

113TH CONGRESS
1ST SESSION

S. 974

To provide for certain land conveyances in the State of Nevada, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 16, 2013

Mr. REID (for himself and Mr. HELLER) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To provide for certain land conveyances in the State of Nevada, 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; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Las Vegas Valley Public Land and Tule Springs Fossil
6 Beds National Monument Act of 2013”.

7 (b) **TABLE OF CONTENTS.**—The table of contents of
8 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Tule Springs Fossil Beds National Monument.
- Sec. 3. Addition of land to Red Rock Canyon National Conservation Area.
- Sec. 4. Conveyance of Bureau of Land Management land to North Las Vegas.

- Sec. 5. Conveyance of Bureau of Land Management land to Las Vegas.
 Sec. 6. Expansion of conveyance to Las Vegas Metropolitan Police Department.
 Sec. 7. Spring Mountains National Recreation Area withdrawal.
 Sec. 8. Southern Nevada Public Land Management Act of 1998 amendments.
 Sec. 9. Conveyance of land to the Nevada System of Higher Education.
 Sec. 10. Land Conveyance for Southern Nevada Supplemental Airport.
 Sec. 11. Sunrise Mountain Instant Study Area release.
 Sec. 12. Nellis Dunes Off-Highway Vehicle Recreation Area.
 Sec. 13. Conveyance of land for Nellis Air Force Base.
 Sec. 14. Military overflights.

1 **SEC. 2. TULE SPRINGS FOSSIL BEDS NATIONAL MONU-**
 2 **MENT.**

3 (a) FINDINGS.—Congress finds that—

4 (1) since 1933, the Upper Las Vegas Wash has
 5 been valued by scientists because of the significant
 6 paleontological resources demonstrative of the Pleis-
 7 tocene Epoch that are located in the area;

8 (2) in 2004, during the preparation of the Las
 9 Vegas Valley Disposal Boundary Final Environ-
 10 mental Impact Statement, the Bureau of Land Man-
 11 agement identified sensitive biological, cultural, and
 12 paleontological resources determined to be worthy of
 13 more evaluation with respect to the protective status
 14 of the resources;

15 (3) the Upper Las Vegas Wash contains thou-
 16 sands of paleontological resources from the Pleisto-
 17 cene Epoch that are preserved in a unique geological
 18 context that are of national importance, including
 19 Columbian mammoth, ground sloth, American lion,
 20 camels, and horse fossils;

1 (4) in addition to Joshua trees and several spe-
2 cies of cacti, the Las Vegas buckwheat, Merriam's
3 bearpoppy, and the Las Vegas bearpoppy are 3
4 unique and imperiled plants that are supported in
5 the harsh desert environment of Tule Springs;

6 (5) the area provides important habitat for
7 threatened desert tortoise, endemic poppy bees, kit
8 foxes, burrowing owls, LeConte's thrasher,
9 phainopepla, and a variety of reptiles;

10 (6) in studies of the area conducted during the
11 last decade, the Bureau of Land Management and
12 National Park Service determined that the area like-
13 ly contains the longest continuous section of Pleisto-
14 cene strata in the desert southwest, which span mul-
15 tiple important global climate cooling and warming
16 episodes;

17 (7) the Upper Las Vegas Wash is significant to
18 the culture and history of the native and indigenous
19 people of the area, including the Southern Paiute
20 Tribe;

21 (8) despite the findings of the studies and rec-
22 ommendations for further assessment of the re-
23 sources for appropriate methods of protection—

24 (A) the area remains inadequately pro-
25 tected; and

1 (B) many irreplaceable fossil specimens in
2 the area have been lost to vandalism or theft;
3 and

4 (9) designation of the Upper Las Vegas Wash
5 site as a National Monument would protect the
6 unique fossil resources of the area and the geological
7 context of those resources for present and future
8 generations while allowing for public education and
9 continued scientific research opportunities.

10 (b) DEFINITIONS.—In this section:

11 (1) COUNCIL.—The term “Council” means the
12 Tule Springs Fossil Beds National Monument Advi-
13 sory Council established by subsection (g)(1).

14 (2) COUNTY.—The term “County” means Clark
15 County, Nevada.

16 (3) LOCAL GOVERNMENT.—The term “local
17 government” means the City of Las Vegas, City of
18 North Las Vegas, or the County.

19 (4) MANAGEMENT PLAN.—The term “manage-
20 ment plan” means the management plan for the
21 Monument developed under subsection (d)(5).

22 (5) MAP.—The term “Map” means the map en-
23 titled “North Las Vegas Valley Overview” and dated
24 April 30, 2013.

1 (6) MONUMENT.—The term “Monument”
2 means the Tule Springs Fossil Beds National Monu-
3 ment established by subsection (c)(1).

4 (7) PUBLIC LAND.—The term “public land”
5 has the meaning given the term “public lands” in
6 section 103 of the Federal Land Policy and Manage-
7 ment Act of 1976 (43 U.S.C. 1702).

8 (8) PUBLIC WATER AGENCY.—The term “public
9 water agency” means a regional wholesale water pro-
10 vider that is engaged in the acquisition of water on
11 behalf of, or the delivery of water to, water pur-
12 veyors who are member agencies of the public water
13 agency.

14 (9) QUALIFIED ELECTRIC UTILITY.—The term
15 “qualified electric utility” means any public or pri-
16 vate utility determined by the Secretary to be tech-
17 nically and financially capable of developing the
18 transmission line.

19 (10) SECRETARY.—The term “Secretary”
20 means the Secretary of the Interior.

21 (11) STATE.—The term “State” means the
22 State of Nevada.

23 (c) ESTABLISHMENT.—

24 (1) IN GENERAL.—In order to conserve, pro-
25 tect, interpret, and enhance for the benefit of

1 present and future generations the unique and na-
2 tionally important paleontological, scientific, edu-
3 cational, and recreational resources and values of
4 the land described in this subsection, there is estab-
5 lished in the State, subject to valid existing rights,
6 the Tule Springs Fossil Beds National Monument.

7 (2) BOUNDARIES.—The Monument shall consist
8 of approximately 22,650 acres of public land in the
9 County within the boundaries generally depicted on
10 the Map.

11 (3) MAP; LEGAL DESCRIPTION.—

12 (A) IN GENERAL.—As soon as practicable
13 after the date of enactment of this Act, the Sec-
14 retary shall prepare an official map and legal
15 description of the boundaries of the Monument.

16 (B) LEGAL EFFECT.—The map and legal
17 description prepared under subparagraph (A)
18 shall have the same force and effect as if in-
19 cluded in this section, except that the Secretary
20 may correct any clerical or typographical errors
21 in the legal description or the map.

22 (C) AVAILABILITY OF MAP AND LEGAL DE-
23 SCRPTION.—The map and legal description
24 prepared under subparagraph (A) shall be on
25 file and available for public inspection in the

1 appropriate offices of the Bureau of Land Man-
2 agement and the National Park Service.

3 (4) ACQUISITION OF LAND.—

4 (A) IN GENERAL.—Subject to subpara-
5 graph (B), the Secretary may acquire land or
6 interests in land within or adjacent to the
7 boundaries of the Monument by donation, pur-
8 chase with donated or appropriated funds, ex-
9 change, or transfer from another Federal agen-
10 cy.

11 (B) LIMITATION.—Land or interests in
12 land that are owned by the State or a political
13 subdivision of the State may be acquired under
14 subparagraph (A) only by donation or ex-
15 change.

