

(A) at a suitable location at the former Navy Dive School at the Washington Navy Yard in the District of Columbia; or

(B) at another suitable location under the jurisdiction of the Secretary.

(2) **CONDITION.**—The memorial authorized by subsection (a) may not be established at any location under the jurisdiction of the Secretary until the Secretary determines that an assured source of non-Federal funding has been established for the design, procurement, installation, and maintenance of the memorial.

(d) **DESIGN OF MEMORIAL.**—The final design of the memorial authorized by subsection (a) shall be subject to the approval of the Secretary.

## **TITLE XXIX—WITHDRAWAL, RESERVATION, AND TRANSFER OF PUBLIC LANDS TO SUPPORT MILITARY READINESS AND SECURITY**

Military Lands  
Withdrawals Act  
of 2013.

Sec. 2901. Short title.  
Sec. 2902. Definitions.

### Subtitle A—General Provisions

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Sec. 2912. Maps and legal descriptions.  
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Sec. 2962. Management and use of transferred land.  
Sec. 2963. Effect of termination of military use.

- Sec. 2964. Temporary extension of existing withdrawal period.  
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Subtitle F—Naval Air Weapons Station China Lake, California

- Sec. 2971. Withdrawal and reservation of public land.  
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 Sec. 2973. Assignment of management responsibility to Secretary of the Navy.  
 Sec. 2974. Geothermal resources.  
 Sec. 2975. Wild horses and burros.  
 Sec. 2976. Continuation of existing agreement.  
 Sec. 2977. Management plans.  
 Sec. 2978. Termination of prior withdrawals.  
 Sec. 2979. Duration of withdrawal and reservation.

**SEC. 2901. SHORT TITLE.**

This title may be cited as the “Military Land Withdrawals Act of 2013”.

**SEC. 2902. DEFINITIONS.**

In this title:

(1) **INDIAN TRIBE.**—The term “Indian tribe” has the meaning given the term in section 102 of the Federally Recognized Indian Tribe List Act of 1994 (25 U.S.C. 479a).

(2) **MANAGE; MANAGEMENT.**—

(A) **INCLUSIONS.**—The terms “manage” and “management” include the authority to exercise jurisdiction, custody, and control over the land withdrawn and reserved by this title.

(B) **EXCLUSIONS.**—The terms “manage” and “management” do not include authority for disposal of the land withdrawn and reserved by this title.

(3) **SECRETARY CONCERNED.**—The term “Secretary concerned” has the meaning given the term in section 101(a) of title 10, United States Code.

## Subtitle A—General Provisions

**SEC. 2911. GENERAL APPLICABILITY; DEFINITIONS.**

(a) **APPLICABILITY.**—This subtitle applies to each land withdrawal and reservation made by this title.

(b) **RULES OF CONSTRUCTION.**—Nothing in this title assigns management of real property under the administrative jurisdiction of the Secretary concerned to the Secretary of the Interior.

**SEC. 2912. MAPS AND LEGAL DESCRIPTIONS.**

(a) **PREPARATION OF MAPS AND LEGAL DESCRIPTIONS.**—As soon as practicable after the date of enactment of this Act, the Secretary of the Interior shall—

(1) publish in the Federal Register a notice containing the legal descriptions of the land withdrawn and reserved by this title; and

(2) file maps and legal descriptions of the land withdrawn and reserved by this title with—

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

(B) the Committee on Armed Services and the Committee on Natural Resources of the House of Representatives.

(b) **LEGAL EFFECT.**—The maps and legal descriptions filed under subsection (a)(2) shall have the same force and effect as if the maps and legal descriptions were included in this title, except that the Secretary of the Interior may correct any clerical and typographical errors in the maps and legal descriptions.

(c) **AVAILABILITY.**—Copies of the maps and legal descriptions filed under subsection (a)(2) shall be available for public inspection—

(1) in the appropriate offices of the Bureau of Land Management;

(2) in the office of the commanding officer of the military installation for which the land is withdrawn; and

(3) if the military installation is under the management of the National Guard, in the office of the Adjutant General of the State in which the military installation is located.

(d) **COSTS.**—The Secretary concerned shall reimburse the Secretary of the Interior for the costs incurred by the Secretary of the Interior in implementing this section.

**SEC. 2913. ACCESS RESTRICTIONS.**

(a) **AUTHORITY TO IMPOSE RESTRICTIONS.**—If the Secretary concerned determines that military operations, public safety, or national security require the closure to the public of any road, trail, or other portion of land withdrawn and reserved by this title, the Secretary may take such action as the Secretary determines to be necessary to implement and maintain the closure.

(b) **LIMITATION.**—Any closure under subsection (a) shall be limited to the minimum area and duration that the Secretary concerned determines are required for the purposes of the closure.

(c) **CONSULTATION REQUIRED.**—

(1) **IN GENERAL.**—Subject to paragraph (3), before a closure is implemented under this section, the Secretary concerned shall consult with the Secretary of the Interior.

(2) **INDIAN TRIBE.**—Subject to paragraph (3), if a closure proposed under this section may affect access to or use of sacred sites or resources considered to be important by an Indian tribe, the Secretary concerned shall consult, at the earliest practicable date, with the affected Indian tribe.

(3) **LIMITATION.**—No consultation shall be required under paragraph (1) or (2)—

(A) if the closure is provided for in an integrated natural resources management plan, an installation cultural resources management plan, or a land use management plan; or

(B) in the case of an emergency, as determined by the Secretary concerned.

(d) **NOTICE.**—Immediately preceding and during any closure implemented under subsection (a), the Secretary concerned shall post appropriate warning notices and take other appropriate actions to notify the public of the closure.

**SEC. 2914. CHANGES IN USE.**

(a) **OTHER USES AUTHORIZED.**—In addition to the purposes described in a subtitle of this title applicable to the land withdrawal and reservation made by that subtitle, the Secretary concerned may authorize the use of land withdrawn and reserved by this title for defense-related purposes.

(b) **NOTICE TO SECRETARY OF THE INTERIOR.**—

(1) **IN GENERAL.**—The Secretary concerned shall promptly notify the Secretary of the Interior if the land withdrawn and reserved by this title is used for additional defense-related purposes.

(2) **REQUIREMENTS.**—A notification under paragraph (1) shall specify—

- (A) each additional use;
- (B) the planned duration of each additional use; and
- (C) the extent to which each additional use would require that additional or more stringent conditions or restrictions be imposed on otherwise-permitted nondefense-related uses of the withdrawn and reserved land or portions of withdrawn and reserved land.

**SEC. 2915. BRUSH AND RANGE FIRE PREVENTION AND SUPPRESSION.**

(a) **REQUIRED ACTIVITIES.**—Consistent with any applicable land management plan, the Secretary concerned shall take necessary precautions to prevent, and actions to suppress, brush and range fires occurring as a result of military activities on the land withdrawn and reserved by this title, including fires that occur on other land that spread from the withdrawn and reserved land.

