretary shall—

"(1) assess the impacts of climate change on the Conservation Area; and

"(2) establish policies and procedures to ensure the preservation of wildlife corridors and facilitate species migration likely to occur due to climate change.

"(b) STUDY.—

"(1) IN GENERAL.—As soon as practicable, but not later than 2 years, after the date of enactment of this title, the Secretary shall complete a study regarding the impact of global climate change on the Conservation Area.

"(2) COMPONENTS.—The study under paragraph (1) shall—

"(A) identify the species migrating, or likely to migrate, due to climate change;

"(B) examine the impacts and potential impacts of climate change on—

"(i) plants, insects, and animals;

"(ii) soil;

"(iii) air quality;

"(iv) water quality and quantity; and

"(v) species migration and survival;

"(C) identify critical wildlife and species migration corridors recommended for preservation; and

"(D) include recommendations for ensuring the biological connectivity of public land managed by the Secretary and the Secretary of Defense throughout the Conservation Area.

"(3) RIGHTS-OF-WAY.—The Secretary shall consider the information and recommendations of the study under paragraph (1) to determine the individual and cumulative impacts of rights-of-way for projects in 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.

"(c) LAND MANAGEMENT PLANS.—The Secretary shall incorporate into all land management plans applicable to the Conservation Area the findings and recommendations of the study completed under subsection (b).

"SEC. 2004. PROHIBITED USES OF ACQUIRED AND DONATED LAND.

"(a) DEFINITIONS.—In this section:

"(1) ACQUIRED LAND.—The term 'acquired land' means any land acquired within the Conservation Area using amounts from the Land and Water Conservation Fund established under section 2 of the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 460l–5).

"(2) DONATED LAND.—The term 'donated land' means any private land donated to the United States for conservation purposes in the Conservation Area.

"(3) DONOR.—The term 'donor' means an individual or entity that donates private land within the Conservation Area to the United States.

"(4) SECRETARY.—The term 'Secretary' means the Secretary of the Interior, acting through the Director of the Bureau of Land Management.

"(b) PROHIBITIONS.—Except as provided in subsection (c), the Secretary shall not authorize the use of acquired or donated public land within the Conservation Area for any activities contrary to the conservation purposes for which the land was acquired or donated, including—

"(1) disposal;

"(2) rights-of-way;

"(3) leases;

"(4) livestock grazing;

"(5) infrastructure development;

"(6) mineral entry; and

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

"(A) designated routes;

"(B) off-highway vehicle areas designated by law; and

"(C) administratively designated open areas.

"(c) EXCEPTIONS.—

"(1) AUTHORIZATION BY SECRETARY.—Subject to paragraph (2), the Secretary may authorize limited exceptions to prohibited uses of acquired or donated land in the Conservation Area if—

"(A) a right-of-way application for a renewable energy development project on acquired or donated land was submitted to the Bureau of Land Management on or before December 1, 2009; or

"(B) after the completion and consideration of an analysis under the National Environmental Policy Act of 1969 (42 U.S.C. 4321

et seq.), the Secretary has determined that proposed use is in the public interest.

"(2) CONDITIONS.—

"(A) IN GENERAL.—If the Secretary grants an exception to the prohibition under paragraph (1), the Secretary shall require the permittee to donate private land of comparable value located within the Conservation Area to the United States to mitigate the use.

"(B) APPROVAL.—The private land to be donated under subparagraph (A) shall be approved by the Secretary after consultation, to the maximum extent practicable, with the donor of the private land proposed for non-conservation uses.

"(d) EXISTING AGREEMENTS.—Nothing in this section affects permitted or prohibited uses of donated land or acquired land in the Conservation Area established in any easements, deed restrictions, memoranda of understanding, or other agreements in existence on the date of enactment of this title.

"(e) DEED RESTRICTIONS.—The Secretary may accept deed restrictions requested by donors for land donated to the United States within the Conservation Area after the date of enactment of this title.

"SEC. 2005. TRIBAL USES AND INTERESTS.

"(a) ACCESS.—The Secretary shall ensure access to areas designated under this Act by members of Indian tribes for traditional cultural and religious purposes, consistent with applicable law, including Public Law 95–341 (commonly known as the 'American Indian Religious Freedom Act') (42 U.S.C. 1996).

