

111TH CONGRESS
2^D SESSION

H. R. 4823

To establish the Sedona-Red Rock National Scenic Area in the Coconino National Forest, Arizona, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 11, 2010

Mrs. KIRKPATRICK of Arizona introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To establish the Sedona-Red Rock National Scenic Area in the Coconino National Forest, Arizona, 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 “Sedona-Red Rock Na-
5 tional Scenic Area Act of 2010”.

6 **SEC. 2. SEDONA-RED ROCK NATIONAL SCENIC AREA,**
7 **COCONINO NATIONAL FOREST, ARIZONA.**

8 (a) **ESTABLISHMENT.**—There is established in the
9 Coconino National Forest, Arizona, the Sedona-Red Rock

1 National Scenic Area (in this section referred to as the
2 “Scenic Area”) for the purposes of—

3 (1) restricting exchanges of land involving Na-
4 tional Forest System land included in the Scenic
5 Area; and

6 (2) managing the National Forest System land
7 included in the Scenic Area as provided in the land
8 and resource management plan for the Coconino Na-
9 tional Forest.

10 (b) BOUNDARIES.—The Scenic Area shall consist
11 only of National Forest System land in the Coconino Na-
12 tional Forest, as generally depicted in the land and re-
13 source management plan for the Coconino National Forest
14 on the map entitled “Planning Area Overview” and dated
15 June 1998. The Scenic Area does not include any land
16 located outside the boundaries of the Coconino National
17 Forest.

18 (c) MAP AND BOUNDARY DESCRIPTION.—As soon as
19 practicable after the date of the enactment of this Act,
20 the Secretary of Agriculture shall file a map and boundary
21 description of the Scenic Area with the Committee on Ag-
22 riculture, Nutrition, and Forestry of the Senate and the
23 Committee on Agriculture of the House of Representa-
24 tives. The map and boundary description shall have the
25 same force and effect as if included in this Act, except

1 that the Secretary may correct clerical and typographical
2 errors in the map and description. The map and boundary
3 description shall be on file and available for public inspec-
4 tion in the Office of the Chief of the Forest Service.

5 (d) ADMINISTRATION.—The Secretary of Agriculture
6 shall administer the Scenic Area in accordance with this
7 section, the land and resource management plan for the
8 Coconino National Forest, and the laws and regulations
9 generally applicable to the National Forest System. In the
10 event of conflict between this section and such other laws
11 and regulations, this section shall take precedence.

12 (e) RESTRICTION ON SCENIC AREA LAND EX-
13 CHANGES.—Except as provided in subsection (i) with re-
14 gard to acquisitions of land for public purposes, land ex-
15 changes that dispose of National Forest System land in-
16 cluded in the Scenic Area may occur only if—

17 (1) the exchange results in the acquisition of
18 land within the boundaries of the Scenic Area from
19 a willing seller for inclusion in the Scenic Area; and

20 (2) an environmental analysis (including an op-
21 portunity for public comment) is completed before
22 the exchange in accordance with the land and re-
23 source management plan for the Coconino National
24 Forest.

1 (f) DEPOSIT OF CONSIDERATION FROM CERTAIN
2 LAND SALES; USE.—

3 (1) DEPOSIT OF PROCEEDS.—Moneys received
4 by the Secretary of Agriculture from the sale or ex-
5 change of land located in the Coconino National
6 Forest shall be deposited in the fund established by
7 Public Law 90–171 (commonly known as the Sisk
8 Act; 16 U.S.C. 484a).

9 (2) USE OF FUNDS.—Notwithstanding the limi-
10 tations on the use of moneys deposited in the fund
11 established by Public Law 90–171, moneys deposited
12 under paragraph (1) shall be available for use by the
13 Secretary of Agriculture, without further appropria-
14 tion and until expended, for—

15 (A) the acquisition of land or interests in
16 land within the boundaries of the Scenic Area
17 from willing sellers; or

18 (B) the operation, maintenance, or en-
19 hancement of the Scenic Area.

20 (g) NO EFFECT ON SURROUNDING LAND, ROADS, OR
21 EASEMENTS.—The establishment of the Scenic Area does
22 not affect—

23 (1) the maintenance or use of public, private, or
24 Forest Service roads within the Scenic Area;

1 (2) the legal status, maintenance, or use of
2 rights-of-way and utility easements within the Scenic
3 Area;

4 (3) the management of State, municipal, or pri-
5 vate land located in the vicinity of or within the
6 boundaries of the Scenic Area; or

7 (4) the management of National Forest System
8 land that is not included in the Scenic Area.

9 (h) NO EFFECT ON FOREST SERVICE PLANNING
10 POLICIES.—Except as provided in subsection (e), the es-
11 tablishment of the Scenic Area does not affect the land
12 and resource management plan for the Coconino National
13 Forest.

14 (i) NO EFFECT ON LOCAL GOVERNMENT DISCRE-
15 TION.—

16 (1) IN GENERAL.—The establishment of the
17 Scenic Area does not affect the discretion of the gov-
18 erning body of an entity specified in paragraph (2)
19 to seek the resolution of encroachments and infra-
20 structure or land use needs involving National For-
21 est System land within the Scenic Area. Notwith-
22 standing subsection (e), National Forest System
23 land may be utilized or conveyed within the Scenic
24 Area consistent with the Education Land Grant Act

1 (16 U.S.C. 479a) and the land and resource man-
2 agement plan for the Coconino National Forest.

3 (2) COVERED GOVERNING BODIES.— Para-
4 graph (1) applies to the State of Arizona, counties,
5 municipalities, and fire and school districts in the
6 State, and utilities serving the public.

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