(b) **COOPERATION OF SECRETARY OF THE INTERIOR.**—

(1) **IN GENERAL.**—At the request of the Secretary concerned, the Secretary of the Interior shall provide assistance in the suppression of fires under subsection (a). The Secretary concerned shall reimburse the Secretary of the Interior for the costs incurred by the Secretary of the Interior in providing such assistance.

(2) **TRANSFER OF FUNDS.**—Notwithstanding section 2215 of title 10, United States Code, the Secretary concerned may transfer to the Secretary of the Interior, in advance, funds to be used to reimburse the costs of the Department of the Interior in providing assistance under this subsection.

**SEC. 2916. ONGOING DECONTAMINATION.**

(a) **PROGRAM OF DECONTAMINATION REQUIRED.**—During the period of a withdrawal and reservation of land under this title, the Secretary concerned shall maintain, to the extent funds are available to carry out this subsection, a program of decontamination of contamination caused by defense-related uses on the withdrawn land. The decontamination program shall be carried out consistent with applicable Federal and State law.

(b) **ANNUAL REPORT.**—The Secretary of Defense shall include in the annual report required by section 2711 of title 10, United States Code, a description of decontamination activities conducted under subsection (a).

**SEC. 2917. WATER RIGHTS.**

(a) **NO RESERVATION OF WATER RIGHTS.**—Nothing in this title—

(1) establishes a reservation in favor of the United States with respect to any water or water right on the land withdrawn and reserved by this title; or

(2) authorizes the appropriation of water on the land withdrawn and reserved by this title, except in accordance with applicable State law.

(b) **EFFECT ON PREVIOUSLY ACQUIRED OR RESERVED WATER RIGHTS.**—

(1) **IN GENERAL.**—Nothing in this section affects any water rights acquired or reserved by the United States before the date of enactment of this Act on the land withdrawn and reserved by this title.

(2) **AUTHORITY OF SECRETARY CONCERNED.**—The Secretary concerned may exercise any water rights described in paragraph (1).

**SEC. 2918. HUNTING, FISHING, AND TRAPPING.**

Section 2671 of title 10, United States Code, shall apply to all hunting, fishing, and trapping on the land—

(1) that is withdrawn and reserved by this title; and

(2) for which management of the land has been assigned to the Secretary concerned.

**SEC. 2919. LIMITATION ON EXTENSIONS AND RENEWALS.**

The withdrawals and reservations established under this title may not be extended or renewed except by a law enacted after the date of enactment of this Act.

**SEC. 2920. APPLICATION FOR RENEWAL OF A WITHDRAWAL AND RESERVATION.**

To the extent practicable, not later than five years before the date of termination of a withdrawal and reservation made by a subtitle of this title, the Secretary concerned shall—

(1) notify the Secretary of the Interior as to whether the Secretary concerned will have a continuing defense-related need for any of the land withdrawn and reserved by that subtitle after the termination date of the withdrawal and reservation; and

(2) transmit a copy of the notice submitted under paragraph (1) to—

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

(B) the Committee on Armed Services and the Committee on Natural Resources of the House of Representatives.

**SEC. 2921. LIMITATION ON SUBSEQUENT AVAILABILITY OF LAND FOR APPROPRIATION.**

On the termination of a withdrawal and reservation made by this title, the previously withdrawn land shall not be open to any form of appropriation under the public land laws, including the mining laws, the mineral leasing laws, and the geothermal leasing laws, unless the Secretary of the Interior publishes in the Federal Register an appropriate order specifying the date on which the land shall be—

(1) restored to the public domain; and

(2) opened for appropriation under the public land laws.

**SEC. 2922. RELINQUISHMENT.**

(a) **NOTICE OF INTENTION TO RELINQUISH.**—If, during the period of withdrawal and reservation made by a subtitle of this title, the Secretary concerned decides to relinquish any or all of the land withdrawn and reserved by that subtitle, the Secretary concerned shall submit to the Secretary of the Interior notice of the intention to relinquish the land.

Applicability.

Deadline.  
Notification.  
Records.

Federal Register,  
publication.

(b) DETERMINATION OF CONTAMINATION.—The Secretary concerned shall include in the notice submitted under subsection (a) a written determination concerning whether and to what extent the land that is to be relinquished is contaminated with explosive materials or toxic or hazardous substances.

Federal Register,  
publication.

(c) PUBLIC NOTICE.—The Secretary of the Interior shall publish in the Federal Register the notice of intention to relinquish the land under this section, including the determination concerning the contaminated state of the land.

Consultation.  
Determinations.

(d) DECONTAMINATION OF LAND TO BE RELINQUISHED.—

(1) DECONTAMINATION REQUIRED.—The Secretary concerned shall decontaminate land subject to a notice of intention under subsection (a) to the extent that funds are appropriated for that purpose, if—

(A) the land subject to the notice of intention is contaminated, as determined by the Secretary concerned; and

(B) the Secretary of the Interior, in consultation with the Secretary concerned, determines that—

(i) decontamination is practicable and economically feasible, after taking into consideration the potential future use and value of the contaminated land; and

(ii) on decontamination of the land, the land could be opened to operation of some or all of the public land laws, including the mining laws, the mineral leasing laws, and the geothermal leasing laws.

(2) ALTERNATIVES TO RELINQUISHMENT.—The Secretary of the Interior shall not be required to accept the land proposed for relinquishment under subsection (a), if—

(A) the Secretary of the Interior, after consultation with the Secretary concerned, determines that—

(i) decontamination of the land is not practicable or economically feasible; or

(ii) the land cannot be decontaminated sufficiently to be opened to operation of some or all of the public land laws; or

(B) sufficient funds are not appropriated for the decontamination of the land.

(3) STATUS OF CONTAMINATED LAND ON TERMINATION.—If, because of the contaminated state of the land, the Secretary of the Interior declines to accept land withdrawn and reserved by this title that has been proposed for relinquishment, or if at the expiration of the withdrawal and reservation, the Secretary of the Interior determines that a portion of the land withdrawn and reserved is contaminated to an extent that prevents opening the contaminated land to operation of the public land laws—

(A) the Secretary concerned shall take appropriate steps to warn the public of—

(i) the contaminated state of the land; and

(ii) any risks associated with entry onto the land;

(B) after the expiration of the withdrawal and reservation, the Secretary concerned shall undertake no activities on the contaminated land, except for activities relating to the decontamination of the land; and

(C) the Secretary concerned shall submit to the Secretary of the Interior and Congress a report describing—

Reports.

- (i) the status of the land; and
- (ii) any actions taken under this paragraph.

(e) REVOCATION AUTHORITY.—

(1) IN GENERAL.—If the Secretary of the Interior determines that it is in the public interest to accept the land proposed for relinquishment under subsection (a), the Secretary of the Interior may order the revocation of a withdrawal and reservation made by this title.

(2) REVOCATION ORDER.—To carry out a revocation under paragraph (1), the Secretary of the Interior shall publish in the Federal Register a revocation order that—

Federal Register,  
publication.