"(b) TEMPORARY CLOSURE.—

"(1) IN GENERAL.—In accordance with applicable law, including Public Law 95–341 (commonly known as the 'American Indian Religious Freedom Act') (42 U.S.C. 1996), and subject to paragraph (2), the Secretary, on request of an Indian tribe or Indian religious community, shall temporarily close to general public use any portion of an area designated as a national monument, special management area, wild and scenic river, area of critical environmental concern, or National Park System unit under this Act (referred to in this subsection as a 'designated area') to protect the privacy of traditional cultural and religious activities in the designated area by members of the Indian tribe or Indian religious community.

"(2) LIMITATION.—In closing a portion of a designated area under paragraph (1), the Secretary shall limit the closure to the smallest practicable

area for the minimum period necessary for the traditional cultural and religious activities.

"(c) TRIBAL CULTURAL RESOURCES MANAGEMENT PLAN.—

"(1) IN GENERAL.—Not later than 2 years after the date of enactment of this title, the Secretary of the Interior shall develop and implement a tribal cultural resources management plan to identify, protect, and conserve cultural resources of Indian tribes associated with the Xam Kwatchan Trail network extending from Avikwaame (Spirit Mountain, Nevada) to Avikwlal (Pilot Knob, California).

"(2) CONSULTATION.—The Secretary shall consult on the development and implementation of the tribal cultural resources management plan under paragraph (1) with—

"(A) each of—

"(i) the Chemehuevi Indian Tribe;

"(ii) the Hualapai Tribal Nation;

"(iii) the Fort Mojave Indian Tribe;

"(iv) the Colorado River Indian Tribes;

"(v) the Quechan Indian Tribe; and

"(vi) the Cocopah Indian Tribe; and

"(B) the Advisory Council on Historic Preservation.

"(3) RESOURCE PROTECTION.—The tribal cultural resources management plan developed under paragraph (1) shall be—

"(A) based on a completed tribal cultural resources survey; and

"(B) include procedures for identifying, protecting, and preserving petroglyphs, ancient trails, intaglios, sleeping circles, artifacts, and other resources of cultural, archaeological, or historical significance in accordance with all applicable laws and policies, including—

"(i) the National Historic Preservation Act (16 U.S.C. 470 et seq.);

"(ii) Public Law 95–341 (commonly known as the 'American Indian Religious Freedom Act')(42 U.S.C. 1996);

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

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

"(v) Public Law 103–141 (commonly known as the 'Religious Freedom Restoration Act of 1993')(42 U.S.C. 2000bb et seq.).

"(d) WITHDRAWAL.—Subject to valid existing rights, all Federal land within the area administratively withdrawn and known as the 'Indian Pass Withdrawal Area' is permanently withdrawn from—

"(1) all forms of entry, appropriation, or disposal under the public laws;

"(2) location, entry, and patent under the mining laws; and

"(3) right-of-way leasing and disposition under all laws relating to mineral, solar, wind, and geothermal energy.".

"SEC. 2006. BLACK LAVA BUTTE AND FLAT TOP MESA AREA OF CRITICAL ENVIRONMENTAL CONCERN.

"(a) DESIGNATION.—There is established the Black Lava Butte and Flat Top Mesa Area of Critical Environmental Concern (referred to in this section as the 'covered area') within the Conservation Area under the Bureau of Land Management comprising approximately 6,350 acres as generally depicted on the map entitled 'Proposed Black Lava Butte and Flat Top Mesa ACEC' and dated July 24, 2014.

"(b) ADMINISTRATION.—The Secretary shall administer the covered area to preserve the geological, biological, cultural, and archeological resources within the covered area.

"(c) WITHDRAWAL.—Subject to valid existing rights, the Federal land and interests in Federal land included within the covered area are withdrawn from—

"(1) all forms of entry, appropriation, or disposal under the public land laws;

"(2) location, entry, and patent under the United States mining laws;

"(3) disposition under all laws pertaining to mineral and geothermal leasing and mineral materials; and

"(4) energy development and power generation.".

SEC. 102. VISITOR CENTER.

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

"SEC. 408. VISITOR CENTER.

"(a) IN GENERAL.—The Secretary may acquire not more than 5 acres of land and interests in land, and improvements on the land and interests, outside the boundaries of Joshua Tree National Park, in the unincorporated

village of Joshua Tree, for the purpose of operating a visitor center.

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

"(c) ADMINISTRATION.—Land and facilities acquired under this section—

"(1) may include the property owned (as of the date of enactment of this section) by the Joshua Tree National Park Association and commonly referred to as the 'Joshua Tree National Park Visitor Center';

"(2) shall be administered by the Secretary as part of the park; and

"(3) may be acquired only with the consent of the owner, by donation, purchase with donated or appropriated funds, or exchange.".

SEC. 103. CALIFORNIA STATE SCHOOL LAND.

