

AMENDMENT TO H.R. 2015
OFFERED BY MR. BISHOP OF UTAH

Page 1, line 6, strike “of 2013”.

Page 2, strike line 3 and all that follows through line 9 on page 4 (and redesignate provisions accordingly).

Page 4, strike lines 11 through 13 (and redesignate provisions accordingly).

Page 4, strike lines 23 and 24, and insert “titled ‘Tule Springs Fossil Beds National Monument Proposed Boundary’, numbered 963/123,142 and dated December 2013.”.

Page 6, after line 10, insert the following (and redesignate provisions accordingly):

1 (3) WRITTEN CONSENT OF OWNER.—No non-
2 Federal property may be included in the Monument
3 without the written consent of the owner.

Page 7, line 2, strike “and the National Park Service”.

Page 7, line 6, strike “or adjacent to”.

Page 7, line 7, insert “only” after “Monument”.

Page 7, line 8, strike “or appropriated”.

Page 7, after line 15, insert the following:

1 (C) NO USE OF CONDEMNATION.—The
2 Secretary may not acquire by condemnation any
3 land or interest in land under this section or for
4 the purposes of this section.

Page 8, strike lines 19 through 24 (and redesignate provisions accordingly).

Page 9, strike lines 16 and 17, and insert “ects, and interprets the resources of the Monument.”.

Page 9, strike lines 18 through 25.

Page 10, line 6, strike “preclude” and insert “preclude, prevent, limit, control, regulate, or determine the”.

Page 10, line 10, strike “preclude” and insert “preclude, limit, control, regulate, or determine”.

Page 10, line 11, strike “land” and insert “property”.

Page 10, line 12, insert “can be detected from within the Monument and” after “use”.

Page 10, line 15, strike “land” and insert “property”.

Page 12, strike lines 5 through 7 (and redesignate provisions accordingly).

Page 12, line 23, strike “shall” and insert “may”.

Page 15, strike lines 8 through 15.

Page 17, strike line 24, and all that follows through line 21 on page 21, and insert the following:

1 (f) CONFORMING AMENDMENT.—The Monument
2 shall no longer be subject to subsection (a) of section 4
3 of the Southern Nevada Public Land Management Act of
4 1998 (Public Law 105–263; 112 Stat. 2344; 116 Stat.
5 2007).

Page 21, strike lines 22 through 24.

Page 21, after line 24, insert the following (and redesignate provisions accordingly):

6 **SEC. 3. STUDY AND REPORT TO CONGRESS.**

7 (a) DEFINITIONS.—For purposes of this section—

8 (1) TULE SPRINGS NATIONAL FOSSIL BEDS.—
9 The term “Tule Springs National Fossil Beds”
10 means the area of approximately 22,630 acres of
11 public land in the County within the boundaries generally depicted on the Map.
12

13 (2) MAP.—The term “Map” means the map entitled
14 “Tule Springs Fossil Beds National Monu-

1 ment Proposed Boundary” numbered 963/123,142
2 and dated December 2013.

3 (3) SECRETARY.—The term “Secretary” means
4 the Secretary of the Interior.

5 (4) COUNTY.—The term “County” means Clark
6 County, Nevada.

7 (b) STUDY.—Not later than 3 years from the date
8 funds are made available, the Secretary shall conduct a
9 special resource study to evaluate the significance of the
10 Tule Springs National Fossil Beds, and the feasibility of
11 its inclusion in the National Park System.

12 (c) CRITERIA FOR STUDY.—The Secretary shall con-
13 duct the study authorized by this section in accordance
14 with section 8(b) of Public Law 91–383 (16 U.S.C. 1a-
15 5(b)).

16 (d) CONTENT OF STUDY.—The study shall include
17 an analysis of the following:

18 (1) The significance of the Tule Springs Na-
19 tional Fossil Beds.

20 (2) Opportunities for public education about the
21 Tule Springs National Fossil Beds.

22 (3) Operational issues that should be considered
23 if the National Park System were to incorporate the
24 Tule Springs National Fossil Beds.

1 (4) The feasibility of administering the Tule
2 Springs National Fossil Beds considering its size,
3 configuration, and other factors, to include an an-
4 nual cost estimate.

5 (5) The economic, educational, and other im-
6 pacts the inclusion of Tule Springs National Fossil
7 Beds into the National Park System would have on
8 the surrounding communities.