(A) terminates the withdrawal and reservation;

(B) constitutes official acceptance of the land by the Secretary of the Interior; and

(C) specifies the date on which the land will be opened to the operation of some or all of the public land laws, including the mining laws, the mineral leasing laws, and the geothermal leasing laws.

(f) ACCEPTANCE BY SECRETARY OF THE INTERIOR.—

(1) IN GENERAL.—Nothing in this section requires the Secretary of the Interior to accept the land proposed for relinquishment if the Secretary determines that the land is not suitable for return to the public domain.

Determination.

(2) NOTICE.—If the Secretary makes a determination that the land is not suitable for return to the public domain, the Secretary shall provide notice of the determination to Congress.

**SEC. 2923. IMMUNITY OF THE UNITED STATES.**

The United States and officers and employees of the United States shall be held harmless and shall not be liable for any injuries or damages to persons or property incurred as a result of any mining or mineral or geothermal leasing activity or other authorized nondefense-related activity conducted on land withdrawn and reserved by this title.

## **Subtitle B—Limestone Hills Training Area, Montana**

**SEC. 2931. WITHDRAWAL AND RESERVATION OF PUBLIC LAND.**

(a) WITHDRAWAL.—Subject to valid existing rights and except as otherwise provided in this subtitle, the public land (including interests in land) described in subsection (b), and all other areas within the boundaries of the land as depicted on the map referred to in such subsection that may become subject to the operation of the public land laws, is withdrawn from all forms of appropriation under the public land laws, including the mining laws, the mineral leasing laws, and the geothermal leasing laws.

(b) DESCRIPTION OF LAND.—The public land (including interests in land) referred to in subsection (a) is the Federal land comprising approximately 18,644 acres in Broadwater County, Montana, generally depicted as “Proposed Land Withdrawal” on the map entitled “Limestone Hills Training Area Land Withdrawal”, dated April 10, 2013, and filed in accordance with section 2912.

(c) RESERVATION; PURPOSE.—Subject to the limitations and restrictions contained in section 2933, the public land withdrawn

by subsection (a) is reserved for use by the Secretary of the Army for the following purposes:

(1) The conduct of training for active and reserve components of the Armed Forces.

(2) The construction, operation, and maintenance of organizational support and maintenance facilities for component units conducting training.

(3) The conduct of training by the Montana Department of Military Affairs, provided that the training does not interfere with the purposes specified in paragraphs (1) and (2).

(4) The conduct of training by State and local law enforcement agencies, civil defense organizations, and public education institutions, provided that the training does not interfere with the purposes specified in paragraphs (1) and (2).

(5) Other defense-related purposes consistent with the preceding purposes.

(d) INDIAN TRIBES.—

(1) IN GENERAL.—Nothing in this subtitle alters any rights reserved for an Indian tribe for tribal use of the public land withdrawn by subsection (a) by treaty or Federal law.

(2) CONSULTATION REQUIRED.—The Secretary of the Army shall consult with any Indian tribes in the vicinity of the public land withdrawn by subsection (a) before taking any action within the public land affecting tribal rights or cultural resources protected by treaty or Federal law.

**SEC. 2932. MANAGEMENT OF WITHDRAWN AND RESERVED LAND.**

During the period of the withdrawal and reservation of land made by section 2931, the Secretary of the Army shall manage the land withdrawn and reserved by such section for the purposes described in subsection (c) of such section—

(1) subject to the limitations and restrictions contained in section 2933; and

(2) in accordance with—

(A) an integrated natural resources management plan prepared and implemented under title I of the Sikes Act (16 U.S.C. 670a et seq.);

(B) subtitle A and this subtitle; and

(C) other applicable law.

**SEC. 2933. SPECIAL RULES GOVERNING MINERALS MANAGEMENT.**

(a) INDIAN CREEK MINE.—

(1) IN GENERAL.—Of the land withdrawn by section 2931, locatable mineral activities in the approved Indian Creek Mine plan of operations, MTM–78300, shall be regulated in accordance with subparts 3715 and 3809 of title 43, Code of Federal Regulations.

(2) RESTRICTIONS ON SECRETARY OF THE ARMY.—

(A) IN GENERAL.—The Secretary of the Army shall make no determination that the disposition of, or exploration for, minerals as provided for in the approved plan of operations described in paragraph (1) is inconsistent with the defense-related uses of the land withdrawn under section 2931.

(B) COORDINATION.—The coordination of the disposition of and exploration for minerals with defense-related uses of the land shall be determined in accordance with procedures in an agreement provided for under subsection (c).

Determination.  
Procedures.



(b) REMOVAL OF UNEXPLODED ORDNANCE ON LAND TO BE MINED.—

(1) REMOVAL ACTIVITIES.—

(A) IN GENERAL.—Subject to the availability of funds appropriated for such purpose, the Secretary of the Army shall remove unexploded ordnance on land withdrawn by section 2931 that is subject to mining under subsection (a), consistent with applicable Federal and State law.

(B) PHASES.—The Secretary of the Army may provide for the removal of unexploded ordnance in phases to accommodate the development of the Indian Creek Mine under subsection (a).

(2) REPORT ON REMOVAL ACTIVITIES.—

(A) IN GENERAL.—The Secretary of the Army shall annually submit to the Secretary of the Interior a report regarding any unexploded ordnance removal activities conducted during the previous fiscal year in accordance with this subsection.

(B) INCLUSIONS.—The report under this paragraph shall include—

(i) a description of the amounts expended for unexploded ordnance removal on the withdrawn land during the period covered by the report; and

(ii) the identification of the land cleared of unexploded ordnance and approved for mining activities by the Secretary of the Interior.

(c) IMPLEMENTATION AGREEMENT FOR MINING ACTIVITIES.—

(1) IN GENERAL.—The Secretary of the Interior and the Secretary of the Army shall enter into an agreement to implement this section with respect to the coordination of defense-related uses and mining and the ongoing removal of unexploded ordnance.

(2) DURATION.—The duration of the agreement shall be equal to the period of the withdrawal under section 2936, but may be amended from time to time.

(3) REQUIREMENTS.—The agreement shall provide the following:

(A) That Graymont Western US, Inc., or any successor or assign of the approved Indian Creek Mine mining plan of operations, MTM-78300, shall be invited to be a party to the agreement.

(B) Provisions regarding the day-to-day joint-use of the Limestone Hills Training Area.

(C) Provisions addressing periods during which military and other authorized uses of the withdrawn land will occur.

(D) Provisions regarding when and where military use or training with explosive material will occur.

(E) Provisions regarding the scheduling of training activities conducted within the withdrawn land that restrict mining activities.

(F) Procedures for deconfliction with mining operations, including parameters for notification and resolution of anticipated changes to the schedule.

(G) Procedures for access through mining operations covered by this section to training areas within the boundaries of the Limestone Hills Training Area.

(H) Procedures for scheduling of the removal of unexploded ordnance.

(d) EXISTING MEMORANDUM OF AGREEMENT.—Until the date on which the agreement under subsection (c) becomes effective, the compatible joint use of the land withdrawn and reserved by section 2931 shall be governed, to the extent compatible, by the terms of the 2005 Memorandum of Agreement among the Montana Army National Guard, Graymont Western US, Inc., and the Bureau of Land Management.

