

111TH CONGRESS
1ST SESSION

H. R. 404

To establish the National Landscape Conservation System, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 9, 2009

Mr. GRIJALVA (for himself, Mr. MORAN of Virginia, Mrs. BONO MACK, Mr. HINCHEY, Mr. INSLEE, Mrs. MALONEY, Mr. PALLONE, Mrs. CAPPES, Mr. WAXMAN, Mr. BLUMENAUER, Mr. FARR, Ms. BALDWIN, Mr. GEORGE MILLER of California, Mr. PASTOR of Arizona, Ms. LEE of California, Ms. BORDALLO, Ms. SUTTON, Mr. HOLT, Mr. SCHIFF, Mr. SARBANES, Mr. REICHERT, Mr. BERMAN, Mr. PRICE of North Carolina, and Mr. GORDON of Tennessee) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To establish the National Landscape Conservation System,
and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “National Landscape
5 Conservation System Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

1 (1) SECRETARY.—The term “Secretary” means
2 the Secretary of the Interior.

3 (2) SYSTEM.—The term “system” means the
4 National Landscape Conservation System estab-
5 lished by section 3(a).

6 **SEC. 3. ESTABLISHMENT OF THE NATIONAL LANDSCAPE**
7 **CONSERVATION SYSTEM.**

8 (a) ESTABLISHMENT.—In order to conserve, protect,
9 and restore nationally significant landscapes that have
10 outstanding cultural, ecological, and scientific values for
11 the benefit of current and future generations, there is es-
12 tablished in the Bureau of Land Management the Na-
13 tional Landscape Conservation System.

14 (b) COMPONENTS.—The system shall include each of
15 the following areas administered by the Bureau of Land
16 Management:

17 (1) Each area that is designated as—

18 (A) a national monument;

19 (B) a national conservation area;

20 (C) a wilderness study area;

21 (D) a National Scenic Trail or National
22 Historic Trail designated as a component of the
23 National Trails System;

24 (E) a component of the National Wild and
25 Scenic Rivers System; or

1 (F) a component of the National Wilder-
2 ness Preservation System.

3 (2) Any area designated by Congress to be ad-
4 ministered for conservation purposes, including—

5 (A) the Steens Mountain Cooperative Man-
6 agement and Protection Area, as designated
7 under section 101(a) of the Steens Mountain
8 Cooperative Management and Protection Act of
9 2000 (16 U.S.C. 460nnn–11(a));

10 (B) the Headwaters Forest Reserve;

11 (C) the Yaquina Head Outstanding Nat-
12 ural Area;

13 (D) public land within the California
14 Desert Conservation Area administered by the
15 Bureau of Land Management for conservation
16 purposes; and

17 (E) any additional area designated by Con-
18 gress for inclusion in the system.

19 (c) MANAGEMENT.—The Secretary shall manage the
20 system—

21 (1) in accordance with each applicable law (in-
22 cluding regulations) relating to each component of
23 the system included under subsection (b); and

1 (2) in a manner that protects the values for
2 which the components of the system were des-
3 ignated.

4 **SEC. 4. STATUTORY CONSTRUCTION.**

5 Nothing in this Act shall be construed to enhance,
6 diminish, or modify any law or proclamation (or regula-
7 tions related to such law or proclamation) under which
8 the components of the system identified in section 3(b)
9 were established, or are managed, including, but not lim-
10 ited to, the Alaska National Interest Land Conservation
11 Act (43 U.S.C. 1601 et seq.), the Wilderness Act (16
12 U.S.C. 1131 et seq.), the Wild and Scenic Rivers Act (16
13 U.S.C. 1271 et seq.), the National Trails System Act (16
14 U.S.C. 1241 et seq.), and the Federal Land Policy and
15 Management Act of 1976 (43 U.S.C. 1701 et seq.). In
16 addition, nothing in this Act creates a Federal cause of
17 action based on inclusion within the National Landscape
18 Conservation System. Moreover, nothing in this Act is in-
19 tended to additionally restrict or hinder energy develop-
20 ment within the system.

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