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This document is not a proposal, nor is it intended to represent a finished product. It is a working document and includes language from the Washington County Land Use Bill (black text), and ideas and issues that have been identified in public meetings, subcommittee meetings and field trips conducted by the Emery County Public Lands Council (red and blue text).

EMERY COUNTY PUBLIC LAND MANAGEMENT ACT Of 2011

SEC. XXXX. DEFINITIONS.

In this subtitle:

SEC. XXXX. WILDERNESS AREAS.

- (a) Additions to National Wilderness Preservation System-
 - (1) ADDITIONS- Subject to valid existing rights, the following land in the State is designated as wilderness and as components of the National Wilderness Preservation System:
 - (A) CRACK CANYON- Certain Federal land managed by the Bureau of Land Management, comprising approximately xxx acres, as generally depicted on the Crack Canyon Wilderness Map, which shall be known as the `Crack Canyon Wilderness'.
 - (B) DESOLATION CANYON- Certain Federal land managed by the Bureau of Land Management, comprising approximately XXX acres, as generally depicted on the Desolation Canyon Wilderness Map, which shall be known as the `Desolation Canyon Wilderness'.
 - (C) DEVIL'S CANYON- Certain Federal land in the County managed by the Bureau of Land Management, comprising

approximately XXX acres, as generally depicted on the Devil's Canyon Wilderness Map, which shall be known as the ` Devil's Canyon Wilderness'.

(E) HORSESHOE CANYON (NORTH)- Certain Federal land managed by the Bureau of Land Management, comprising approximately XXX acres, as generally depicted on the Horseshoe Canyon (North) Map, which shall be known as the ` Horseshoe Canyon (North) Wilderness'.

(F) MEXICAN MOUNTAIN- Certain Federal land managed by the Bureau of Land Management, comprising approximately XXX acres, as generally depicted on the Mexican Mountain Map, which shall be known as the ` Mexican Mountain Wilderness'.

(G) MUDDY CREEK- Certain Federal land managed by the Bureau of Land Management, comprising approximately XXX acres, as generally depicted on the Muddy Creek Wilderness Map, which shall be known as the ` Muddy Creek Wilderness'.

(I) SAN RAFAEL REEF- Certain Federal land managed by the Bureau of Land Management, comprising approximately XXX acres, as generally depicted on the San Rafael Reef Wilderness Map, which shall be known as the ` San Rafael Reef Wilderness'.

(J) SID'S MOUNTAIN- Certain Federal land managed by the Bureau of Land Management, comprising approximately XXX acres, as generally depicted on the Sid's Mountain Wilderness Map, which shall be known as the ` Sid's Mountain Wilderness'.

(K) TURTLE CANYON- Certain Federal land managed by the Bureau of Land Management, comprising approximately XXX acres, as generally depicted on the Turtle Canyon Wilderness Map, which shall be known as the ` Turtle Canyon Wilderness'.

(2) MAPS AND LEGAL DESCRIPTIONS-

(A) IN GENERAL- As soon as practicable after the date of enactment of this Act, the Secretary shall submit to the Committee on Energy and Natural Resources of the

Senate and the Committee on Natural Resources of the House of Representatives a map and legal description of each wilderness area designated by paragraph (1).

(B) FORCE AND EFFECT- Each map and legal description submitted under subparagraph (A) shall have the same force and effect as if included in this subtitle, except that the Secretary may correct any clerical or typographical errors in the map or legal description.

(C) AVAILABILITY- Each map and legal description submitted under subparagraph (A) shall be available in the appropriate offices of--

- (i) the Bureau of Land Management; and
- (ii) the Forest Service.

(b) Administration of Wilderness Areas-

(1) MANAGEMENT- Subject to valid existing rights, each area designated as wilderness by subsection (a)(1) shall be administered by the Secretary in accordance with the Wilderness Act (16 U.S.C. 1131 et seq.), except that--

(A) any reference in the Wilderness Act to the effective date of that Act shall be considered to be a reference to the date of enactment of this Act; and

(B) any reference in the Wilderness Act to the Secretary of Agriculture shall be considered to be a reference to the Secretary that has jurisdiction over the land.