Section 707 of the California Desert Protection Act of 1994 (7 U.S.C. 410aaa–77) is amended—

(1) in subsection (a)—

(A) in the first sentence—

(i) by striking "Upon request of the California State Lands Commission (hereinafter in this section referred to as the

Commission'), the Secretary shall enter into negotiations for an agreement" and inserting the following:

"(1) IN GENERAL.—The Secretary shall negotiate in good faith to reach an agreement with the California State Lands Commission (referred to in this section as the Commission')"; and

(ii) by inserting ", national monuments," after "more of the wilderness areas"; and

(B) in the second sentence, by striking "The Secretary shall negotiate in good faith to" and inserting the following:

"(2) AGREEMENT.—Not later than 10 years after the date of enactment of the California Desert Conservation and Recreation Act of 2014, the Secretary shall"; and

(2) in subsection (c), by adding at the end the following:

"(5) SPECIAL DEPOSIT FUND ACCOUNT.—

"(A) IN GENERAL.—Assembled land exchanges may be used to carry out this section through the sale of surplus Federal property and subsequent acquisitions of State school land.

"(B) RECEIPTS.—Past and future receipts from the sale of property described in subsection (a), less any costs incurred related to the sale, shall be deposited in a Special Deposit Fund Account established in the Treasury.

"(C) USE.—Funds accumulated in the Special Deposit Fund Account may be used by the Secretary, without an appropriation, to acquire State school lands or interest in the land consistent with this section.".

SEC. 104. DESIGNATION OF WILD AND SCENIC RIVERS.

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

(1) in paragraph (196), by striking subparagraph (A) and inserting the following:

"(A)(i) The approximately 1.4-mile segment of the Amargosa River in the State of California, from the private property boundary in sec. 19, T. 22 N., R. 7 E., to 100 feet downstream of Highway 178, to be administered by the Secretary of the Interior as a scenic river as an addition to the wild and scenic river segments of the Amargosa River on publication by the Secretary of a notice in the Federal Register that sufficient inholdings within the

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

"(ii) The approximately 6.1-mile segment of the Amargosa River in the State of California, from 100 feet downstream of the State Highway 178 crossing to 100 feet upstream of the Tecopa Hot Springs Road crossing, to be administered by the Secretary of the Interior as a scenic river."; and

(2) by adding at the end the following:

"(208) SURPRISE CANYON CREEK, CALIFORNIA.—

"(A) IN GENERAL.—The following segments of Surprise Canyon Creek in the State of California, to be administered by the Secretary of the Interior:

"(i) The approximately 5.3 miles of Surprise Canyon Creek from the confluence of Frenchman's Canyon and Water Canyon to 100-feet upstream of Chris Wicht Camp, as a wild river.

"(ii) The approximately 1.8 miles of Surprise Canyon Creek from 100 feet upstream of Chris Wicht Camp to the south-

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

"(B) EFFECT ON HISTORIC MINING STRUCTURES.—Nothing in this paragraph affects the historic mining structures associated with the former Panamint Mining District.

"(209) DEEP CREEK, CALIFORNIA.—

"(A) IN GENERAL.—The following segments of Deep Creek in the State of California, to be administered by the Secretary of Agriculture:

"(i) The approximately 6.5-mile segment from 0.125 mile downstream of the Rainbow Dam site in sec. 33, T. 2 N., R. 2 W., to 0.25-miles upstream of the Road 3N34 crossing, as a wild river.

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

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

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

"(v) The 10-mile segment from 0.25 miles downstream of the Trail 2W01 crossing to the upper limit of the Mojave dam flood zone in sec. 17, T. 3 N., R. 3 W., as a wild river.

"(vi) The 11-mile segment of Holcomb Creek from 100 yards downstream of the Road 3N12 crossing to .25 miles downstream of Holcomb Crossing, as a recreational river.

"(vii) The 3.5-mile segment of the Holcomb Creek from 0.25 miles downstream of Holcomb Crossing to the Deep Creek confluence, as a wild river.

"(B) EFFECT ON SKI OPERATIONS.—Nothing in this paragraph affects—

"(i) the operations of the Snow Valley Ski Resort; or

"(ii) the State regulation of water rights and water quality associated with

the operation of the Snow Valley Ski Resort.

"(210) WHITEWATER RIVER, CALIFORNIA.—The following segments of the Whitewater River in the State of California, to be administered by the Secretary of Agriculture and the Secretary of the Interior, acting jointly:

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

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

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

"(D) The 1-mile segment of the South Fork Whitewater River from the section line between sections 32 and 33, T. 1 S., R. 2 E., to the section line between sections 33 and 34, T. 1 S., R. 2 E., as a recreational river.