16 (5) WITHDRAWALS.—Subject to valid existing
17 rights and subsections (e) and (f), any land within
18 the Monument or any land or interest in land that
19 is acquired by the United States for inclusion in the
20 Monument after the date of enactment of this Act
21 is withdrawn from—

22 (A) entry, appropriation, or disposal under
23 the public land laws;

24 (B) location, entry, and patent under the
25 mining laws; and

1 (C) operation of the mineral leasing laws,
2 geothermal leasing laws, and minerals materials
3 laws.

4 (6) RELATIONSHIP TO CLARK COUNTY MULTI-
5 SPECIES HABITAT CONSERVATION PLAN.—

6 (A) AMENDMENT TO PLAN.—The Sec-
7 retary shall credit, on an acre-for-acre basis,
8 approximately 22,650 acres of the land con-
9 served for the Monument under this Act toward
10 the development of additional non-Federal land
11 within the County through an amendment to
12 the Clark County Multi-Species Habitat Con-
13 servation Plan.

14 (B) EFFECT ON PLAN.—Nothing in this
15 Act otherwise limits, alters, modifies, or amends
16 the Clark County Multi-Species Habitat Con-
17 servation Plan.

18 (d) ADMINISTRATION.—

19 (1) TRANSFER OF ADMINISTRATIVE JURISDIC-
20 TION.—Administrative jurisdiction over the approxi-
21 mately 22,650 acres of public land depicted on the
22 Map as “Tule Springs Fossil Bed National Monu-
23 ment” is transferred from the Bureau of Land Man-
24 agement to the National Park Service.

25 (2) MANAGEMENT.—The Secretary shall—

1 (A) allow only such uses of the Monument
2 that—

3 (i) are consistent with this section;

4 (ii) the Secretary determines would
5 further the purposes of the Monument;
6 and

7 (iii) are consistent with existing rights
8 of previously authorized water facility and
9 high voltage transmission facility rights-of-
10 way and any rights-of-way issued under
11 this Act, including the operation, mainte-
12 nance, replacement, and repair and repair
13 of the facility; and

14 (B) manage the Monument—

15 (i) in a manner that conserves, pro-
16 tects, interprets, and enhances the re-
17 sources and values of the Monument; and

18 (ii) in accordance with—

19 (I) this section;

20 (II) the provisions of laws gen-
21 erally applicable to units of the Na-
22 tional Park System (including the Na-
23 tional Park Service Organic Act (16
24 U.S.C. 1 et seq.)); and

25 (III) any other applicable laws.

1 (3) BUFFER ZONES.—The establishment of the
2 Monument shall not—

3 (A) lead to the creation of express or im-
4 plied protective perimeters or buffer zones
5 around or over the Monument;

6 (B) preclude disposal or development of
7 public land adjacent to the boundaries of the
8 Monument, if the disposal or development is
9 consistent with other applicable law;

10 (C) preclude an activity on, or use of, pri-
11 vate land adjacent to the boundaries of the
12 Monument, if the activity or use is consistent
13 with other applicable law; or

14 (D) directly or indirectly subject an activ-
15 ity on, or use of, private land, to additional reg-
16 ulation, if the activity or use is consistent with
17 other applicable law.

18 (4) AIR AND WATER QUALITY.—Nothing in this
19 Act alters the standards governing air or water qual-
20 ity outside the boundary of the Monument.

21 (5) MANAGEMENT PLAN.—

22 (A) IN GENERAL.—Not later than 3 years
23 after the date of enactment of this Act, the Sec-
24 retary shall develop a management plan that

1 provides for the long-term protection and man-
2 agement of the Monument.

3 (B) COMPONENTS.—The management
4 plan—

5 (i) shall, consistent with this section
6 and the purposes of the Monument—

7 (I) describe the resources at the
8 Monument that are to be protected;

9 (II) describe the appropriate uses
10 and management of the Monument;

11 (III) allow for continued sci-
12 entific research at the Monument; and

13 (IV) include a travel management
14 plan that may include existing public
15 transit; and

16 (ii) may—

17 (I) incorporate any appropriate
18 decisions contained in an existing
19 management or activity plan for the
20 land designated as the Monument
21 under subsection (c)(1); and

22 (II) use information developed in
23 any study of land within, or adjacent
24 to, the boundary of the Monument

1 that was conducted before the date of
2 enactment of this Act.

3 (C) PUBLIC PROCESS.—In preparing the
4 management plan, the Secretary shall—

5 (i) consult with, and take into account
6 the comments and recommendations of, the
7 Council;

8 (ii) provide an opportunity for public
9 involvement in the preparation and review
10 of the management plan, including holding
11 public meetings;

12 (iii) consider public comments received
13 as part of the public review and comment
14 process of the management plan; and

15 (iv) consult with governmental and
16 nongovernmental stakeholders involved in
17 establishing and improving the regional
18 trail system to incorporate, where appro-
19 priate, trails in the Monument that link to
20 the regional trail system.

21 (6) INTERPRETATION, EDUCATION, AND SCI-
22 ENTIFIC RESEARCH.—

23 (A) IN GENERAL.—The Secretary shall
24 provide for public interpretation of, and edu-
25 cation and scientific research on, the paleon-

1 tological resources of the Monument, with pri-
2 ority given to exhibiting and curating the re-
3 sources.

4 (B) COOPERATIVE AGREEMENTS.—The
5 Secretary may enter into cooperative agree-
6 ments with the State, political subdivisions of
7 the State, nonprofit organizations, and appro-
8 priate public and private entities to carry out
9 subparagraph (A).

10 (e) RENEWABLE ENERGY TRANSMISSION FACILI-
11 TIES.—

12 (1) IN GENERAL.—On receipt of a complete ap-
13 plication from a qualified electric utility, the Sec-
14 retary, in accordance with the National Environ-
15 mental Policy Act of 1969 (42 U.S.C. 4321 et seq.),
16 shall issue to the qualified electric utility a 400-foot
17 right-of-way for the construction and maintenance of
18 high-voltage transmission facilities depicted on the
19 Map as “Renewable Energy Transmission Corridor”
20 if the high-voltage transmission facilities do not con-
21 flict with other previously authorized rights-of-way
22 within the corridor.

23 (2) REQUIREMENTS.—

24 (A) IN GENERAL.—The high-voltage trans-
25 mission facilities shall—

1 (i) be used—

2 (I) primarily, to the maximum
3 extent practicable, for renewable en-
4 ergy resources; and

5 (II) to meet reliability standards
6 set by the North American Electric
7 Reliability Corporation, the Western
8 Electricity Coordinating Council, or
9 the public utilities regulator of the
10 State; and

11 (ii) employ best management practices
12 identified as part of the compliance of the
13 Secretary with the National Environmental
14 Policy Act of 1969 (42 U.S.C. 4321 et
15 seq.) to limit impacts on the Monument,
16 including impacts to the viewshed.

17 (B) CAPACITY.—The Secretary shall con-
18 sult with the qualified electric utility that is
19 issued the right-of-way under paragraph (1)
20 and the public utilities regulator of the State to
21 seek to maximize the capacity of the high-volt-
22 age transmission facilities.