9 (6) The effect of the designation of the Tule
10 Springs National Fossil Beds as a unit of the Na-
11 tional Park System on—

12 (A) existing commercial and recreational
13 activities, including but not limited to hunting,
14 fishing, and recreational shooting, and on the
15 authorization, construction, operation, mainte-
16 nance, or improvement of energy production
17 and transmission infrastructure; and

18 (B) the authority of State and local gov-
19 ernments to manage those activities.

20 (7) The identification of any authorities, includ-
21 ing condemnation, that will compel or permit the
22 Secretary to influence or participate in local land use
23 decisions (such as zoning) or place restrictions on
24 non-Federal lands if the Tule Springs National Fos-

1 sil Beds is designated a unit of the National Park
2 System.

3 (e) NOTIFICATION OF PRIVATE PROPERTY OWN-
4 ERS.—Upon commencement of the study, owners of pri-
5 vate property within or adjacent to the area will be noti-
6 fied of the study’s commencement and scope.

7 (f) SUBMISSION OF REPORT.—Upon completion of
8 the study, the Secretary shall submit a report on the find-
9 ings of the study to the Committee on Natural Resources
10 of the House of Representatives and to the Committee on
11 Energy and Natural Resources of the Senate.

Page 22, line 11, strike “April 30, 2013” and insert
“November 6, 2013”.

Page 22, line 20, strike “acquired” and insert
“added to the Conservation Area”.

Page 22, line 23, strike “acquired”.

Page 23, strike line 2 and insert “parcel added to
the Conservation Area under this section.”.

Page 23, line 16, strike “April 30, 2013” and insert
“November 6, 2013”.

Page 24, line 2, before the period insert “after
North Las Vegas enters into a written agreement with
the Secretary to adhere to the terms of this section”.

Page 25, line 21, strike “distributed” and all that follows through line 25 and insert the following: “deposited in the general fund of the Treasury to reduce the Federal deficit.”.

Page 26, strike line 21 and all that follows through line 4 on page 27.

Page 27, line 5, strike “(2)” and insert “(h)”.

Page 27, line 7, strike “section—” and insert “section”.

Page 27, strike lines 8 through 11 and insert “North Las Vegas”.

Page 27, line 21, strike “April 30, 2013” and insert “November 6, 2013”.

Page 28, line 8, before the period insert “after Las Vegas enters into a written agreement with the Secretary to adhere to the terms of this section”.

Page 29, line 24, strike “distributed” and all that follows through line 3 on page 30 and insert the following: “deposited in the general fund of the Treasury to reduce the Federal deficit”.

Page 30, strike line 24 and all that follows through line 8 on page 31.

Page 31, line 9, strike “(2)” and insert “(h)” and adjust margins accordingly.

Page 31, line 11 strike “section—” and insert “section”.

Page 31, strike lines 12 through 15 and insert “Las Vegas shall”.

Page 33, line 14, strike “April 30, 2013” and insert “November 6, 2013”.

Page 33, strike lines 21 and 22 and insert “within the Cooperative Management Area boundary (as enacted) if the land”.

Page 34, strike lines 2 through 5 and insert “(43 U.S.C. 869 et seq.)”.

Page 36, line 18, strike “April 30, 2013” and insert “November 6, 2013”.

Page 37, strike line 16 and all that follows through line 2 on page 38, and insert the following:

- 1 (iv) to not impair or negatively affect
- 2 operation, access, or use of the helipad at
- 3 the Bureau of Land Management
- 4 Pahrump Fire Station.

Page 39, strike line 7 through line 14 on page 40.

Page 40, before line 17, insert the following (and re-designate provisions accordingly):

1 (a) FINDINGS.—Congress finds that—

2 (1) flood mitigation infrastructure is critical to
3 the safe and uninterrupted operation of the proposed
4 Southern Nevada Supplemental Airport authorized
5 by the Ivanpah Valley Airport Public Lands Trans-
6 fer Act (Public Law 106–362; 114 Stat. 1404); and

7 (2) through proper engineering, the land de-
8 scribed in this section for flood mitigation infra-
9 structure for the Southern Nevada Supplemental
10 Airport will not compromise the ability of the Bu-
11 reau of Land Management to protect and prevent ir-
12 reparable damage to important historic, cultural, or
13 scenic values, fish and wildlife resources or other
14 natural systems or processes, or to protect life and
15 safety from natural hazards in the County or nearby
16 areas.

Page 41, line 10, strike “(c)” and insert “(d)”.

Page 42, at the end of line 5, insert “any and all materials excavated from the land for”.

Page 42, line 7, before the period insert “or construction of the Southern Nevada Supplemental Airport”.

Page 42, line 9, strike “rights,” and insert “rights and paragraph (3),”.