(2) LIVESTOCK- The grazing of livestock in each area designated as wilderness by subsection (a)(1), where established before the date of enactment of this Act, shall be permitted to continue--

(A) subject to such reasonable regulations, policies, and practices that the Secretary considers necessary; and

(B) in accordance with--

(i) section 4(d)(4) of the Wilderness Act (16 U.S.C. 1133(d)(4)); and

(ii) the guidelines set forth in Appendix A of the report of the Committee on Interior and Insular Affairs of the House of Representatives accompanying H.R. 2570 of the 101st Congress (H.Rep. 101-405) and H.R. 5487 of the 96th Congress (H. Rept. 96-617).

Manage grazing consistent with Taylor Grazing Act protocol.

Management of grazing will be consistent with BLM RMP of 2008.

Retain ability to utilize motorized access to maintain fences, ponds, troughs, springs etc. as specified in grazing permit.

Retain ability to utilize motorized vehicle to retrieve wounded, crippled, sick or restricted animal.

(3) WILDFIRE, INSECT, AND DISEASE MANAGEMENT- In accordance with section 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)(1)), the Secretary may take such measures in each area designated as wilderness by subsection (a)(1) as the Secretary determines to be necessary for the control of fire, insects, and diseases (including, as the Secretary determines to be appropriate, the coordination of those activities with a State or local agency).

Maintain ability to utilize vegetation treatment (including controlled burns) within WA.

(4) BUFFER ZONES-

(A) IN GENERAL- Nothing in this section creates a protective perimeter or buffer zone around any area designated as wilderness by subsection (a)(1).

(B) ACTIVITIES OUTSIDE WILDERNESS- The fact that an activity or use on land outside any area designated as wilderness by subsection (a)(1) can be seen or heard within the wilderness shall not preclude the activity or use outside the boundary of the wilderness.

(5) MILITARY OVERFLIGHTS- Nothing in this section restricts or precludes--

(A) low-level overflights of military aircraft over any area designated as wilderness by subsection (a)(1), including military overflights that can be seen or heard within any wilderness area;

(B) flight testing and evaluation; or

(C) the designation or creation of new units of special use airspace, or the establishment of military flight training routes over any wilderness area.

(6) ACQUISITION AND INCORPORATION OF LAND AND INTERESTS IN LAND-

(A) ACQUISITION AUTHORITY- In accordance with applicable laws (including regulations), the Secretary may acquire any land or interest in land within the boundaries of the wilderness areas designated by subsection (a)(1) by purchase from willing sellers, donation, or exchange.

(B) INCORPORATION- Any land or interest in land acquired by the Secretary under subparagraph (A) shall be incorporated into, and administered as a part of, the wilderness area in which the land or interest in land is located.

(7) NATIVE AMERICAN CULTURAL AND RELIGIOUS USES-

Nothing in this section diminishes--

- (A) the rights of any Indian tribe; or
- (B) any tribal rights regarding access to Federal land for tribal activities, including spiritual, cultural, and traditional food-gathering activities.

(8) CLIMATOLOGICAL DATA COLLECTION- In accordance with the Wilderness Act (16 U.S.C. 1131 et seq.) and subject to such terms and conditions as the Secretary may prescribe, the Secretary may authorize the installation and maintenance of hydrologic, meteorologic, or climatological collection devices in the wilderness areas designated by subsection (a)(1) if the Secretary determines that the facilities and access to the facilities are essential to flood warning, flood control, or water reservoir operation activities.

(9) WATER RIGHTS-

(A) STATUTORY CONSTRUCTION- Nothing in this section-

- (i) shall constitute or be construed to constitute either an express or implied reservation by the United States of any water or water rights with respect to the land designated as wilderness by subsection (a)(1);
- (ii) shall affect any water rights in the State existing on the date of enactment of this Act, including any water rights held by the United States;
- (iii) shall be construed as establishing a precedent with regard to any future wilderness designations;
- (iv) shall affect the interpretation of, or any designation made pursuant to, any other Act; or
- (v) shall be construed as limiting, altering, modifying, or amending any of the interstate compacts or equitable apportionment decrees that apportion water among and between the State and other States.