23 (3) TERMS AND CONDITIONS.—The issuance of
24 a notice to proceed on the construction of the high-
25 voltage transmission facilities within the right-of-way

1 under paragraph (1) shall be subject to terms and
2 conditions that the Secretary (in consultation with
3 the qualified electric utility), as part of the compli-
4 ance of the Secretary with the National Environ-
5 mental Policy Act of 1969 (42 U.S.C. 4321 et seq.),
6 determines appropriate to protect and conserve the
7 resources for which the Monument is managed.

8 (4) EXPIRATION OF RIGHT-OF-WAY.—The
9 right-of-way issued under paragraph (1) shall expire
10 on the date that is 15 years after the date of enact-
11 ment of this Act if construction of the high-voltage
12 transmission facilities described in paragraph (1)
13 has not been initiated by that date, unless the Sec-
14 retary determines that it is in the public interest to
15 continue the right-of-way.

16 (f) WATER CONVEYANCE FACILITIES.—

17 (1) WATER CONVEYANCE FACILITIES COR-
18 RIDOR.—

19 (A) IN GENERAL.—On receipt of 1 or more
20 complete applications from a public water agen-
21 cy and except as provided in subparagraph (B),
22 the Secretary, in accordance with the National
23 Environmental Policy Act of 1969 (42 U.S.C.
24 4321 et seq.), shall issue to the public water
25 agency a 100-foot right-of-way for the construc-

1 tion, maintenance, repair, and replacement of a
2 buried water conveyance pipeline and associated
3 facilities within the “Water Conveyance Facili-
4 ties Corridor” and the “Renewable Energy
5 Transmission Corridor” depicted on the Map.

6 (B) LIMITATION.—A public water agency
7 right-of-way shall not be granted under sub-
8 paragraph (A) within the portion of the Renew-
9 able Energy Transmission Corridor that is lo-
10 cated along the Moccasin Drive alignment,
11 which is generally between T. 18 S. and T. 19
12 S., Mount Diablo Baseline and Meridian.

13 (2) BURIED WATER CONVEYANCE PIPELINE.—

14 On receipt of 1 or more complete applications from
15 a unit of local government or public water agency,
16 the Secretary, in accordance with the National Envi-
17 ronmental Policy Act of 1969 (42 U.S.C. 4321 et
18 seq.), shall issue to the unit of local government or
19 public water agency a 100-foot right-of-way for the
20 construction, operation, maintenance, repair, and re-
21 placement of a buried water conveyance pipeline to
22 access the existing buried water pipeline turnout fa-
23 cility and surge tank located in the NE¹/₄ sec. 16 of
24 T. 19 S. and R. 61 E.

25 (3) REQUIREMENTS.—

1 (A) BEST MANAGEMENT PRACTICES.—The
2 water conveyance facilities shall employ best
3 management practices identified as part of the
4 compliance of the Secretary with the National
5 Environmental Policy Act of 1969 (42 U.S.C.
6 4321 et seq.) to limit the impacts of the water
7 conveyance facilities on the Monument.

8 (B) CONSULTATIONS.—The water convey-
9 ance facilities within the “Renewable Energy
10 Transmission Corridor” shall be sited in con-
11 sultation with the qualified electric utility to
12 limit the impacts of the water conveyance facili-
13 ties on the high-voltage transmission facilities.

14 (4) TERMS AND CONDITIONS.—The issuance of
15 a notice to proceed on the construction of the water
16 conveyance facilities within the right-of-way under
17 paragraph (1) shall be subject to any terms and con-
18 ditions that the Secretary, in consultation with the
19 public water agency, as part of the compliance of the
20 Secretary with the National Environmental Policy
21 Act of 1969 (42 U.S.C. 4321 et seq.), determines
22 appropriate to protect and conserve the resources for
23 which the Monument is managed.

24 (g) TULE SPRINGS FOSSIL BEDS NATIONAL MONU-
25 MENT ADVISORY COUNCIL.—

1 (1) ESTABLISHMENT.—To provide guidance for
2 the management of the Monument, there is estab-
3 lished the Tule Springs Fossil Beds National Monu-
4 ment Advisory Council.

5 (2) MEMBERSHIP.—

6 (A) COMPOSITION.—The Council shall con-
7 sist of 13 members, to be appointed by the Sec-
8 retary, of whom—

9 (i) 1 member shall be a member of, or
10 be nominated by, the County Commission;

11 (ii) 1 member shall be a member of,
12 or be nominated by, the city council of Las
13 Vegas, Nevada;

14 (iii) 1 member shall be a member of,
15 or be nominated by, the city council of
16 North Las Vegas, Nevada;

17 (iv) 1 member shall be a member of,
18 or be nominated by, the tribal council of
19 the Las Vegas Paiute Tribe;

20 (v) 1 member shall be a representative
21 of the conservation community in southern
22 Nevada;

23 (vi) 1 member shall be a representa-
24 tive of, or be nominated by, the Director of
25 the Bureau of Land Management;

1 (vii) 1 member shall be a representa-
2 tive of, or be nominated by, the Director of
3 the United States Fish and Wildlife Serv-
4 ice;

5 (viii) 1 member shall be a representa-
6 tive of, or be nominated by, the Director of
7 the National Park Service;

8 (ix) 1 member shall be a representa-
9 tive of Nellis Air Force Base;

10 (x) 1 member shall be nominated by
11 the State;

12 (xi) 1 member shall reside in the
13 County and have a background that re-
14 flects the purposes for which the Monu-
15 ment was established; and

16 (xii) 2 members shall reside in the
17 County or adjacent counties, both of whom
18 shall have experience in the field of paleon-
19 tology, obtained through higher education,
20 experience, or both.

21 (B) INITIAL APPOINTMENT.—Not later
22 than 180 days after the date of enactment of
23 this Act, the Secretary shall appoint the initial
24 members of the Council in accordance with sub-
25 paragraph (A).

1 (3) DUTIES OF THE COUNCIL.—The Council
2 shall advise the Secretary with respect to—

3 (A) the preparation and implementation of
4 the management plan; and

5 (B) other issues related to the manage-
6 ment of the Monument (including budgetary
7 matters).

8 (4) COMPENSATION.—Members of the Council
9 shall receive no compensation for serving on the
10 Council.

11 (5) CHAIRPERSON.—

12 (A) IN GENERAL.—Subject to subpara-
13 graph (B), the Council shall elect a Chairperson
14 from among the members of the Council.

15 (B) LIMITATION.—The Chairperson shall
16 not be a member of a Federal or State agency.

17 (C) TERM.—The term of the Chairperson
18 shall be 3 years.

19 (6) TERM OF MEMBERS.—

20 (A) IN GENERAL.—The term of a member
21 of the Council shall be 3 years.

22 (B) SUCCESSORS.—Notwithstanding the
23 expiration of a 3-year term of a member of the
24 Council, a member may continue to serve on
25 the Council until—

1 (i) the member is reappointed by the
2 Secretary; or

3 (ii) a successor is appointed.

4 (7) VACANCIES.—

5 (A) IN GENERAL.—A vacancy on the
6 Council shall be filled in the same manner in
7 which the original appointment was made.

8 (B) APPOINTMENT FOR REMAINDER OF
9 TERM.—A member appointed to fill a vacancy
10 on the Council—

11 (i) shall serve for the remainder of the
12 term for which the predecessor was ap-
13 pointed; and

14 (ii) may be nominated for a subse-
15 quent term.

16 (8) TERMINATION.—Unless an extension is
17 jointly recommended by the Director of the National
18 Park Service and the Director of the Bureau of
19 Land Management, the Council shall terminate on
20 the date that is 6 years after the date of enactment
21 of this Act.