**SEC. 2934. GRAZING.**

(a) ISSUANCE AND ADMINISTRATION OF PERMITS AND LEASES.—The Secretary of the Interior shall manage the issuance and administration of grazing permits and leases, including the renewal of permits and leases, on the public land withdrawn by section 2931, consistent with all applicable laws (including regulations) and policies of the Secretary of the Interior relating to the permits and leases.

Procedures.

(b) SAFETY REQUIREMENTS.—With respect to any grazing permit or lease issued after the date of enactment of this Act for land withdrawn by section 2931, the Secretary of the Interior and the Secretary of the Army shall jointly establish procedures that—

(1) are consistent with Department of the Army explosive and range safety standards; and

(2) provide for the safe use of the withdrawn land.

(c) ASSIGNMENT.—With the agreement of the Secretary of the Army, the Secretary of the Interior may assign the authority to issue and to administer grazing permits and leases to the Secretary of the Army, except that the assignment may not include the authority to discontinue grazing on the land withdrawn by section 2931.

**SEC. 2935. PAYMENTS IN LIEU OF TAXES.**

The land withdrawn by section 2931 is deemed to be entitled land for purposes of chapter 69 of title 31, United States Code.

**SEC. 2936. DURATION OF WITHDRAWAL AND RESERVATION.**

Termination date.

The withdrawal and reservation of public land made by section 2931 shall terminate on March 31, 2039.

## **Subtitle C—Marine Corps Air Ground Combat Center Twentynine Palms, California**

**SEC. 2941. WITHDRAWAL AND RESERVATION OF PUBLIC LAND.**

(a) WITHDRAWAL.—Subject to valid existing rights and except as otherwise provided in this subtitle, the public land (including interests in land) described in subsection (b), and all other areas within the boundary of the land depicted on the map described in such subsection that may become subject to the operation of the public land laws, is withdrawn from all forms of appropriation under the public land laws, including the mining laws, the mineral leasing laws, and the geothermal leasing laws.

(b) DESCRIPTION OF LAND.—The public land (including interests in land) referred to in subsection (a) is the Federal land comprising

approximately 150,928 acres in San Bernardino County, California, generally depicted on the map titled “MCAGCC 29 Palms Expansion Map-Johnson Valley Off Highway Vehicle Recreation Area”, dated December 5, 2013, and filed in accordance with section 2912, which is divided into the following two areas:

(1) The Exclusive Military Use Area (in this subtitle referred to as the “Exclusive Military Use Area”), consisting of the following two areas:

(A) One area to the west of the Marine Corps Air Ground Combat Center, consisting of approximately 78,993 acres.

(B) One area south of the Marine Corps Air Ground Combat Center, consisting of approximately 18,704 acres.

(2) The Shared Use Area (in this subtitle referred to as the “Shared Use Area”), consisting of approximately 53,231 acres.

(c) RESERVATION FOR SECRETARY OF THE NAVY; PURPOSES.—The Exclusive Military Use Area is reserved for use by the Secretary of the Navy for the following purposes:

(1) Sustained, combined arms, live-fire, and maneuver field training for large-scale Marine air ground task forces.

(2) Individual and unit live-fire training ranges.

(3) Equipment and tactics development.

(4) Other defense-related purposes that are—

(A) consistent with the purposes described in the preceding paragraphs; and

(B) authorized under section 2914.

(d) RESERVATION FOR SECRETARY OF THE INTERIOR; PURPOSES.—The Shared Use Area is reserved—

(1) for use by the Secretary of the Navy for the purposes described in subsection (c); and

(2) for use by the Secretary of the Interior for the following purposes:

(A) Public recreation—

(i) during any period in which the land is not being used for military training; and

(ii) as determined to be suitable for public use.

(B) Natural resources conservation.

(e) ADJUSTMENT.—The boundary of the Exclusive Military Use Area at Emerson Ridge provided in subsection (b)(1) shall be located in such a manner so as to ensure access to the pass northwest of the ridge for purposes described in subsection (d).

**SEC. 2942. MANAGEMENT OF WITHDRAWN AND RESERVED LAND.**

(a) MANAGEMENT BY THE SECRETARY OF THE NAVY; CONDITION.—

(1) IN GENERAL.—Except as provided in subsection (b), during the period of withdrawal and reservation of land made by section 2941, the Secretary of the Navy shall manage the land withdrawn and reserved by such section for the purposes described in subsection (c) of such section in accordance with—

(A) an integrated natural resources management plan prepared and implemented under title I of the Sikes Act (16 U.S.C. 670a et seq.);

(B) subtitle A and this subtitle;

(C) a programmatic agreement between the Marine Corps and the California State Historic Preservation Officer

regarding operation, maintenance, training, and construction at the United States Marine Air Ground Task Force Training Command, Marine Corps Air Ground Combat Center, Twentynine Palms, California; and

(D) any other applicable law.

(2) LIVE-FIRE TRAINING.—The boundary of the Exclusive Military Use Area described in section 2941 shall be clearly identified before the Exclusive Military Use Area is used for any live-fire military training. The Secretary of the Navy shall ensure the military boundary is maintained.

(b) MANAGEMENT BY THE SECRETARY OF THE INTERIOR; EXCEPTION.—

(1) SECRETARY OF THE INTERIOR MANAGEMENT.—

(A) IN GENERAL.—Except as provided in paragraph (2), during the period of withdrawal and reservation of land made by section 2941, the Secretary of the Interior shall manage the Shared Use Area.

(B) APPLICABLE LAW.—During the period of the management by the Secretary of the Interior under this paragraph, the Secretary of the Interior shall manage the Shared Use Area for the purposes described in subsection (d) of section 2941 in accordance with—

- (i) the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.); and
- (ii) any other applicable law.

(2) SECRETARY OF THE NAVY MANAGEMENT.—

Time period.

(A) EXCEPTION.—Twice a year during the period of withdrawal and reservation of land by this section, there shall be a 30-day period during which the Secretary of the Navy shall—

- (i) manage the Shared Use Area; and
- (ii) exclusively use the Shared Use Area for military training purposes.

(B) APPLICABLE LAW.—During the period of the management by the Secretary of the Navy under this paragraph, the Secretary of the Navy shall manage the Shared Use Area for the purposes described in subsection (c) of section 2941 in accordance with—

- (i) an integrated natural resources management plan prepared and implemented in accordance with title I of the Sikes Act (16 U.S.C. 670a et seq.);
- (ii) subtitle A and this subtitle;
- (iii) the programmatic agreement described in subsection (a)(3); and
- (iv) any other applicable law.

(C) LIMITATION.—The Secretary of the Navy shall prohibit the firing of dud-producing ordnance into the Shared Use Area.

(c) IMPLEMENTATION AGREEMENT.—

(1) IN GENERAL.—The Secretary of the Interior and the Secretary of the Navy shall enter into a written agreement to implement the management responsibilities of the respective Secretaries with respect to the Shared Use Area.