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

"(F) The 5.4-mile segment of the main stem of the Whitewater River from the confluence of the South and Middle Forks to the San Gorgonio Wilderness boundary, as a wild river.

"(G) The 3.6-mile segment of the main stem of the Whitewater River from the San Gorgonio Wilderness boundary to .25 miles upstream of the southern boundary of section 35, T. 2 S., R. 3 E., as a recreational river.".

SEC. 105. CONFORMING AMENDMENTS.

(a) SHORT TITLE.—Section 1 of the California Desert Protection Act of 1994 (16 U.S.C. 410aaa note; Public Law 103–433) is amended by striking "1 and 2, and titles I through IX" and inserting "1, 2, and 3, titles I through IX, and titles XIII through XX".

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

"SEC. 3. DEFINITIONS.

"In titles XIII through XX:

"(1) CONSERVATION AREA.—The term 'Conservation Area' means the California Desert Conservation Area.

"(2) SECRETARY.—The term 'Secretary' means—

"(A) with respect to land under the jurisdiction of the Secretary of the Interior, the Secretary of the Interior; and

"(B) with respect to land under the jurisdiction of the Secretary of Agriculture, the Secretary of Agriculture.

"(3) STATE.—The term 'State' means the State of California.".

(c) ADMINISTRATION OF WILDERNESS AREAS.—Section 103 of the California Desert Protection Act of 1994 (Public Law 103–433; 108 Stat. 4481) is amended—

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

"(d) NO BUFFER ZONES.—

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

"(A) to require the additional regulation of land adjacent to the wilderness areas; or

"(B) to lead to the creation of protective perimeters or buffer zones around the wilderness areas.

"(2) NONWILDERNESS ACTIVITIES.—Any nonwilderness activities (including renewable energy projects, mining, camping, hunting, and military activities) in areas immediately adjacent to the boundary of a wilderness area designated by this Act shall not be restricted or precluded by this Act, regardless of any actual or perceived negative impacts of the nonwilderness activities on the wilderness area, including any potential indirect impacts of nonwilderness activities conducted outside the designated wilderness area on the viewshed, ambient noise level, or air quality of wilderness area.";

(2) in subsection (f), by striking "designated by this title and" inserting ", potential wilderness areas, special management areas, and national monuments designated by this title or titles XIII through XIX"; and

(3) in subsection (g), by inserting ", a potential wilderness area, a special management areas, or national monument" before "by this Act".

(d) MOJAVE NATIONAL PRESERVE.—Title V of the California Desert Protection Act of 1994 (16 U.S.C.

410aaa–41 et seq.) is amended by adding at the end the following:

"SEC. 520. NATIVE GROUNDWATER SUPPLIES.

"The Secretary shall take no action to authorize, permit, or allow the use of any right-of-way to export, transfer, or distribute groundwater for municipal use from aquifers underlying the Mojave National Preserve or land managed by the Needles Field Office of the Bureau of Land Management in quantities exceeding the estimated annual recharge rate, as determined by the United States Geological Survey.".

(e) AMENDMENTS TO THE CALIFORNIA MILITARY LANDS WITHDRAWAL AND OVERFLIGHTS ACT OF 1994.—

(1) FINDINGS.—Section 801(b)(2) of the California Military Lands Withdrawal and Overflights Act of 1994 (16 U.S.C. 410aaa–82 note; Public Law 103–433) is amended by inserting ", national monuments, special management areas, potential wilderness areas," before "and wilderness areas".

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

(A) in subsection (a), by inserting ", national monuments, or special management areas" before "designated by this Act";

(B) in subsection (b), by inserting ", national monuments, or special management areas" before "designated by this Act"; and

(C) by adding at the end the following:

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

TITLE II—DEVELOPMENT OF RENEWABLE ENERGY ON PUBLIC LAND

SEC. 201. DEFINITIONS.

In this title:

(1) FUND.—The term "Fund" means the Renewable Energy Resource Conservation Fund established by section 202(c).

(2) PUBLIC LAND.—The term "public land" has the meaning given the term "public lands" in section 103 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1702).

(3) RENEWABLE ENERGY.—The term "renewable energy" means solar, wind, or geothermal energy.

(4) SECRETARY.—The term "Secretary" means the Secretary of the Interior.

SEC. 202. DISPOSITION OF REVENUES.