22 (h) AUTHORIZATION OF APPROPRIATIONS.—There
23 are authorized to be appropriated such sums as are nec-
24 essary to carry out this section.

1 **SEC. 3. ADDITION OF LAND TO RED ROCK CANYON NA-**
2 **TIONAL CONSERVATION AREA.**

3 (a) DEFINITIONS.—In this section:

4 (1) CONSERVATION AREA.—The term “Con-
5 servation Area” means the Red Rock Canyon Na-
6 tional Conservation Area established by the Red
7 Rock Canyon National Conservation Area Establish-
8 ment Act of 1990 (16 U.S.C. 460ccc et seq.).

9 (2) MAP.—The term “map” means the map en-
10 titled “North Las Vegas Valley Overview” and dated
11 April 30, 2013.

12 (3) SECRETARY.—The term “Secretary” means
13 the Secretary of the Interior, acting through the Bu-
14 reau of Land Management.

15 (b) ADDITION OF LAND TO CONSERVATION AREA.—

16 (1) IN GENERAL.—The Conservation Area is
17 expanded to include the land depicted on the map as
18 “Additions to Red Rock NCA”.

19 (2) MANAGEMENT PLAN.—Not later than 2
20 years after the date on which the land is acquired,
21 the Secretary shall update the management plan for
22 the Conservation Area to reflect the management re-
23 quirements of the acquired land.

24 (3) MAP AND LEGAL DESCRIPTION.—

25 (A) IN GENERAL.—As soon as practicable
26 after the date of enactment of this Act, the Sec-

1 retary shall finalize the legal description of the
2 parcel to be conveyed under this section.

3 (B) MINOR ERRORS.—The Secretary may
4 correct any minor error in—

5 (i) the map; or

6 (ii) the legal description.

7 (C) AVAILABILITY.—The map and legal
8 description shall be on file and available for
9 public inspection in the appropriate offices of
10 the Bureau of Land Management.

11 **SEC. 4. CONVEYANCE OF BUREAU OF LAND MANAGEMENT**

12 **LAND TO NORTH LAS VEGAS.**

13 (a) DEFINITIONS.—In this section:

14 (1) MAP.—The term “map” means the map en-
15 titled “North Las Vegas Valley Overview” and dated
16 April 30, 2013.

17 (2) NORTH LAS VEGAS.—The term “North Las
18 Vegas” means the city of North Las Vegas, Nevada.

19 (3) SECRETARY.—The term “Secretary” means
20 the Secretary of the Interior, acting through the Bu-
21 reau of Land Management.

22 (b) CONVEYANCE.—As soon as practicable after the
23 date of enactment of this Act and subject to valid existing
24 rights, the Secretary shall convey to North Las Vegas,
25 without consideration, all right, title, and interest of the

1 United States in and to the land described in subsection
2 (c).

3 (c) DESCRIPTION OF LAND.—The land referred to in
4 subsection (b) consists of the land managed by the Bureau
5 of Land Management described on the map as the “North
6 Las Vegas Job Creation Zone” (including the interests in
7 the land).

8 (d) MAP AND LEGAL DESCRIPTION.—

9 (1) IN GENERAL.—As soon as practicable after
10 the date of enactment of this Act, the Secretary
11 shall finalize the legal description of the parcel to be
12 conveyed under this section.

13 (2) MINOR ERRORS.—The Secretary may cor-
14 rect any minor error in—

15 (A) the map; or

16 (B) the legal description.

17 (3) AVAILABILITY.—The map and legal descrip-
18 tion shall be on file and available for public inspec-
19 tion in the appropriate offices of the Bureau of
20 Land Management.

21 (e) USE OF LAND FOR NONRESIDENTIAL DEVELOP-
22 MENT.—

23 (1) IN GENERAL.—North Las Vegas may sell,
24 lease, or otherwise convey any portion of the land

1 described in subsection (c) for nonresidential devel-
2 opment.

3 (2) METHOD OF SALE.—The sale, lease, or con-
4 veyance of land under paragraph (1) shall be carried
5 out—

6 (A) through a competitive bidding process;

7 and

8 (B) for not less than fair market value.

9 (3) FAIR MARKET VALUE.—The Secretary shall
10 determine the fair market value of the land under
11 paragraph (2)(B) based on an appraisal that is per-
12 formed in accordance with—

13 (A) the Uniform Appraisal Standards for
14 Federal Land Acquisitions;

15 (B) the Uniform Standards of Professional
16 Appraisal Practices; and

17 (C) any other applicable law (including
18 regulations).

19 (4) DISPOSITION OF PROCEEDS.—The gross
20 proceeds from the sale, lease, or conveyance of land
21 under paragraph (1) shall be distributed in accord-
22 ance with section 4(e) of the Southern Nevada Pub-
23 lic Land Management Act of 1998 (Public Law
24 105–263; 112 Stat. 2345; 116 Stat. 2007; 117 Stat.
25 1317; 118 Stat. 2414; 120 Stat. 3045).

1 (f) USE OF LAND FOR RECREATION OR OTHER PUB-
2 LIC PURPOSES.—

3 (1) IN GENERAL.—North Las Vegas may retain
4 a portion of the land described in subsection (c) for
5 public recreation or other public purposes consistent
6 with the Act of June 14, 1926 (commonly known as
7 the “Recreation and Public Purposes Act”) (43
8 U.S.C. 869 et seq.) by providing written notice of
9 the election to the Secretary.

10 (2) REVOCATION.—If North Las Vegas retains
11 land for public recreation or other public purposes
12 under paragraph (1), North Las Vegas may—

13 (A) revoke that election; and

14 (B) sell, lease, or convey the land in ac-
15 cordance with subsection (e).

16 (g) ADMINISTRATIVE COSTS.—North Las Vegas shall
17 pay all appraisal costs, survey costs, and other administra-
18 tive costs necessary for the preparation and completion of
19 any patents for, and transfers of title to, the land de-
20 scribed in subsection (c).

21 (h) REVERSION.—

22 (1) IN GENERAL.—If any parcel of land de-
23 scribed in subsection (c) is not conveyed for nonresi-
24 dential development under this section or reserved
25 for recreation or other public purposes under sub-

1 paragraph (f) by the date that is 30 years after the
 2 date of enactment of this Act, the parcel of land
 3 shall, at the discretion of the Secretary, revert to the
 4 United States.

5 (2) INCONSISTENT USE.—If North Las Vegas
 6 uses any parcel of land described in subsection (c)
 7 in a manner that is inconsistent with this section—

8 (A) at the discretion of the Secretary, the
 9 parcel shall revert to the United States; or

10 (B) if the Secretary does not make an elec-
 11 tion under subparagraph (A), North Las Vegas
 12 shall sell the parcel of land in accordance with
 13 this section.

14 **SEC. 5. CONVEYANCE OF BUREAU OF LAND MANAGEMENT**
 15 **LAND TO LAS VEGAS.**

16 (a) DEFINITIONS.—In this section:

17 (1) LAS VEGAS.—The term “Las Vegas” means
 18 the city of Las Vegas, Nevada.

19 (2) MAP.—The term “map” means the map en-
 20 titled “North Las Vegas Valley Overview” and dated
 21 April 30, 2013.

22 (3) SECRETARY.—The term “Secretary” means
 23 the Secretary of the Interior, acting through the Bu-
 24 reau of Land Management.