(2) COMPONENTS.—The agreement entered into under paragraph (1)—

(A) shall be of a duration that is equal to the period of the withdrawal and reservation of land under section 2941;

(B) may be amended from time to time;

(C) may provide for the integration of the management plans required of the Secretary of the Interior and the Secretary of the Navy;

(D) may provide for delegation, to civilian law enforcement personnel of the Department of the Navy, of the authority of the Secretary of the Interior to enforce laws relating to protection of natural and cultural resources and fish and wildlife; and

(E) may provide for the Secretary of the Interior and the Secretary of the Navy to share resources so as to most efficiently and effectively manage the Shared Use Area.

(3) LINKAGE.—The Secretary of the Interior shall ensure access is provided between the two non-contiguous Johnson Valley Off-Highway Vehicle Recreation Area parcels described in section 2945.

(d) MILITARY TRAINING.—

(1) NOT CONDITIONAL.—Military training within the Shared Use Area shall not be conditioned on—

(A) the existence of, or precluded by the lack of, a recreation management plan or land use management plan for the area developed and implemented by the Secretary of the Interior; or

(B) the existence of any legal or administrative challenge to such a recreation management plan or land use plan.

(2) MANAGEMENT.—

(A) USE AGREEMENT.—The Secretary of the Interior shall enter into an agreement with the Secretary of the Navy within one year of the date of the enactment of this Act for the exclusive use by the Marine Corps of two company objective areas, each measuring approximately 300 meters square (approximately 22 acres), located inside the boundaries of the Shared Use Area and totaling approximately 44 acres. These areas will be closed to all public access for the period of the withdrawal specified in section 2946. The purpose of this agreement will be to accommodate the construction, maintenance, modification, and use of these areas for the purposes identified in section 2941(c).

(B) RANGE MANAGEMENT.—Small, static, short-range explosives may be used in the two company objective areas described in subparagraph (A). Explosives that fail to function in the company objective areas will be immediately identified and located, training will temporarily halt, and on-scene explosive ordnance disposal personnel will render the munition safe before training resumes. Existing Marine Corps range safety policies and procedures as identified in Marine Corps Order 3570.1X will be followed to ensure all munitions are rendered safe and the area will again be swept after the training exercise by qualified personnel to further ensure no hazards remain.

(C) ACCESS.—The Shared Use Area shall be managed in a manner that does not compromise the ability of the Navy to conduct military training in such area.

**SEC. 2943. PUBLIC ACCESS.**

(a) IN GENERAL.—Notwithstanding section 2913, the Exclusive Military Use Area shall be closed to all public access unless otherwise authorized by the Secretary of the Navy.

(b) PUBLIC RECREATIONAL USE.—

(1) IN GENERAL.—The Shared Use Area shall be open to public recreational use during the period in which the area is under the management of the Secretary of the Interior, if there is a determination by the Secretary of the Navy that the area is suitable for public use.

(2) DETERMINATION.—A determination of suitability under paragraph (1) shall not be withheld without a specified reason.

(c) UTILITIES.—Nothing in this subtitle prohibits the construction, operation, maintenance, inspection, and access to existing or future utility facilities located within a utility right of way in existence on the date of the enactment of this Act.

**SEC. 2944. RESOURCE MANAGEMENT GROUP.**

(a) ESTABLISHMENT.—The Secretary of the Navy and the Secretary of the Interior, by agreement, shall establish a Resource Management Group for the land withdrawn and reserved by section 2941 to be comprised of representatives of the Department of the Interior and the Department of the Navy.

(b) DUTIES.—

(1) IN GENERAL.—The Resource Management Group shall—

(A) develop and implement a public outreach plan to inform the public of the land uses changes and safety restrictions affecting the land withdrawn and reserved by section 2941; and

(B) advise the Secretary of the Interior and the Secretary of the Navy with respect to the issues associated with the multiple uses of the Shared Use Area.

(2) SITING PROCESS.—The Resource Management Group shall determine the location of the company objective areas. In siting the two areas, the Resource Management Group will seek information from representatives of relevant State agencies, Off Highway Vehicle and other recreation interest groups, and environmental advocacy groups. The Resource Management Group shall consider potential recreational and conservation uses of the area when making their location determination.

(c) MEETINGS.—The Resource Management Group shall—

(1) meet at least once a year; and

(2) solicit input from relevant State agencies, private off-highway vehicle interest groups, event managers, environmental advocacy groups, and others relating to the management and facilitation of recreational use within the Shared Use Area.

**SEC. 2945. JOHNSON VALLEY OFF-HIGHWAY VEHICLE RECREATION AREA.**

(a) DESIGNATION.—There is hereby designated the “Johnson Valley Off-Highway Vehicle Recreation Area”, consisting of—

(1) 43,431 acres (as depicted on the map referred to in subsection (b) of section 2941) of the existing Bureau of Land Management-designated Johnson Valley Off-Highway Vehicle

Area that is not withdrawn and reserved for defense-related uses by such section; and

(2) The Shared Use Area.

(b) AUTHORIZED ACTIVITIES.—To the extent consistent with applicable Federal law (including regulations) and this subtitle, any authorized recreation activities and use designation in effect on the date of enactment of this Act and applicable to the Johnson Valley Off-Highway Vehicle Recreation Area may continue, including casual off-highway vehicular use and recreation.

(c) ADMINISTRATION.—The Secretary of the Interior shall administer the Johnson Valley Off-Highway Vehicle Recreation Area (other than the Shared Use Area, which is being managed in accordance with the other provisions of this subtitle) in accordance with—

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

(2) any other applicable law.

(d) TRANSIT.—In coordination with the Secretary of the Interior, the Secretary of the Navy may authorize transit through the Johnson Valley Off-Highway Vehicle Recreation Area for defense-related purposes supporting military training (including military range management and management of exercise activities) conducted on the land withdrawn and reserved by section 2941.

**SEC. 2946. DURATION OF WITHDRAWAL AND RESERVATION.**

The withdrawal and reservation of public land made by section 2941 shall terminate on March 31, 2039.

Termination  
date.

## **Subtitle D—White Sands Missile Range, New Mexico, and Fort Bliss, Texas**

**SEC. 2951. WITHDRAWAL AND RESERVATION OF PUBLIC LAND.**

(a) WITHDRAWAL.—Subject to valid existing rights, the Federal land described in subsection (b) is withdrawn from—

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

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

(3) operation of the mineral leasing, mineral materials, and geothermal leasing laws.

(b) DESCRIPTION OF FEDERAL LAND.—The Federal land referred to in subsection (a) consists of approximately 5,100 acres of land depicted as “Parcel 1” on the map entitled “White Sands Missile Range/Fort Bliss/BLM Land Transfer and Withdrawal”, dated April 3, 2012, and filed in accordance with section 2912.

(c) RESERVATION.—The Federal land described in subsection (b) is reserved for use by the Secretary of the Army for military purposes in accordance with Public Land Order 833, dated May 27, 1952 (17 Fed. Reg. 4822).