(B) STATE WATER LAW- The Secretary shall follow the procedural and substantive requirements of the law of the State in order to obtain and hold any water rights not in existence on the date of enactment of this Act with respect to the wilderness areas designated by subsection (a)(1).

(10) FISH AND WILDLIFE-

(A) JURISDICTION OF STATE- Nothing in this section affects the jurisdiction of the State with respect to fish and wildlife on public land located in the State.

(B) AUTHORITY OF SECRETARY- In furtherance of the purposes and principles of the Wilderness Act (16 U.S.C. 1131 et seq.), the Secretary may carry out management activities to maintain or restore fish and wildlife populations (including activities to maintain and restore fish and wildlife habitats to support the populations) in any wilderness area designated by subsection (a)(1) if the activities are--

(i) consistent with applicable wilderness management plans; and

(ii) carried out in accordance with--

(I) the Wilderness Act (16 U.S.C. 1131 et seq.); and

(II) applicable guidelines and policies, including applicable policies described in Appendix B of House Report 101-405.

The Utah Division of Wildlife Resources (UDWR) have the ability and legal right to utilize aircraft for wildlife enhancement, including aerial surveys of populations, collection and transplant of animals. These activities require the ability to land within Wilderness Areas.

Predator control is allowed in Wilderness areas for wildlife management purposes.

Control burns are permitted to improve range conditions for wildlife and livestock.

Grant the UDWR the final determination of what wildlife species are in the Wilderness Areas.

(11) WILDLIFE WATER DEVELOPMENT PROJECTS- Subject to paragraph (12), the Secretary may authorize structures and facilities, including existing structures and facilities, for wildlife and livestock water development projects, including guzzlers, in the wilderness areas designated by subsection (a)(1) if--

(A) the structures and facilities will, as determined by the Secretary, enhance wilderness values by promoting healthy, viable, and more naturally distributed wildlife populations; and

(B) the visual impacts of the structures and facilities on the wilderness areas can reasonably be minimized.

(12) COOPERATIVE AGREEMENT- Not later than 1 year after the date of enactment of this Act, the Secretary shall enter into a cooperative agreement with the State that specifies the terms and conditions under which wildlife management activities in the wilderness areas designated by subsection (a)(1) may be carried out.

(c) Release of Wilderness Study Areas-

(1) FINDING- Congress finds that, for the purposes of section 603 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1782), the public land in the County administered by the Bureau of Land Management has been adequately studied for wilderness designation.

(2) RELEASE- Any public land described in paragraph (1) that is not designated as wilderness by subsection (a)(1)--

(A) is no longer subject to section 603(c) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1782(c)); and

(B) shall be managed in accordance with applicable law and the land management plans adopted under section 202 of that Act (43 U.S.C. 1712).

Consider other possible release language.

Search and Rescue- maintain ability to utilize motorized and mechanized apparatus, including fixed wing and rotary aircraft in incidents threatening life or limb.

Communication Sites- create ability to develop communication sites, especially along I-70 corridor.

Utility Corridors- add utility corridor following eastern end of Emery County Road #401.

SEC. XXXX SAN RAFAEL SWELL, WESTERN HERITAGE AND HISTORIC MINING NATIONAL CONSERVATION AREA.