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

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

(2) 25 percent shall be paid by the Secretary of the Treasury to the 1 or more counties within the boundaries of which the income is derived, to be allocated among the counties based on the percentage of public land from which the royalties or bonuses are derived in each county;

(3) 15 percent shall—

(A) for the 10–year period beginning on the date of enactment of this Act, be deposited in the Treasury of the United States to help facilitate the processing of renewable energy per-

mits by the Bureau of Land Management and the United States Fish and Wildlife Service, including the transfer of the funds to other Federal agencies and State agencies to facilitate the processing of renewable energy permits; and

(B) beginning on the date that is 10 years after the date of enactment of this Act, be deposited in the Fund; and

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

(b) PAYMENTS TO STATES AND COUNTIES.—

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

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

(c) RENEWABLE ENERGY RESOURCE CONSERVATION FUND.—

(1) IN GENERAL.—There is established in the Treasury a fund, to be known as the "Renewable Energy Resource Conservation Fund", to be admin-

istered by the Secretary for use in regions impacted by the development of wind or solar energy.

(2) USE.—

(A) IN GENERAL.—Amounts in the Fund shall be available to the Secretary, who may make amounts available to the Secretary of Agriculture and to other Federal or State agencies, as appropriate, for the purposes of—

(i) addressing and offsetting the impacts of wind or solar development on Federal land, including restoring and protecting—

(I) wildlife habitat for affected species;

(II) wildlife corridors for affected species; and

(III) water resources in areas impacted by wind or solar energy development;

(ii) securing recreational access to Federal land through an easement, right-of-way, or fee title acquisition from willing sellers for the purpose of providing enhanced public access to existing Federal land that is inaccessible or significantly re-

stricted if the enhanced public access does not impact the natural and cultural resource values of the Federal land;

(iii) carrying out activities authorized under the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 460*l*–4 et seq.) in the State; and

(iv) establishing, operating, and maintaining a trans-State Desert Tortoise Conservation Center on public land along the California-Nevada border—

(I) to support desert tortoise research, disease monitoring, handling training, rehabilitation, and reintroduction;

(II) to provide temporary quarters for animals collected from authorized salvage from renewable energy sites; and

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

(B) DESERT TORTOISE CONSERVATION.—In carrying out subparagraph (A)(iv), the Secretary shall—

(i) seek the participation of or contract with qualified nongovernmental organizations with expertise in desert tortoise disease research and experience with desert tortoise translocation techniques, and scientific training of professional biologists for handling tortoises, to staff and manage the Desert Tortoise Conservation Center;

(ii) ensure that the Center engages in public outreach and education on tortoise handling; and

(iii) consult with the State of California and the State of Nevada to ensure the Center is operated consistent with State law.

(C) ADVISORY BOARD.—

(i) IN GENERAL.—The Secretary shall establish an independent advisory board composed of key stakeholders and technical experts to provide recommendations and guidance on the disposition of any amounts expended from the Fund.

(ii) ADMINISTRATIVE COSTS.—Amounts in the Fund shall not be used to

fund any of the administrative costs of the advisory board established under clause (i).

(3) MITIGATION REQUIREMENTS.—The expenditure of funds under this subsection shall be in addition to any mitigation requirements imposed pursuant to any law, regulation, or term or condition of any lease, right-of-way, or other authorization.

(4) INVESTMENT OF FUND.—

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

(B) USE.—Any interest earned under subparagraph (A) shall be expended in accordance with this subsection.

California Desert Protection Act of 2010
Bill Summary and 2014 revised (*changes*)

Title I: ~~California Desert Protection Act~~
(California Desert Conservation and Recreation Act of 2014)

Title XIII: Mojave Trails National Monument – Does not directly affect Inyo

- Establishes a national monument managed by the Bureau of Land Management (BLM) protecting 941,000 acres of federal land between Joshua Tree National Park and the Mojave Preserve along historic Route 66 in San Bernardino County.
- Protects approximately 266,000 acres of land that were donated to or purchased by the federal government over the last decade for conservation.
- Maintains existing recreation uses, including hunting, vehicular travel on existing open roads and trails, grazing, camping, horseback riding, rock collecting, etc.
- Permits the construction of transmission lines to facilitate the transfer of renewable energy generated in the California desert and adjacent states.
- Provides solar energy companies with potential projects currently proposed inside the monument boundaries to relocate to federal solar energy zones being developed by the Department of the Interior.
- Establishes an advisory committee to develop the management plan for the monument. The committee will be comprised of representatives from local, state and federal government, conservation and recreation groups, and local Native American tribes.