1 (b) IN GENERAL.—As soon as practicable after the
2 date of enactment of this Act, subject to valid existing
3 rights, and notwithstanding the land use planning require-
4 ments of sections 202 and 203 of the Federal Land Policy
5 and Management Act of 1976 (43 U.S.C. 1712, 1713),
6 the Secretary shall convey to Las Vegas, without consider-
7 ation, all right, title, and interest of the United States in
8 and to the land described in subsection (c).

9 (c) DESCRIPTION OF LAND.—The land referred to in
10 subsection (b) consists of land managed by the Bureau
11 of Land Management described on the map as “Las Vegas
12 Job Creation Zone” (including interests in the land).

13 (d) MAP AND LEGAL DESCRIPTION.—

14 (1) IN GENERAL.—As soon as practicable after
15 the date of enactment of this Act, the Secretary
16 shall finalize the legal description of the parcel to be
17 conveyed under this section.

18 (2) MINOR ERRORS.—The Secretary may cor-
19 rect any minor error in—

20 (A) the map; or

21 (B) the legal description.

22 (3) AVAILABILITY.—The map and legal descrip-
23 tion shall be on file and available for public inspec-
24 tion in the appropriate offices of the Bureau of
25 Land Management.

1 (e) USE OF LAND.—

2 (1) IN GENERAL.—Las Vegas may sell, lease, or
3 otherwise convey any portion of the land described
4 in subsection (c) for nonresidential development.

5 (2) METHOD OF SALE.—The sale, lease, or con-
6 veyance of land under paragraph (1) shall be carried
7 out, after consultation with the Las Vegas Paiute
8 Tribe—

9 (A) through a competitive bidding process;
10 and

11 (B) for not less than fair market value.

12 (3) FAIR MARKET VALUE.—The Secretary shall
13 determine the fair market value of the land under
14 paragraph (2)(B) based on an appraisal that is per-
15 formed in accordance with—

16 (A) the Uniform Appraisal Standards for
17 Federal Land Acquisitions;

18 (B) the Uniform Standards of Professional
19 Appraisal Practices; and

20 (C) any other applicable law (including
21 regulations).

22 (4) DISPOSITION OF PROCEEDS.—The gross
23 proceeds from the sale, lease, or conveyance of land
24 under paragraph (1) shall be distributed in accord-
25 ance with section 4(e) of the Southern Nevada Pub-

1 lic Land Management Act of 1998 (Public Law
2 105–263; 112 Stat. 2345; 116 Stat. 2007; 117 Stat.
3 1317; 118 Stat. 2414; 120 Stat. 3045).

4 (f) USE OF LAND FOR RECREATION OR OTHER PUB-
5 LIC PURPOSES.—

6 (1) IN GENERAL.—Las Vegas may retain a por-
7 tion of the land described in subsection (c) for public
8 recreation or other public purposes consistent with
9 the Act of June 14, 1926 (commonly known as the
10 “Recreation and Public Purposes Act”) (43 U.S.C.
11 869 et seq.) by providing written notice of the elec-
12 tion to the Secretary.

13 (2) REVOCATION.—If Las Vegas retains land
14 for public recreation or other public purposes under
15 paragraph (1), Las Vegas may—

16 (A) revoke that election; and

17 (B) sell, lease, or convey the land in ac-
18 cordance with subsection (e).

19 (g) ADMINISTRATIVE COSTS.—Las Vegas shall pay
20 all appraisal costs, survey costs, and other administrative
21 costs necessary for the preparation and completion of any
22 patents for, and transfers of title to, the land described
23 in subsection (c).

24 (h) REVERSION.—

1 (1) IN GENERAL.—If any parcel of land de-
2 scribed in subsection (c) is not conveyed for nonresi-
3 dential development under this section or reserved
4 for recreation or other public purposes under sub-
5 section (f) by the date that is 30 years after the date
6 of enactment of this Act, the parcel of land shall, at
7 the discretion of the Secretary, revert to the United
8 States.

9 (2) INCONSISTENT USE.—If Las Vegas uses
10 any parcel of land described in subsection (c) in a
11 manner that is inconsistent with this section—

12 (A) at the discretion of the Secretary, the
13 parcel shall revert to the United States; or

14 (B) if the Secretary does not make an elec-
15 tion under subparagraph (A), Las Vegas shall
16 sell the parcel of land in accordance with this
17 section.

18 **SEC. 6. EXPANSION OF CONVEYANCE TO LAS VEGAS MET-**
19 **ROPOLITAN POLICE DEPARTMENT.**

20 Section 703 of the Clark County Conservation of
21 Public Land and Natural Resources Act of 2002 (Public
22 Law 107–282; 116 Stat. 2013) is amended by inserting
23 before the period at the end the following: “and the parcel
24 of land identified as ‘Conveyance to Las Vegas for Police

1 Shooting Range Access’ on the map entitled ‘North Las
2 Vegas Valley Overview’, and dated April 30, 2013”.

3 **SEC. 7. SPRING MOUNTAINS NATIONAL RECREATION AREA**

4 **WITHDRAWAL.**

5 Section 8 of the Spring Mountains National Recre-
6 ation Area Act (16 U.S.C. 460hhh-6) is amended—

7 (1) in subsection (a), by striking “for lands de-
8 scribed” and inserting “as provided”; and

9 (2) by striking subsection (b) and inserting the
10 following:

11 “(b) EXCEPTIONS.—

12 “(1) IN GENERAL.—Notwithstanding subsection
13 (a), W¹/₂E¹/₂ and W¹/₂ sec. 27, T. 23 S., R. 58 E.,
14 Mt. Diablo Meridian is not subject to withdrawal
15 under that subsection.

16 “(2) EFFECT OF ENTRY UNDER PUBLIC LAND
17 LAWS.—Notwithstanding paragraph (1) of sub-
18 section (a), the following are not subject to with-
19 drawal under that paragraph:

20 “(A) Any Federal land in the Recreation
21 Area that qualifies for conveyance under Public
22 Law 97-465 (commonly known as the ‘Small
23 Tracts Act’) (16 U.S.C. 521c et seq.), which,
24 notwithstanding section 7 of that Act (16
25 U.S.C. 521i), may be conveyed under that Act.

1 “(B) Any Federal land in the Recreation
2 Area that the Secretary determines to be appro-
3 priate for conveyance by exchange for non-Fed-
4 eral land within the Recreation Area under au-
5 thorities generally providing for the exchange of
6 National Forest System land.”.

7 **SEC. 8. SOUTHERN NEVADA PUBLIC LAND MANAGEMENT**
8 **ACT OF 1998 AMENDMENTS.**

9 Section 4 of the Southern Nevada Public Land Man-
10 agement Act of 1998 (Public Law 105–263; 112 Stat.
11 2344; 116 Stat. 2007) is amended—

12 (1) in the first sentence of subsection (a), by
13 striking “dated October 1, 2002” and inserting
14 “dated April 30, 2013”; and

15 (2) in subsection (g), by adding at the end the
16 following:

17 “(5) Notwithstanding paragraph (4), subject to
18 paragraphs (1) through (3), Clark County may con-
19 vey to a unit of local government or regional govern-
20 mental entity, without consideration, land located
21 within the Airport Environs Overlay District (as of
22 the date of enactment of this paragraph) if the land
23 is used for a water or wastewater treatment facility
24 or any other public purpose consistent with uses al-
25 lowed under the Act of June 14, 1926 (commonly

1 known as the ‘Recreation and Public Purposes Act’)
 2 (43 U.S.C. 869 et seq.), provided that if the con-
 3 veyed land is used for a purpose other than a public
 4 purpose, paragraph (4) would apply to the convey-
 5 ance.”.