This XXXXX-acre conservation area highlights a unique geologic feature, the San Rafael Swell and the associated San Rafael River. The Swell is a 60 mile long and 30 mile wide uplifted area in the heart of the Colorado Plateau. The resulting geologic formations consist of slot canyons, exposed mesas and buttes, mineral deposits and unique geologic formations, and the ecosystem hosts a rich array of plant communities and wildlife. Users enjoy activities such as Off-Highway vehicle (OHV) access, livestock grazing, hiking, rock climbing, rock hounding, horseback riding, and wildlife viewing. A highlight of the area is the Wedge overlook, a significant view area of the San Rafael

River and the deep Canyon it has carved. Historic uses included uranium, copper, and clay mining as well as grazing and related ranching activities. The area features significant archaeological sites, scenic vistas, important wildlife habitat, and is to be managed to allow opportunities for primitive, mechanized and motorized recreation as well as dispersed and managed camping. Identification and protection of key historical sites is also an important component of the conservation area.

(a) Purpose- The purpose of this section is to conserve, protect, and enhance for the benefit and enjoyment of present and future generations the scenic, wildlife, recreational (including motorized and mechanical), cultural, historical, natural, and educational resources of the San Rafael Swell, Western Heritage and Historic Mining National Conservation Area.

(b) Definitions- In this section:

(1) MANAGEMENT PLAN- The term `management plan' means the management plan for the National Conservation Area developed by the Secretary under subsection (d)(1).

(2) NATIONAL CONSERVATION AREA- The term `National Conservation Area' means the San Rafael Swell, Western Heritage and Historic Mining National Conservation Area that--

(A) consists of approximately XXX acres of public land in Emery County, Utah as generally depicted on the San Rafael Swell, Western Heritage and Historic Mining National Conservation Area Map; and

(B) is established by subsection (c).

(c) Establishment- Subject to valid existing rights, there is established in the State the San Rafael Swell, Western Heritage and Historic Mining National Conservation Area.

(d) Management Plan-

(1) IN GENERAL- Not later than 3 years after the date of enactment of this Act and in accordance with paragraph (2), the Secretary shall develop a comprehensive plan for the long-term management of the National Conservation Area.

(2) CONSULTATION- In developing the management plan required under paragraph (1), the Secretary shall consult with--

(A) appropriate State, tribal, and local governmental entities; and

(B) members of the public.

(3) MOTORIZED VEHICLES- In developing the management plan required under paragraph (1), the Secretary shall incorporate the restrictions on motorized vehicles described in subsection (e)(3).

(e) Management-

(1) IN GENERAL- The Secretary shall manage the National Conservation Area--

(A) in a manner that conserves, protects, and enhances the resources of the National Conservation Area; and

- (B) in accordance with--
 - (i) the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.);
 - (ii) this section; and
 - (iii) any other applicable law (including regulations).
- (2) USES- The Secretary shall only allow uses of the National Conservation Area that the Secretary determines would further the purpose described in subsection (a).
- (3) MOTORIZED VEHICLES-
 - (A) IN GENERAL- Except in cases in which motorized vehicles are needed for administrative purposes, or to respond to an emergency, the use of motorized vehicles in the National Conservation Area shall be permitted only on roads and trails designated by the Emery County Public Land Management Act, 2011.
 - (4) GRAZING- The grazing of livestock in the National Conservation Area, where established before the date of enactment of this Act, shall be permitted to continue--
 - (A) subject to--
 - (i) such reasonable regulations, policies, and practices as the Secretary considers necessary; and
 - (ii) applicable law (including regulations); and
 - (B) in a manner consistent with the purpose described in subsection (a).
 - (5) WILDLAND FIRE OPERATIONS- Nothing in this section prohibits the Secretary, in cooperation with other Federal, State, and local agencies, as appropriate, from conducting wildland fire operations in the National Conservation Area, consistent with the purposes of this section.
- (f) Incorporation of Acquired Land and Interests- Any land or interest in land that is located in the National Conservation Area that is acquired by the United States shall--
 - (1) become part of the National Conservation Area; and
 - (2) be managed in accordance with--
 - (A) the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.);
 - (B) this section; and
 - (C) any other applicable law (including regulations).
- (g) Withdrawal-
 - (1) IN GENERAL- Subject to valid existing rights, all Federal land located in the National Conservation Area is withdrawn from--
 - (A) all forms of entry, appropriation, and disposal under the public land laws;
 - (B) location, entry, and patenting under the mining laws; and

- (C) operation of the mineral leasing, mineral materials, and geothermal leasing laws.
- (2) ADDITIONAL LAND- If the Secretary acquires additional land that is located in the National Conservation Area after the date of enactment of this Act, the land is withdrawn from operation of the laws referred to in paragraph (1) on the date of acquisition of the land.