Title XIV: Sand to Snow National Monument– Does not directly affect Inyo

- Establishes a national monument covering approximately 134,000 acres of federal land between Joshua Tree National Park and the San Bernardino National Forest in San Bernardino and Riverside counties.
- Maintains existing recreation uses, including hunting, vehicular travel on existing open roads and trails, camping, horseback riding, rock collecting, etc.
- The monument would be jointly managed by the BLM and the Forest Service with management guidance from an advisory committee comprised of local, state and federal government, conservation and recreation groups, and local Native American tribes.

Title XV: Wilderness

- Designates approximately 250,000 acres in five BLM Wilderness Study Areas near Fort Irwin as wilderness as well as portions of Death Valley National Park (90,000 acres) and the San Bernardino National Forest (4,300 acres).
- Releases approximately 126,000 acres in the Cady and Soda Mountains that were designated wilderness study areas in the 1994 California Desert Protection Act, thereby allowing vehicular access to these areas. *(Only Cady Mountain is "released" and not made Wilderness – not in Inyo).(Soda Mountains made Wilderness – not in Inyo).*
- *(Creates the Avawatz Mountains Wilderness, 87,700-acres – not in Inyo)*
- *(Creates the Golden Valley Wilderness, 21,630-acres – not in Inyo)*
- *(Creates the Great Falls Basin Wilderness, 7,870-acres – in Inyo, directly east of China Lake)*
- *(Creates the Kingston Range Wilderness, 53,320-acres – not in Inyo)*

- *(Create the Soda Mountains Wilderness, 79,990-acres – not in Inyo, no longer released made wilderness).*
- *(Adds North Eureka Valley, 11,496-acres,– in Inyo, to Death Valley National Park Wilderness)*
- *(Adds IBEX, 23,650-acres,– in Inyo, to Death Valley National Park Wilderness)*
- *(Adds Panamint Valley, 4,807-acres,– in Inyo, to Death Valley National Park Wilderness)*
- *(Adds Warm Spring/Galena Canyon, 10,485-acres,– in Inyo, to Death Valley National Park Wilderness)*
- *(Adds Axe Head, 8,638-acres, – not in Inyo, to Death Valley National Park Wilderness)*
- *(Bowling Alley, 32,520-acres, – not in Inyo, to Death Valley National Park Wilderness).*

Title VI: Vinagre Wash Special Management Area - Does not directly affect Inyo

- Designates a "special management area" covering a total of 76,000 acres in eastern Imperial County in order to conserve, protect and enhance plant and wildlife management as well as nationally significant ecological, recreational, archeological, and cultural resources. The area also contains approximately 49,000 acres of potential wilderness and approximately 12,000 acres of former private land donated to the federal government for conservation.
- Permitted uses would be hiking, camping, mountain biking, sightseeing, hunting, off-highway vehicle use on designated routes and horseback riding. Prohibited uses would include new mining, permanent roads, commercial uses, or activities that would preclude the potential wilderness areas from becoming wilderness in the future.

Title XVII: National Park System Additions

- Adds approximately 74,000 acres of land to the National Park System, including:
    - Death Valley: Approximately 41,000 acres, including a narrow strip of land between the southern boundary of the park (31,000 acres known as the "Bowling Alley") and Ft. Irwin that was designated a wilderness study area by the Desert Protection Act and a former mining area (6,400 acres known as the "Crater Area") in the north that is entirely surrounded by park wilderness.
    - *(Bowling Alley added to Death Valley National Park Wilderness- not in Inyo).*
    - *(Crater Area added to Death Valley National Park – in Inyo).*
    - Mojave Preserve – *Does not directly affect Inyo*: Almost 30,000 acres on the northeastern corner of the park known as Castle Mountain, which was left out of the Desert Protection Act due to mining which has now ceased.
    - Joshua Tree – *Does not directly affect Inyo*: Approximately 2,900 acres in multiple small parcels of BLM land on the northern boundary of the park that have been identified for disposal.

Title XVIII: Off-Highway Vehicle Recreation Areas - Does not directly affect Inyo

- Designates five existing, administratively designated off-highway vehicle areas in San Bernardino County, covering approximately 314,000 acres, as permanent off-highway vehicle recreation areas. Land management would remain as it exists today, but the BLM

would be given discretion whether to require a new site specific management plan or simply modify its existing desert-wide management plan.

- BLM lands under consideration for the expansion of the Marine Corps Air Ground Combat Center at Twentynine Palms would not be incorporated into the Johnson Valley OHV area until it is determined that they are not needed for military training.
- Requires the Secretary to conduct a study to determine what, if any, lands adjacent to these recreation areas would be suitable for inclusion and authorizes the Department to do so.