Page 42, strike line 19 and all that follows through line 9 on page 43.

Page 43, line 11, strike “(b)” and insert “(c)”.

Page 43, line 13, strike “map” and insert “Map”.

Page 44, strike lines 3 through 25 (and redesignate provisions accordingly).

Page 45, strike line 1 and all that follows through line 24 on page 55, and insert the following:

1 SEC. 12. NELLIS DUNES OFF-HIGHWAY VEHICLE RECRE-
2 ATION AREA.

3 (a) DEFINITIONS.—In this section:

4 (1) CITY.—The term “City” means the city of
5 North Las Vegas, Nevada.

6 (2) CLARK COUNTY OFF-HIGHWAY VEHICLE
7 RECREATION PARK.—The term “Clark County Off-
8 Highway Vehicle Recreation Park” means the ap-
9 proximately 960 acres of land identified on the Map
10 as “Clark County Off-Highway Vehicle Recreation
11 Park”.

12 (3) COUNTY.—The term “County” means Clark
13 County, Nevada.

1 (4) MAP.—The term “Map” means the map en-
2 titled “Nellis Dunes OHV Recreation Area” and
3 dated December 17, 2013.

4 (5) NELLIS DUNES OFF-HIGHWAY RECREATION
5 AREA.—The term “Nellis Dunes Off-Highway Recre-
6 ation Area” means the approximately 10,035 acres
7 of land identified on the Map as “Nellis Dunes OHV
8 Recreation Area”.

9 (6) SECRETARY.—The term “Secretary” means
10 the Secretary of the Interior.

11 (7) STATE.—The term “State” means the State
12 of Nevada.

13 (b) CONVEYANCE OF FEDERAL LAND TO COUNTY.—

14 (1) IN GENERAL.—As soon as practicable after
15 the date of enactment of this Act, the Secretary
16 shall convey to the County, subject to valid existing
17 rights and paragraph (2), without consideration, all
18 right, title, and interest of the United States in and
19 to the Clark County Off-Highway Vehicle Recreation
20 Park.

21 (2) RESERVATION OF MINERAL ESTATE.—In
22 conveying the parcels of Federal land under para-
23 graph (1), the Secretary shall reserve the mineral es-
24 tate, except for purposes related to flood mitigation
25 (including removal from aggregate flood events).

1 (3) USE OF CONVEYED LAND.—

2 (A) IN GENERAL.—The parcels of land
3 conveyed under paragraph (1) may be used by
4 the County for any public purposes described in
5 subparagraph (B), consistent with the Act of
6 June 14, 1926 (commonly known as the
7 “Recreation and Public Purposes Act”) (43
8 U.S.C. 869 et seq.).

9 (B) AUTHORIZED USES.—The land con-
10 veyed under paragraph (1)—

11 (i) shall be used by the County—

12 (I) to provide a suitable location
13 for the establishment of a centralized
14 off-road vehicle recreation park in the
15 County;

16 (II) to provide the public with
17 opportunities for off-road vehicle
18 recreation, including a location for
19 races, competitive events, training and
20 other commercial services that directly
21 support a centralized off-road vehicle
22 recreation area and County park; and

23 (III) to provide a designated area
24 and facilities that would discourage
25 unauthorized use of off-highway vehi-

1 cles in areas that have been identified
2 by the Federal Government, State
3 government, or County government as
4 containing environmentally sensitive
5 land; and

6 (ii) shall not be disposed of by the
7 County.

8 (C) MANAGEMENT PLAN.—The Secretary
9 of the Air Force and the County may develop
10 a special management plan for the land con-
11 veyed under paragraph (1)—

12 (i) to enhance public safety and safe
13 off-highway vehicle recreation use in the
14 Nellis Dunes Recreation Area;

15 (ii) to ensure compatible development
16 with the mission requirements of the Nellis
17 Air Force Base; and

18 (iii) to avoid and mitigate known pub-
19 lic health risks associated with off-highway
20 vehicle use in the Nellis Dunes Recreation
21 Area.

22 (4) AGREEMENT WITH NELLIS AIR FORCE
23 BASE.—

24 (A) IN GENERAL.—Before the Federal
25 land may be conveyed to the County under

1 paragraph (1), the Clark County Board of
2 Commissioners and Nellis Air Force Base shall
3 enter into an interlocal agreement for the Fed-
4 eral land and the Nellis Dunes Recreation
5 Area—

6 (i) to enhance safe off-highway recre-
7 ation use; and

8 (ii) to ensure that development of the
9 Federal land is consistent with the long-
10 term mission requirements of Nellis Air
11 Force Base.