**SEC. 2952. GRAZING.**

(a) ISSUANCE AND ADMINISTRATION OF PERMITS AND LEASES.—The Secretary of the Interior shall manage the issuance and administration of grazing permits and leases, including the renewal of permits and leases, on the public land withdrawn by section 2951, consistent with all applicable laws (including regulations)

and policies of the Secretary of the Interior relating to the permits and leases.

Procedures.

(b) SAFETY REQUIREMENTS.—With respect to any grazing permit or lease issued after the date of enactment of this Act for land withdrawn by section 2951, the Secretary of the Interior and the Secretary of the Army shall jointly establish procedures that—

(1) are consistent with Department of the Army explosive and range safety standards; and

(2) provide for the safe use of the withdrawn land.

(c) ASSIGNMENT.—With the agreement of the Secretary of the Army, the Secretary of the Interior may assign the authority to issue and to administer grazing permits and leases to the Secretary of the Army, except that the assignment may not include the authority to discontinue grazing on the land withdrawn by section 2951.

## **Subtitle E—Chocolate Mountain Aerial Gunnery Range, California**

### **SEC. 2961. TRANSFER OF ADMINISTRATIVE JURISDICTION OF PUBLIC LAND.**

(a) TRANSFER REQUIRED.—The Secretary of the Interior shall transfer to the administrative jurisdiction of the Secretary of the Navy certain public land administered by the Bureau of Land Management in Imperial and Riverside Counties, California, consisting of approximately 228,324 acres, as generally depicted on the map titled “Chocolate Mountain Aerial Gunnery Range-Administration’s Land Withdrawal Legislation Proposal Map”, dated October 30, 2013, and filed in accordance with subsection (d).

(b) VALID EXISTING RIGHTS.—The transfer of administrative jurisdiction under subsection (a) shall be subject to any valid existing rights, including any property, easements, or improvements held by the Bureau of Reclamation and appurtenant to the Coachella Canal. The Secretary of the Navy shall provide for reasonable access by the Bureau of Reclamation for inspection and maintenance purposes not inconsistent with military training.

(c) TIME FOR CONVEYANCE.—The transfer of administrative jurisdiction under subsection (a) shall occur pursuant to a schedule agreed to by the Secretary of the Interior and the Secretary of the Navy.

(d) MAP AND LEGAL DESCRIPTION.—

(1) PREPARATION AND PUBLICATION.—The Secretary of the Interior shall publish in the Federal Register a legal description of the public land to be transferred under subsection (a).

(2) SUBMISSION TO CONGRESS.—The Secretary of the Interior shall file with the Committee on Energy and Natural Resources of the Senate and the Committee on Natural Resources of the House of Representatives—

(A) a copy of the legal description prepared under paragraph (1); and

(B) the map referred to in subsection (a).

(3) AVAILABILITY FOR PUBLIC INSPECTION.—Copies of the legal description and map filed under paragraph (2) shall be available for public inspection in the appropriate offices of—

(A) the Bureau of Land Management;

Federal Register,  
publication.



(B) the Office of the Commanding Officer, Marine Corps Air Station Yuma, Arizona;

(C) the Office of the Commander, Navy Region Southwest; and

(D) the Office of the Secretary of the Navy.

(4) **FORCE OF LAW.**—The legal description and map filed under paragraph (2) shall have the same force and effect as if included in this Act, except that the Secretary of the Interior may correct clerical and typographical errors in the legal description or map.

(5) **REIMBURSEMENT OF COSTS.**—The transfer required by subsection (a) shall be made without reimbursement, except that the Secretary of the Navy shall reimburse the Secretary of the Interior for any costs incurred by the Secretary of the Interior to prepare the legal description and map under this subsection.

**SEC. 2962. MANAGEMENT AND USE OF TRANSFERRED LAND.**

(a) **TREATMENT AND USE OF TRANSFERRED LAND.**—Upon the receipt of the land under section 2961—

(1) the land shall be treated as property (as defined in section 102(9) of title 40, United States Code) under the administrative jurisdiction of the Secretary of the Navy; and

(2) the Secretary of the Navy shall administer the land as the Chocolate Mountain Aerial Gunnery Range, California, and continue to authorize use of the land for military purposes.

(b) **PROTECTION OF DESERT TORTOISE.**—Nothing in the transfer required by section 2961 shall affect the prior designation of certain lands within the Chocolate Mountain Aerial Gunnery Range as critical habitat for the desert tortoise (*Gopherus agassizii*).

(c) **WITHDRAWAL OF MINERAL ESTATE.**—Subject to valid existing rights, the mineral estate of the land to be transferred under section 2961 is withdrawn from all forms of appropriation under the public land laws, including the mining laws, the mineral leasing laws, and geothermal leasing laws, for as long as the land is under the administrative jurisdiction of the Secretary of the Navy.

(d) **INTEGRATED NATURAL RESOURCES MANAGEMENT PLAN.**—Not later than one year after the transfer of the land under section 2961, the Secretary of the Navy, in cooperation with the Secretary of the Interior, shall prepare an integrated natural resources management plan pursuant to the Sikes Act (16 U.S.C. 670a et seq.) for the transferred land and for land that, as of the date of the enactment of this Act, is under the jurisdiction of the Secretary of the Navy underlying the Chocolate Mountain Aerial Gunnery Range.

Deadline.

(e) **RELATION TO GENERAL PROVISIONS.**—Subtitle A does not apply to the land transferred under section 2961 or to the management of such land as provided for in this subtitle.

**SEC. 2963. EFFECT OF TERMINATION OF MILITARY USE.**

Determination.

(a) **NOTICE AND EFFECT.**—Upon a determination by the Secretary of the Navy that there is no longer a military need for all or portions of the land transferred under section 2961, the Secretary of the Navy shall notify the Secretary of the Interior of such determination. Subject to subsections (b), (c), and (d), the Secretary of the Navy shall transfer the land subject to such a notice back to the administrative jurisdiction of the Secretary of the Interior.

(b) **CONTAMINATION.**—Before transmitting a notice under subsection (a), the Secretary of the Navy shall prepare a written determination concerning whether and to what extent the land to be transferred is contaminated with explosive materials or toxic or hazardous substances. A copy of the determination shall be transmitted with the notice. Copies of the notice and the determination shall be published in the Federal Register.

(c) **DECONTAMINATION.**—The Secretary of the Navy shall decontaminate any contaminated land that is the subject of a notice under subsection (a) if—

Consultation.

(1) the Secretary of the Interior, in consultation with the Secretary of the Navy, determines that—

(A) decontamination is practicable and economically feasible (taking into consideration the potential future use and value of the land); and

(B) upon decontamination, the land could be opened to operation of some or all of the public land laws, including the mining laws; and

(2) funds are appropriated for such decontamination.

(d) **ALTERNATIVE.**—The Secretary of the Interior is not required to accept land proposed for transfer under subsection (a) if the Secretary of the Interior is unable to make the determinations under subsection (c)(1) or if Congress does not appropriate a sufficient amount of funds for the decontamination of the land.