~~***Title XIX: Miscellaneous***~~
(Title XIX: Alabama Hills National Scenic Area)
(Establishes 18,840-acres of land in the Alabama Hills as National Scenic Area. The purpose of the designation is to conserve, protect, and enhance for the benefit, use, and enjoyment of present and future generations the nationally significant scenic, cultural, recreational, geological, educational, biological, historical, cinematographic, and scientific resources of the National Scenic Area, consistent with the multiple-use requirements of the Federal Land Policy and Management Act of 1976. Existing recreation uses will be allowed to continue, including: hiking, mountain biking, rick climbing, sightseeing, horseback riding, hunting, fishing and appropriate authorized motorized vehicle use. Does not prohibit filming, affects livestock grazing, overflights, wildfire operations.

(Title XX: Miscellaneous)

***(Section 2001)*: State land transfers and exchanges.**

- ~~*Requires the Department of Interior to work with the state to complete the exchange of approximately 3,700,000 acres of state school lands located in California desert over the next ten years. Small isolated parcels of state land in wilderness, national parks and monuments would be exchanged for federal lands elsewhere that could potentially provide the state with viable sites for renewable energy development, off-highway vehicle recreation or other commercial purposes.*~~
- Transfers 934 acres currently designated as a BLM wilderness study area to Anza Borrego State Park to be managed as state wilderness, which surrounds it on three sides.
- *(The Secretary of Transportation to convey 3,500-acres of land managed by the BLM to the Imperial County Holtville Airport for the purposes of an airport expansion.)*
- ~~*Requires the Department of the Interior to work with local government to potentially transfer BLM lands for municipal infrastructure needs.*~~

Section *(2002)*: Ensures continued military training activities.

- Ensures the right of the Department of Defense to conduct low-level overflights over wilderness, national parks and national monuments.

Section *(2003)*: Climate change and wildlife corridors.

- Requires the Department of the Interior to study the impact of climate change on California desert species migration, incorporate their results and recommendations into land use management plans, and consider the study's findings when making decisions granting rights of way for projects on public lands.

Section (*2004*): Prohibited uses of donated and acquired land.

- Prohibits the use of donated or acquired lands for development, disposal, mining, off-highway vehicle use (except designated routes), grazing, military training and other surface disturbing activities. This prohibition would apply only to public lands within the California Desert Conservation Area.
- The Secretary of the Interior is authorized to make limited exceptions in cases where it is deemed in the public interest. Comparable lands would have to be purchased and donated to the federal government as mitigation for lost acreage.
- Authorizes the Secretary to accept easements and deed restrictions on donated lands within the California Desert Conservation Area in the future.

Section (*2005*): Tribal uses and interests.

- Requires the Secretary to ensure access for tribal cultural activities within national parks, monuments, wilderness and other designated within the bill.
- Requires the Secretary to develop a cultural resources management plan to protect a sacred tribal trail along the Colorado River between southern Nevada and the California-Baja border.

(Section 2006: Black Lava Butte and Flat Top Mesa Area of Critical Environmental Concern (ACEC)). *6,350-acres to be designated as an ACEC - Not in Inyo.*

~~***Section 102: Wild and scenic rivers.***~~

- ~~*Designates 76 miles of wild and scenic rivers, including Deep Creek and the Whitewater River in and near the San Bernardino National Forest and the Amargosa River and Surprise Canyon Creek near Death Valley National Park.*~~

(Section 103 California State School Land)

- Requires the Department of Interior to work with the state to complete the exchange of approximately 3,700,000 acres of state school lands located in California desert over the next ten years. Small isolated parcels of state land in wilderness, national parks and monuments would be exchanged for federal lands elsewhere that could potentially provide the state with viable sites for renewable energy development, off-highway vehicle recreation or other commercial purposes.

(Section 104 Designation of Wild and Scenic Rivers)

- Designates 76 miles of wild and scenic rivers, including Deep Creek and the Whitewater River in and near the San Bernardino National Forest and the Amargosa River and Surprise Canyon Creek near Death Valley National Park.
- *Adds the designation of 7.1-miles of the Surprise Canyon Creek as Wild and Scenic – in Inyo.*

Section 520: Native groundwater supplies.

- Protects the Mojave Preserve's native groundwater supplies by prohibiting the Department of the Interior from processing rights-of-way applications for nearby projects

that are likely to use more groundwater than is naturally restored to the local aquifer each year.