6 **SEC. 9. CONVEYANCE OF LAND TO THE NEVADA SYSTEM OF**
 7 **HIGHER EDUCATION.**

8 (a) DEFINITIONS.—In this section:

9 (1) BOARD OF REGENTS.—The term “Board of
 10 Regents” means the Board of Regents of the Ne-
 11 vada System of Higher Education.

12 (2) CAMPUSES.—The term “Campuses” means
 13 the Great Basin College, College of Southern Ne-
 14 vada, and University of Las Vegas, Nevada, cam-
 15 puses.

16 (3) FEDERAL LAND.—The term “Federal land”
 17 means each of the 3 parcels of Bureau of Land
 18 Management land identified on the maps as “Parcel
 19 to be Conveyed”, of which—

20 (A) approximately 40 acres is to be con-
 21 veyed for the College of Southern Nevada;

22 (B) approximately 2,085 acres is to be
 23 conveyed for the University of Nevada, Las
 24 Vegas; and

1 (C) approximately 285 acres is to be con-
2 veyed for the Great Basin College.

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

5 (5) STATE.—The term “State” means the State
6 of Nevada.

7 (6) SYSTEM.—The term “System” means the
8 Nevada System of Higher Education.

9 (b) CONVEYANCES OF FEDERAL LAND TO THE SYS-
10 TEM.—

11 (1) CONVEYANCES.—Notwithstanding section
12 202 of the Federal Land Policy and Management
13 Act of 1976 (43 U.S.C. 1712) and section 1(c) of
14 the Act of June 14, 1926 (commonly known as the
15 “Recreation and Public Purposes Act”) (43 U.S.C.
16 869(c)) and subject to all valid existing rights, the
17 Secretary shall—

18 (A) not later than 180 days after the date
19 of enactment of this Act, convey to the System,
20 without consideration, all right, title, and inter-
21 est of the United States in and to—

22 (i) the Federal land identified on the
23 map entitled “Great Basin College Land
24 Conveyance” and dated June 26, 2012, for
25 the Great Basin College; and

1 (ii) the Federal land identified on the
2 map entitled “College of Southern Nevada
3 Land Conveyance” and dated June 26,
4 2012, for the College of Southern Nevada,
5 subject to the requirement that, as a pre-
6 condition of the conveyance, the Board of
7 Regents shall, by mutual assent, enter into
8 a binding development agreement with the
9 City of Las Vegas that—

10 (I) provides for the orderly devel-
11 opment of the Federal land to be con-
12 veyed under this subclause; and

13 (II) complies with State law; and

14 (B) convey to the System, without consid-
15 eration, all right, title, and interest of the
16 United States in and to the Federal land identi-
17 fied on the map entitled “North Las Vegas Val-
18 ley Overview” and dated April 30, 2013, for the
19 University of Nevada, Las Vegas, if the area
20 identified as “Potential Utility Schedule” on
21 the map is reserved for use for a potential 400-
22 foot utility corridor of certain rights-of-way for
23 transportation and public utilities.

24 (2) CONDITIONS.—

1 (A) IN GENERAL.—As a condition of the
2 conveyance under paragraph (1), the Board of
3 Regents shall agree in writing—

4 (i) to pay any administrative costs as-
5 sociated with the conveyance, including the
6 costs of any environmental, wildlife, cul-
7 tural, or historical resources studies;

8 (ii) to use the Federal land conveyed
9 for educational and recreational purposes;

10 (iii) to release and indemnify the
11 United States from any claims or liabilities
12 that may arise from uses carried out on
13 the Federal land on or before the date of
14 enactment of this Act by the United States
15 or any person; and

16 (iv) to assist the Bureau of Land
17 Management in providing information to
18 the students of the System and the citizens
19 of the State on—

20 (I) public land (including the
21 management of public land) in the
22 Nation; and

23 (II) the role of the Bureau of
24 Land Management in managing, pre-

1 serving, and protecting the public land
2 in the State.

3 (B) AGREEMENT WITH NELLIS AIR FORCE
4 BASE.—

5 (i) IN GENERAL.—The Federal land
6 conveyed to the System under paragraph
7 (1)(B) shall be used in accordance with the
8 agreement entitled the “Cooperative
9 Interlocal Agreement between the Board of
10 Regents of the Nevada System of Higher
11 Education, on Behalf of the University of
12 Nevada, Las Vegas, and the 99th Air Base
13 Wing, Nellis Air Force Base, Nevada” and
14 dated June 19, 2009.

15 (ii) MODIFICATIONS.—Any modifica-
16 tions to the agreement described in clause
17 (i) or any related master plan shall require
18 the mutual assent of the parties to the
19 agreement.

20 (iii) LIMITATION.—In no case shall
21 the use of the Federal land conveyed under
22 paragraph (1)(B) compromise the national
23 security mission or aviation rights of
24 Nellis Air Force Base.

1 (3) USE OF FEDERAL LAND.—The System may
2 use the Federal land conveyed under paragraph (1)
3 for any public purposes consistent with uses allowed
4 under the Act of June 14, 1926 (commonly known
5 as the “Recreation and Public Purposes Act”) (43
6 U.S.C. 869 et seq.).

7 (4) REVERSION.—

8 (A) IN GENERAL.—If the Federal land or
9 any portion of the Federal land conveyed under
10 paragraph (1) ceases to be used for the System,
11 the Federal land, or any portion of the Federal
12 land shall, at the discretion of the Secretary, re-
13 vert to the United States.

14 (B) UNIVERSITY OF NEVADA, LAS
15 VEGAS.—If the System fails to complete the
16 first building or show progression toward devel-
17 opment of the University of Nevada, Las Vegas
18 campus on the applicable parcels of Federal
19 land by the date that is 50 years after the date
20 of receipt of certification of acceptable remedi-
21 ation of environmental conditions, the parcels of
22 the Federal land described in subsection
23 (a)(3)(B) shall, at the discretion of the Sec-
24 retary, revert to the United States.

1 (1) IN GENERAL.—As soon as practicable after
2 the date described in paragraph (2), subject to valid
3 existing rights and paragraph (3), and notwith-
4 standing the land use planning requirements of sec-
5 tions 202 and 203 of the Federal Land Policy and
6 Management Act of 1976 (43 U.S.C. 1712, 1713),
7 the Secretary shall convey to the County, without
8 consideration, all right, title, and interest of the
9 United States in and to the land described in sub-
10 section (c).

11 (2) DATE ON WHICH CONVEYANCE MAY BE
12 MADE.—The Secretary shall not make the convey-
13 ance described in paragraph (1) until the later of
14 the date on which the Administrator of the Federal
15 Aviation Administration has—

16 (A) approved an airport layout plan for an
17 airport to be located in the Ivanpah Valley; and

18 (B) with respect to the construction and
19 operation of an airport on the site conveyed to
20 the County pursuant to section 2(a) of the
21 Ivanpah Valley Airport Public Lands Transfer
22 Act (Public Law 106–362; 114 Stat. 1404),
23 issued a record of decision after the preparation
24 of an environmental impact statement or simi-
25 lar analysis required under the National Envi-

1 ronmental Policy Act of 1969 (42 U.S.C. 4321
2 et seq.).