**SEC. 2964. TEMPORARY EXTENSION OF EXISTING WITHDRAWAL PERIOD.**

Notwithstanding subsection (a) of section 806 of the California Military Lands Withdrawal and Overflights Act of 1994 (title VIII of Public Law 103–433; 108 Stat. 4505), the withdrawal and reservation of the land transferred under section 2961 shall not terminate until the date on which the land transfer required by section 2961 is executed.

**SEC. 2965. WATER RIGHTS.**

(a) **NO RESERVATION OF WATER RIGHTS.**—Nothing in this subtitle—

(1) establishes a reservation in favor of the United States with respect to any water or water right on the land transferred by this subtitle; or

(2) to authorize the appropriation of water on the land transferred by this subtitle except in accordance with applicable State law.

(b) **EFFECT ON PREVIOUSLY ACQUIRED OR RESERVED WATER RIGHTS.**—

(1) **IN GENERAL.**—Nothing in this subtitle affects any water rights acquired or reserved by the United States before the date of enactment of this Act on the land transferred by this subtitle.

(2) **AUTHORITY OF SECRETARY.**—The Secretary of the Navy may exercise any water rights described in paragraph (1).

**SEC. 2966. REALIGNMENT OF RANGE BOUNDARY AND RELATED TRANSFER OF TITLE.**

(a) **REALIGNMENT; PURPOSE.**—The Secretary of the Interior and the Secretary of the Navy shall realign the boundary of the Chocolate Mountain Aerial Gunnery Range, as in effect on the date

of the enactment of this Act, to improve public safety and management of the Range, consistent with the following:

(1) The northwestern boundary of the Chocolate Mountain Aerial Gunnery Range shall be realigned to the edge of the Bradshaw Trail so that the Trail is entirely on public land under the jurisdiction of the Department of the Interior.

(2) The centerline of the Bradshaw Trail shall be delineated by the Secretary of the Interior in consultation with the Secretary of the Navy, beginning at its western terminus at Township 8 South, Range 12 East, Section 6 eastward to Township 8 South, Range 17 East, Section 32 where it leaves the Chocolate Mountain Aerial Gunnery Range.

(3) The Secretary of the Navy shall relinquish to the Secretary of the Interior the approximately 2,000 acres of public land withdrawn for military use that is located immediately north of the Bradshaw Trail, and the Secretary of the Interior shall manage the land in accordance with the applicable land use plan developed under section of section 202 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1712).

(b) TRANSFERS RELATED TO REALIGNMENT.—

(1) TRANSFERS TO REFLECT BOUNDARY REALIGNMENT.—The Secretary of the Interior and the Secretary of the Navy shall make such transfers of administrative jurisdiction as may be necessary to reflect the results of the boundary realignment carried out pursuant to subsection (a).

(2) BRADSHAW TRAIL MANAGEMENT.—The approximately 600 acres of land north of the Bradshaw Trail identified as fee-owned lands available for disposal may be used to establish a maximum number of acres of land that the Secretary of the Navy may transfer to the administrative jurisdiction of the Secretary of the Interior in order to improve management of the Bradshaw Trail.

(c) APPLICABILITY OF NATIONAL ENVIRONMENTAL POLICY ACT OF 1969.—The National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) shall not apply to any transfer of land made under subsection (b) or any decontamination actions undertaken in connection with such a transfer.

(d) DECONTAMINATION.—The Secretary of the Navy shall maintain, to the extent funds are available for such purpose and consistent with applicable Federal and State law, a program of decontamination of any contamination caused by defense-related uses on land transferred under subsection (b). The Secretary of Defense shall include a description of such decontamination activities in the annual report required by section 2711 of title 10, United States Code.

(e) TIMELINE.—The delineation of the Bradshaw Trail under subsection (a) and any transfer of land under subsection (b) shall occur pursuant to a schedule agreed to by the Secretary of the Interior and the Secretary of the Navy, but in no case later than two years after the date of the enactment of this Act.

Deadline.

## Subtitle F—Naval Air Weapons Station China Lake, California

### SEC. 2971. WITHDRAWAL AND RESERVATION OF PUBLIC LAND.

(a) **WITHDRAWAL.**—Subject to valid existing rights and except as otherwise provided in this subtitle, the public land (including interests in land) described in subsection (b), and all other areas within the boundary of the land depicted on the map described in that subsection that may become subject to the operation of the public land laws, is withdrawn from all forms of appropriation under the public land laws, including the mining laws, the mineral leasing laws, and the geothermal leasing laws.

(b) **DESCRIPTION OF LAND.**—The public land (including interests in land) referred to in subsection (a) is the Federal land located within the boundaries of the Naval Air Weapons Station China Lake, California, comprising approximately 1,045,000 acres in Inyo, Kern, and San Bernardino Counties, California, as generally depicted on the maps entitled “Naval Air Weapons Station China Lake Withdrawal—Renewal”, “North Range”, and “South Range”, dated March 18, 2013, and filed in accordance with section 2912.

(c) **RESERVATION.**—The land withdrawn by subsection (a) is reserved for use by the Secretary of the Navy for the following purposes:

(1) Use as a research, development, test, and evaluation laboratory.

(2) Use as a range for air warfare weapons and weapon systems.

(3) Use as a high-hazard testing and training area for aerial gunnery, rocketry, electronic warfare and countermeasures, tactical maneuvering and air support, and directed energy and unmanned aerial systems.

(4) Geothermal leasing, development, and related power production activities.

(5) Other defense-related purposes that are—

(A) consistent with the purposes described in the preceding paragraphs; and

(B) authorized under section 2914.

### SEC. 2972. MANAGEMENT OF WITHDRAWN AND RESERVED LAND.

(a) **APPLICABLE LAWS.**—Except as provided in section 2973, during the period of the withdrawal and reservation of land by section 2971, the Secretary of the Interior shall manage the land withdrawn and reserved by that section in accordance with—

(1) subtitle A and this subtitle;

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

(3) any other applicable law.

(b) **AUTHORIZED ACTIVITIES.**—To the extent consistent with applicable law and Executive orders, the land withdrawn by section 2971 may be managed in a manner that permits the following activities:

(1) Grazing.

(2) Protection of wildlife and wildlife habitat.

(3) Preservation of cultural properties.

(4) Control of predatory and other animals.

(5) Recreation and education.

(6) Prevention and appropriate suppression of brush and range fires resulting from non-military activities.

(7) Geothermal leasing and development and related power production activities.

(c) NONDEFENSE USES.—All nondefense-related uses of the land withdrawn by this section (including the uses described in subsection (b)), shall be subject to any conditions and restrictions that the Secretary of the Interior and the Secretary of the Navy jointly determine to be necessary to permit the defense-related use of the land for the purposes described in this section.