12 (B) LIMITATION.—The use of the Federal
13 land conveyed under paragraph (1) shall not
14 compromise the national security mission of
15 Nellis Air Force Base.

16 (6) ADDITIONAL TERMS AND CONDITIONS.—
17 With respect to the conveyance of Federal land
18 under paragraph (1), the Secretary may require
19 such additional terms and conditions as the Sec-
20 retary considers to be appropriate to protect the in-
21 terests of the United States.

22 (c) DESIGNATION OF NELLIS DUNES OFF-HIGHWAY
23 VEHICLE RECREATION AREA.—

24 (1) IN GENERAL.—The approximately 10,035
25 acres of land identified on the Map as the “Nellis

1 Dunes OHV Recreation Area” shall be known and
2 designated as the “Nellis Dunes Off-Highway Vehi-
3 cle Recreation Area”.

4 (2) MANAGEMENT PLAN.—The Secretary may
5 develop a special management plan for the Nellis
6 Dunes Off-Highway Recreation Area to enhance the
7 safe use of off-highway vehicles for recreational pur-
8 poses.

9 **SEC. 13. WITHDRAWAL AND RESERVATION OF LAND FOR**
10 **NELLIS AIR FORCE BASE EXPANSION.**

11 (a) WITHDRAWALS.—Section 3011(b) of the Military
12 Lands Withdrawal Act of 1999 (Public Law 106–65; 113
13 Stat. 886) is amended—

14 (1) in paragraph (4)—

15 (A) by striking “comprise approximately”
16 and inserting the following: “comprise—

17 “(A) approximately”;

18 (B) by striking the period at the end and
19 inserting a semicolon; and

20 (C) by adding at the end the following:

21 “(B) approximately 710 acres of land in
22 Clark County, Nevada, identified as ‘Addition
23 to Nellis Air Force Base’ on the map entitled
24 ‘Nellis Dunes Off-Highway Vehicle Recreation
25 Area’ and dated June 26, 2012; and

1 “(C) approximately 410 acres of land in
2 Clark County, Nevada, identified as ‘Addition
3 to Nellis Air Force Base’ on the map entitled
4 ‘North Las Vegas Valley Overview’and dated
5 November 5, 2013.”; and

6 (2) by adding at the end the following:

7 “(6) EXISTING MINERAL MATERIALS CON-
8 TRACTS.—

9 “(A) APPLICABILITY.—Section 3022 shall
10 not apply to any mineral material resource au-
11 thorized for sale by the Secretary of the Inte-
12 rior under a valid contract for the duration of
13 the contract.

14 “(B) ACCESS.—Notwithstanding any other
15 provision of this subtitle, the Secretary of the
16 Air Force shall allow adequate and reasonable
17 access to mineral material resources authorized
18 for sale by the Secretary of the Interior under
19 a valid contract for the duration of the con-
20 tract.”.

21 (b) CONFORMING AMENDMENT.—Section 3022 of the
22 Military Lands Withdrawal Act of 1999 (Public Law 106–
23 65; 113 Stat. 897) is amended by striking “section
24 3011(b)(5)(B)” and inserting “paragraphs (5)(B) and (6)
25 of section 3011(b)”;

1 (c) ELIMINATION OF TERMINATION DATE.—Section
2 3015 of the Military Lands Withdrawal Act of 1999 (Pub-
3 lic Law 106–65) is amended in subsection (a) by striking
4 everything after the first “shall” and replacing it with
5 “not terminate other than by an election and determina-
6 tion of the Secretary of the military department concerned
7 or until such time as the Secretary of the Interior can
8 permanently transfer administrative jurisdiction of the
9 lands withdrawn and reserved by this Act to the Secretary
10 of the military department concerned.”

11 (d) CONFORMING AMENDMENT.—Section 3016 of the
12 Military Lands Withdrawal Act of 1999 (Public Law 106–
13 65) is repealed.

Page 56, strike line 2 and all that follows through
line 2 on page 57 (and redesignate subsequent provisions
accordingly).

Page 57, lines 4 and 5, strike “a new unit of the
National Park System” and insert “the Monument cre-
ated in section 2”.

Page 57, lines 10 and 11, strike “seen or heard
within the unit” and insert “seen, heard, or detected
from within the Monument”.

Page 57, lines 13 and 14, strike “unit of the Na-
tional Park” and insert “Monument”.

Page 57, line 17, strike “unit” and insert “Monument”.