3 (3) RESERVATION OF MINERAL RIGHTS.—In
4 conveying the public land under paragraph (1), the
5 Secretary shall reserve the mineral estate, except for
6 purposes related to flood mitigation (including re-
7 moval from aggregate flood events).

8 (4) WITHDRAWAL.—Subject to valid existing
9 rights, the public land to be conveyed under para-
10 graph (1) is withdrawn from—

11 (A) location, entry, and patent under the
12 mining laws; and

13 (B) operation of the mineral leasing and
14 geothermal leasing laws.

15 (5) USE.—The public land conveyed under
16 paragraph (1) shall be used for the development of
17 flood mitigation infrastructure for the Southern Ne-
18 vada Supplemental Airport.

19 (6) REVERSION AND REENTRY.—

20 (A) IN GENERAL.—If the land conveyed to
21 the County under the Ivanpah Valley Airport
22 Public Lands Transfer Act (Public Law 106–
23 362; 114 Stat. 1404) reverts to the United
24 States, the land conveyed to the County under

1 this section shall revert, at the option of the
2 Secretary, to the United States.

3 (B) USE OF LAND.—If the Secretary de-
4 termines that the County is not using the land
5 conveyed under this section for a purpose de-
6 scribed in paragraph (4), all right, title, and in-
7 terest of the County in and to the land shall re-
8 vert, at the option of the Secretary, to the
9 United States.

10 (c) DESCRIPTION OF LAND.—The land referred to in
11 subsection (b) consists of the approximately 2,320 acres
12 of land managed by the Bureau of Land Management and
13 described on the map as the “Conveyance Area”.

14 (d) MAP AND LEGAL DESCRIPTION.—

15 (1) IN GENERAL.—As soon as practicable after
16 the date of enactment of this Act, the Secretary
17 shall prepare an official legal description and map of
18 the parcel to be conveyed under this section.

19 (2) MINOR ERRORS.—The Secretary may cor-
20 rect any minor error in—

21 (A) the map; or

22 (B) the legal description.

23 (3) AVAILABILITY.—The map and legal descrip-
24 tion shall be on file and available for public inspec-

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) COUNTY.—The term “County” means Clark
7 County, Nevada.

8 (3) ECONOMIC SUPPORT AREA.—The term
9 “Economic Support Area” means the land identified
10 on the map as the “Economic Support Area”.

11 (4) FEDERAL LAND.—The term “Federal land”
12 means the approximately 1,211 acres of Federal
13 land in the County, as depicted on the map.

14 (5) MAP.—The term “map” means the map en-
15 titled “Nellis Dunes Off-Highway Vehicle Recreation
16 Area” and dated April 30, 2013.

17 (6) NELLIS DUNES RECREATION AREA.—The
18 term “Nellis Dunes Recreation Area” means the
19 Nellis Dunes Off-Highway Vehicle Recreation Area
20 identified on the map as “Nellis Dunes OHV Recre-
21 ation Area”.

22 (7) NET PROCEEDS.—The term “net proceeds”
23 means the amount that is equal to the difference be-
24 tween—

1 (A) the amount of gross revenues received
2 by the County from any activities at the Eco-
3 nomic Support Area; and

4 (B) the total amount expended by the
5 County (or a designee of the County) for capital
6 improvements to each of the Economic Support
7 Area and the Nellis Dunes Recreation Area,
8 provided that the capital improvements shall
9 not exceed 80 percent of the total gross pro-
10 ceeds.

11 (8) SECRETARY.—The term “Secretary” means
12 the Secretary of the Interior.

13 (9) STATE.—The term “State” means the State
14 of Nevada.

15 (b) CONVEYANCE OF FEDERAL LAND TO CLARK
16 COUNTY, NEVADA.—

17 (1) IN GENERAL.—As soon as practicable after
18 the date of enactment of this Act, the Secretary
19 shall convey to the County, subject to valid existing
20 rights and paragraph (2), without consideration, all
21 right, title, and interest of the United States in and
22 to the parcels of Federal land.

23 (2) RESERVATION OF MINERAL ESTATE.—In
24 conveying the parcels of Federal land under para-
25 graph (1), the Secretary shall reserve the mineral es-

1 tate, except for purposes related to flood mitigation
2 (including removal from aggregate flood events).

3 (3) USE OF FEDERAL LAND.—

4 (A) IN GENERAL.—The parcels of Federal
5 land conveyed under paragraph (1)—

6 (i) shall be used by the County—

7 (I) to provide a suitable location
8 for the establishment of a centralized
9 off-road vehicle recreation park in the
10 County;

11 (II) to provide the public with
12 opportunities for off-road vehicle
13 recreation, including a location for
14 races, competitive events, training and
15 other commercial services that directly
16 support a centralized off-road vehicle
17 recreation area and County park; and

18 (III) to provide a designated area
19 and facilities that would discourage
20 unauthorized use of off-highway vehi-
21 cles in areas that have been identified
22 by the Federal Government, State
23 government, or County government as
24 containing environmentally sensitive
25 land; and

1 (ii) shall not be disposed of by the
2 County.

3 (B) REVERSION.—If the County ceases to
4 use any parcel of the Federal land for the pur-
5 poses described in subparagraph (A)(i) or sub-
6 paragraph (D)—

7 (i) title to the parcel shall revert to
8 the United States, at the option of the
9 United States; and

10 (ii) the County shall be responsible for
11 any reclamation necessary to revert the
12 parcel to the United States.

13 (C) RENEWABLE AND SOLAR ENERGY.—

14 (i) IN GENERAL.—Subject to clauses
15 (ii) and (iii), the parcels of Federal land
16 conveyed to the County under paragraph
17 (1) and the land conveyed to the County
18 under section 1(c) of Public Law 107–350
19 (116 Stat. 2975), may be used for the inci-
20 dental purpose of generating renewable en-
21 ergy and solar energy for use by the Clark
22 County Off Highway Vehicle Recreation
23 Park, the shooting park authorized under
24 that Act, and the County.

1 (ii) LIMITATION.—Any project author-
2 ized under clause (i) shall not interfere
3 with the national security mission of Nellis
4 Air Force Base or any other military oper-
5 ation.

6 (iii) REQUIRED CONSULTATION.—Be-
7 fore the construction of any proposed
8 project under clause (i), the project pro-
9 ponent shall consult with the Secretary of
10 Defense or a designee of the Secretary of
11 Defense.

12 (D) FUTURE CONVEYANCES.—Any future
13 conveyance of Federal land for addition to the
14 Clark County Off Highway Vehicle Park or the
15 Nellis Dunes Recreation Area shall be subject
16 to—

17 (i) the binding interlocal agreement
18 under paragraph (4)(B); and

19 (ii) the aviation easement require-
20 ments under paragraph (7).

21 (E) MANAGEMENT PLAN.—The Secretary
22 of the Air Force and the County, may develop
23 a special management plan for the Federal
24 land—

1 (i) to enhance public safety and safe
2 off-highway vehicle recreation use in the
3 Nellis Dunes Recreation Area;

4 (ii) to ensure compatible development
5 with the mission requirements of the Nellis
6 Air Force Base; and

7 (iii) to avoid and mitigate known pub-
8 lic health risks associated with off-highway
9 vehicle use in the Nellis Dunes Recreation
10 Area.

11 (4) ECONOMIC SUPPORT AREA.—

12 (A) DESIGNATION.—There is designated
13 the Economic Support Area.