(d) ISSUANCE OF LEASES AND OTHER INSTRUMENTS.—

(1) IN GENERAL.—The Secretary of the Interior shall be responsible for the issuance of any lease, easement, right-of-way, permit, license, or other instrument authorized by law with respect to any activity that involves both—

(A) the land withdrawn and reserved by section 2971; and

(B) any other public land in the vicinity of the land withdrawn and reserved by section 2971 that is not under the administrative jurisdiction of the Secretary of the Navy.

(2) CONSENT REQUIRED.—Subject to section 2974, any lease, easement, right-of-way, permit, license, or other instrument issued under paragraph (1) shall—

(A) only be issued with the consent of the Secretary of the Navy; and

(B) be subject to such conditions as the Secretary of the Navy may require with respect to the land withdrawn and reserved by section 2971.

**SEC. 2973. ASSIGNMENT OF MANAGEMENT RESPONSIBILITY TO SECRETARY OF THE NAVY.**

(a) AUTHORITY TO ASSIGN MANAGEMENT RESPONSIBILITY.—The Secretary of the Interior may assign the management responsibility, in whole or in part, for the land withdrawn and reserved by section 2971 to the Secretary of the Navy.

(b) APPLICABLE LAW.—On assignment of the management responsibility under subsection (a), the Secretary of the Navy shall manage the land in accordance with—

(1) subtitle A and this subtitle;

(2) title I of the Sikes Act (16 U.S.C. 670a et seq.);

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

(4) cooperative management arrangements entered into by the Secretary of the Interior and the Secretary of the Navy; and

(5) any other applicable law.

**SEC. 2974. GEOTHERMAL RESOURCES.**

(a) TREATMENT OF EXISTING LEASES.—Nothing in this subtitle affects—

(1) geothermal leases issued by the Secretary of the Interior before the date of enactment of this Act; or

(2) the responsibility of the Secretary of the Interior to administer and manage the leases described in paragraph (1) consistent with the provisions of this subtitle.

(b) AUTHORITY OF THE SECRETARY OF THE INTERIOR.—Nothing in this subtitle or any other provision of law prohibits the Secretary of the Interior from issuing, subject to the concurrence of the

Secretary of the Navy, and administering any lease under the Geothermal Steam Act of 1970 (30 U.S.C. 1001 et seq.) and any other applicable law for the development and use of geothermal steam and associated geothermal resources on the land withdrawn and reserved by section 2971.

(c) APPLICABLE LAW.—Nothing in this subtitle affects the geothermal exploration and development authority of the Secretary of the Navy under section 2917 of title 10, United States Code, with respect to the land withdrawn and reserved by section 2971, except that the Secretary of the Navy shall obtain the concurrence of the Secretary of the Interior before taking action under section 2917 of title 10, United States Code.

(d) NAVY CONTRACTS.—On the expiration of the withdrawal and reservation of land under section 2971 or the relinquishment of the land, any Navy contract for the development of geothermal resources at Naval Air Weapons Station China Lake that is in effect on the date of the expiration or relinquishment shall remain in effect, except that the Secretary of the Interior, with the consent of the Secretary of the Navy, may offer to substitute a standard geothermal lease for the contract.

**SEC. 2975. WILD HORSES AND BURROS.**

(a) MANAGEMENT.—The Secretary of the Navy—

(1) shall be responsible for the management of wild horses and burros located on the land withdrawn and reserved by section 2971; and

(2) may use helicopters and motorized vehicles for the management of wild horses and burros on such land.

(b) REQUIREMENTS.—The activities authorized under subsection (a) shall be conducted in accordance with laws applicable to the management of wild horses and burros on public land.

(c) AGREEMENT.—The Secretary of the Interior and the Secretary of the Navy shall enter into an agreement for the implementation of the management of wild horses and burros under this section.

**SEC. 2976. CONTINUATION OF EXISTING AGREEMENT.**

The agreement between the Secretary of the Interior and the Secretary of the Navy entered into before the date of enactment of this Act under section 805 of the California Military Lands Withdrawal and Overflights Act of 1994 (Public Law 103–433; 108 Stat. 4503) shall continue in effect until the earlier of—

(1) the date on which the Secretary of the Interior and the Secretary of the Navy enter into a new agreement to replace such section 805 agreement; or

(2) the date that is one year after the date of enactment of this Act.

**SEC. 2977. MANAGEMENT PLANS.**

(a) COOPERATION IN DEVELOPMENT OF MANAGEMENT PLAN.—The Secretary of the Navy and the Secretary of the Interior shall update and maintain cooperative arrangements concerning land resources and land uses on the land withdrawn and reserved by section 2971.

(b) PURPOSE.—A cooperative arrangement entered into under subsection (a) shall focus on and apply to sustainable management and protection of the natural and cultural resources and environmental values found on the land withdrawn and reserved by section

2971, consistent with the defense-related purposes for which the land is withdrawn and reserved.

(c) **COMPREHENSIVE LAND USE MANAGEMENT PLAN.**—A cooperative arrangement entered into under subsection (a) shall include a comprehensive land use management plan that integrates and is consistent with any applicable law, including—

- (1) subtitle A and this subtitle;
- (2) title I of the Sikes Act (16 U.S.C. 670a et seq.); and
- (3) the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.); and

(d) **ANNUAL REVIEW.**—The Secretary of the Navy and the Secretary of the Interior shall—

(1) annually review the comprehensive land use management plan developed under subsection (c); and

(2) update the comprehensive land use management plan as the Secretary of the Navy and the Secretary of the Interior determine to be necessary—

- (A) to respond to evolving management requirements; and
- (B) to complement the updates of other applicable land use and resource management and planning.

(e) **IMPLEMENTING AGREEMENT.**—

(1) **IN GENERAL.**—The Secretary of the Interior and the Secretary of the Navy may enter into a written agreement to implement the comprehensive land use management plan developed under subsection (c).

- (2) **COMPONENTS.**—Such an implementation agreement—
  - (A) shall be for a duration that is equal to the period of the withdrawal and reservation of land under section 2971; and
  - (B) may be amended from time to time.

**SEC. 2978. TERMINATION OF PRIOR WITHDRAWALS.**

(a) **TERMINATION.**—Subject to subsection (b), the withdrawal and reservation under section 803(a) of the California Military Lands Withdrawal and Overflights Act of 1994 (Public Law 103–433; 108 Stat. 4502) is terminated.

(b) **LIMITATION.**—Notwithstanding the termination under subsection (a), all rules, regulations, orders, permits, and other privileges issued or granted by the Secretary of the Interior or the Secretary of the Navy with respect to the land withdrawn and reserved under section 803(a) of the California Military Lands Withdrawal and Overflights Act of 1994 (Public Law 103–433; 108 Stat. 4502), unless inconsistent with the provisions of this subtitle, shall remain in force until modified, suspended, overruled, or otherwise changed by—

- (1) the Secretary of the Interior or the Secretary of the Navy (as applicable);
- (2) a court of competent jurisdiction; or
- (3) operation of law.

**SEC. 2979. DURATION OF WITHDRAWAL AND RESERVATION.**

The withdrawal and reservation of public land made by section 2971 shall terminate on March 31, 2039.

Termination  
date.