Title II: ~~*Desert Renewable Energy Permitting (Development of Renewable Energy on Public Land)*~~

~~Section 201: Authorizing Renewable Energy Permitting Office funding and specifying uses for funds generated by renewable development.~~ ~~This section would authorize the Department of the Interior to:~~

- ~~Fund its new Renewable Energy Permitting Offices with revenues in the existing BLM Permit Processing Improvement Fund, which can currently only be used for Oil and Gas permitting.~~
- ~~Establish new memoranda of understanding with states to expedite permitting of renewable energy projects.~~
- ~~Use the BLM Permit Processing Improvement Fund to expedite Fish and Wildlife Service permits for renewable energy proposals on private lands.~~
- ~~Use 50 percent of income generated from renewable energy projects on Federal Land to (1) replenish the BLM Permit Processing Improvement Fund, (2) increase the size of the Federal Land and Water Conservation Fund, and (3) establish a fund for the purpose of reclaiming any abandoned renewable energy project sites.~~
- ~~Return the remaining 50 percent of income to state and county governments for the purpose of improving permitting and increasing conservation.~~

***(Section 201**: Definitions)*

~~Section 202: Establishes a process to eliminate the backlog of renewable energy development proposals on Federal Land.~~ ~~This section would establish deadlines on both Federal agencies and applicants to expedite the environmental review of renewable energy development proposals, to prioritize development proposals in which the developer makes significant progress, and to turn down ill conceived and speculative proposals. Applicants who fail to meet deadlines will be rejected in favor of developers who make progress on their sites. The Bureau of Land Management would replace its first-come, first-serve permit review process with a process that would give priority to renewable energy developers who have (1) completed their biological and cultural studies, (2) submitted an accepted development plan and a plan for securing necessary water, and (3) applied for an interconnection to the power grid. The Secretary of the Interior has used similar criteria to declare renewable energy proposals on a permitting "fast track."~~

(Section 202 – Disposition of Revenues)

This new section allows payments made to the BLM as bonus bids, royalties, rentals, fees, or other payments under a right-of-way, permit, lease, or other authorization for the development of wind or solar energy to be shared with the counties that have the developments in their boundaries.

No Changes included for:

Section 203: Establish a coordinated plan to develop renewable energy on Federal Land. This section would require the Bureau of Land Management, the Department of Defense, and the U.S. Forest Service to undertake Programmatic Environmental Impact Statements of renewable energy potential on Federal land, with the goal of identifying zones where renewable energy production is in the public interest, and where environmental approval of renewable energy projects can be expedited.

Section 204: Requires the Department of Defense (DoD) to Study Renewable Energy Potential. This section would instruct the DoD to study the viability of developing a renewable energy program on Southwest military bases. Military bases in California and Nevada have thousands of disturbed acres which cannot be used for training and may be good places for renewable energy development. Base leaders are working to develop renewable energy as a result of a DoD goal to generate 25 percent of all energy from renewable sources by 2025. But the efforts are not coordinated, and this study would focus personnel on this matter formally.

Section 205: Pilot Program to Establish Endangered Species Mitigation Zones: In order to better coordinate endangered species protection and reduce barriers to shifting development from Federal land to private land, renewable energy developers proposing to develop private lands would contribute money to an endowed fund that would be used to better manage, in perpetuity, habitat for desert tortoise and other endangered or threatened species on at least 200,000 acres of specified public lands. Recent research indicates that, especially for protection of the Desert Tortoise, better and more active management of existing federal land is a more effective way to protect the species than acquiring additional mitigation acres in an uncoordinated manner. BLM would adopt a management plan for each zone in consultation with the Fish & Wildlife Service and an expert advisory panel.

Section 206: Bonding: Developers proposing renewable energy projects on Federal land would be required to purchase and hold a bond to fund the eventual clean up and restoration of projects proposed on public lands.

Section 207: Clarify Permitting Requirements for Temporary Weather Measurement Equipment: This section would permit the Bureau of Land Management to expedite the permitting of wind and solar measurement devices.

Section 208: Report: The Secretary of the Interior shall have to report regularly to Congress on progress permitting renewable energy projects on public lands.

Section 209: Establish loan guarantees and grants for advanced technology and underground transmission lines. New technologies could upgrade the capacity of the electricity transmission grid without requiring the permitting and construction of massive new towers. Newly designed higher capacity wires can be strung from existing towers, and new technologies allow for more cost effective underground transmission. However, utilities resist deploying these new technologies because they are not yet proven and they remain more

expensive. By providing support for these innovations, grants and loan guarantees would help prove these emerging technologies in a cost effective public-private partnership.