14 (B) INTERLOCAL AGREEMENT.—

15 (i) IN GENERAL.—Before the Eco-
16 nomic Support Area may be developed, the
17 City and County shall enter into an
18 interlocal agreement regarding the develop-
19 ment of the Economic Support Area.

20 (ii) LIMITATION OF AGREEMENT.—In
21 no case shall the interlocal agreement
22 under this subparagraph compromise or
23 interfere with the aviation rights provided
24 under paragraph (7) and subsection (c)(3).

1 (C) USE OF PROCEEDS.—Of the net pro-
 2 ceeds from the development of the Economic
 3 Support Area, the County shall—

4 (i) annually deposit 50 percent in a
 5 special account in the Treasury, to be used
 6 by the Secretary for the development,
 7 maintenance, operations, and environ-
 8 mental restoration and mitigation of the
 9 Nellis Dunes Recreation Area; and

10 (ii) retain 50 percent, to be used by
 11 the County—

12 (I) to pay for capital improve-
 13 ments that are not covered by sub-
 14 section (a)(7)(B); and

15 (II) to maintain and operate the
 16 park established under paragraph
 17 (3)(A)(i)(I).

18 (5) AGREEMENT WITH NELLIS AIR FORCE
 19 BASE.—

20 (A) IN GENERAL.—Before the Federal
 21 land may be conveyed to the County under
 22 paragraph (1), the Clark County Board of
 23 Commissioners and Nellis Air Force Base shall
 24 enter into an interlocal agreement for the Fed-

1 eral land and the Nellis Dunes Recreation
2 Area—

3 (i) to enhance safe off-highway recre-
4 ation use; and

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

9 (B) LIMITATION.—The use of the Federal
10 land conveyed under paragraph (1) shall not
11 compromise the national security mission or
12 aviation rights of Nellis Air Force Base.

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

19 (7) AVIATION EASEMENT.—

20 (A) IN GENERAL.—Each deed entered into
21 for the conveyance of the Federal land shall
22 contain a perpetual aviation easement reserving
23 to the United States all rights necessary to pre-
24 serve free and unobstructed overflight in and
25 through the airspace above, over, and across the

1 surface of the Federal land conveyed under sub-
2 section (b)(1) for the passage of aircraft owned
3 or operated by any Federal agency or other
4 Federal entity.

5 (B) REQUIREMENTS.—Each easement de-
6 scribed in subparagraph (A) shall include such
7 terms and conditions as the Secretary of the
8 Air Force determines to be necessary to comply
9 with subparagraph (A).

10 (c) DESIGNATION OF THE NELLIS DUNES NATIONAL
11 OFF-HIGHWAY VEHICLE RECREATION AREA.—

12 (1) IN GENERAL.—The approximately 10,000
13 acres of land identified as “Nellis Dunes” in the Bu-
14 reau of Land Management Resource Management
15 Plan shall be known and designated as the “Nellis
16 Dunes Off-Highway Vehicle Recreation Area”.

17 (2) MANAGEMENT PLAN.—The Director of the
18 Bureau of Land Management may develop a special
19 management plan for the Nellis Dunes Recreation
20 Area to enhance the safe use of off-highway vehicles
21 for recreational purposes.

22 (3) AVIATION RIGHTS.—The aviation rights de-
23 scribed in subsection (b)(7) shall apply to the Nellis
24 Dunes Recreation Area.

1 (d) WITHDRAWAL AND RESERVATION OF LAND FOR
2 NELLIS AIR FORCE BASE.—

3 (1) WITHDRAWAL.—Subject to valid existing
4 rights and except as otherwise provided in this sub-
5 section—

6 (A) the Federal land and interests in the
7 Federal land identified on the map as “Land to
8 be withdrawn for Nellis Air Force Base” are
9 withdrawn from all forms of appropriation
10 under the general land laws, including the min-
11 ing, mineral leasing, and geothermal leasing
12 laws; and

13 (B) jurisdiction over the land and interest
14 in land withdrawn and reserved by this sub-
15 section is transferred to the Secretary of the
16 Air Force.

17 (2) RESERVATION.—The land withdrawn under
18 paragraph (1) is reserved for use by the Secretary
19 of the Air Force for—

20 (A) the enlargement and protection of
21 Nellis Air Force Base; or

22 (B) other defense-related purposes con-
23 sistent with the purposes of this subsection.

24 (3) CHANGES IN USE.—The Secretary of the
25 Air Force shall consult with the Secretary before

1 using the land withdrawn and reserved by this sub-
 2 section for any purpose other than the purposes de-
 3 scribed in subsection (b)(3)(A)(i).

4 (4) EASEMENT.—The United States reserves—

5 (A) a right of flight for the passage of air-
 6 craft in the airspace above the surface of the
 7 Federal land conveyed to the County; and

8 (B) the right to cause in the airspace any
 9 noise, vibration, smoke, or other effects that
 10 may be inherent in the operation of aircraft
 11 landing at, or taking off from, Nellis Air Force
 12 Base.

13 **SEC. 13. CONVEYANCE OF LAND FOR NELLIS AIR FORCE**
 14 **BASE.**

15 (a) IN GENERAL.—Administrative jurisdiction over
 16 the parcel of Federal land described in subsection (b) is
 17 transferred from the Bureau of Land Management to the
 18 Air Force for inclusion in Nellis Air Force Base.

19 (b) DESCRIPTION OF LAND.—The parcel of Federal
 20 land referred to in subsection (a) is the approximately 410
 21 acres of land administered by the Bureau of Land Man-
 22 agement and identified as “Addition to Nellis Air Force
 23 Base” on the map entitled “North Las Vegas Valley Over-
 24 view” and dated April 30, 2013.

1 **SEC. 14. MILITARY OVERFLIGHTS.**

2 (a) FINDINGS.—Congress finds that—

3 (1) military aircraft testing and training activi-
4 ties in the State of Nevada—

5 (A) are an important part of the national
6 defense system of the United States; and

7 (B) are essential in order to secure an en-
8 during and viable national defense system for
9 the current and future generations of people of
10 the United States;

11 (2) the units of the National Park System and
12 the additions to the Conservation Area established
13 under this Act are located within a region critical to
14 providing training, research, and development for
15 the Armed Forces of the United States and allies of
16 the Armed Forces;

17 (3) there is a lack of alternative sites available
18 for the military training, testing, and research activi-
19 ties being conducted in the State of Nevada;

20 (4) continued use of the airspace in the State
21 of Nevada is essential for military purposes; and

22 (5) continuation of the military activities in the
23 State of Nevada, under appropriate terms and condi-
24 tions, is not incompatible with the protection and
25 proper management of the natural, environmental,

1 cultural, and other resources and values of Federal
2 land in the State of Nevada.

3 (b) OVERFLIGHTS.—Nothing in this Act or any other
4 land management law applicable to a new unit of the Na-
5 tional Park System or an addition to the Conservation
6 Area designated by this Act shall restrict or preclude over-
7 flights, including—

8 (1) low-level overflights of military aircraft over
9 the Federal land; and

10 (2) military overflights that can be seen or
11 heard within the unit or Conservation Area.

12 (c) SPECIAL AIRSPACE.—Nothing in this Act or any
13 other land management law applicable to a new unit of
14 the National Park or an addition to the Conservation Area
15 designated by this Act shall restrict or preclude the des-
16 ignation of new units of special airspace or the use or es-
17 tablishment of military flight training routes over the unit
18 or Conservation Area.

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