SEC. XXXX. SAN RAFAEL SWELL, WESTERN HERITAGE AND HISTORIC MINING NATIONAL CONSERVATION AREA ADVISORY COUNCIL.

- (a) Establishment- Not later than 180 days after the date of enactment of this Act, the Secretary of the Interior shall establish an advisory council, to be known as the 'San Rafael Swell, Western Heritage and Historic Mining National Conservation Area Advisory Council'.
- (b) Duties- The Council shall advise the Secretary with respect to the preparation and implementation of the management plan for the long-term protection and management of the conservation area required by section 102(b).
- (c) Applicable Law- The Council shall be subject to--
 - (1) the Federal Advisory Committee Act (5 U.S.C. App.); and
 - (2) the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.).
- (d) Members-
 - (1) IN GENERAL- The Council shall include 12 members to be appointed by the Secretary, of whom, to the extent practicable--
 - (A) four members shall be appointed after considering the recommendations of the Emery County Commission;
 - (B) four members shall be appointed after considering the recommendations of the State of Utah;
 - (C) four members shall be appointed after considering the recommendations of the Bureau of Land Management, Utah State Office;
 - (2) SPECIAL APPOINTMENT CONSIDERATIONS- The at-large members appointed under paragraph (1) must have backgrounds that reflect--
 - (A) the purposes for which the conservation area was established; and
 - (B) the interests of persons affected by the planning and management of the conservation area.
 - (3) REPRESENTATION- The Secretary shall ensure that the membership of the Council is fairly balanced in terms of the points of view represented and the functions to be performed by the Council.

SEC. XXXX WILD HORSE MESA NATIONAL CONSERVATION AREA.

The XXXXX Acre Wild Horse Mesa National Conservation Area encompasses unique geologic features and spectacular landscapes associated with the Wild Horse Mesa area of southern Emery County Utah. The area is known for its "lunar" landscapes, unique "goblin" like formations and proximity to nearby slot canyons and Goblin Valley State Park. The area is truly remote and offers primitive climbing and hiking opportunities. It also provides habitat to plant and animal species that are unique to the San Rafael Swell area. Historic uses to be managed in the area include livestock grazing, disbursed and primitive camping, OHV traffic on designated routes, visitation of historic mining and ranching sites and related activities.

(a) Purpose- The purpose of this section is to conserve, protect, and enhance for the benefit and enjoyment of present and future generations the scenic, wildlife, recreational (including motorized and mechanical), cultural, historical, natural, and educational resources of the Wild Horse Mesa National Conservation Area.

(b) Definitions- In this section:

(1) MANAGEMENT PLAN- The term `management plan' means the management plan for the National Conservation Area developed by the Secretary under subsection (d)(1).

(2) NATIONAL CONSERVATION AREA- The term `National Conservation Area' means the Wild Horse Mesa National Conservation Area that--

(A) consists of approximately XXX acres of public land in Emery County, Utah as generally depicted on the Wild Horse Mesa National Conservation Area Map; and

(B) is established by subsection (c).

(c) Establishment- Subject to valid existing rights, there is established in the State the Wild Horse Mesa National Conservation Area.

(d) Management Plan-

(1) IN GENERAL- Not later than 3 years after the date of enactment of this Act and in accordance with paragraph (2), the Secretary shall develop a comprehensive plan for the long-term management of the National Conservation Area.

(2) CONSULTATION- In developing the management plan required under paragraph (1), the Secretary shall consult with--

(A) appropriate State, tribal, and local governmental entities; and

(B) members of the public.

(3) **MOTORIZED VEHICLES-** In developing the management plan required under paragraph (1), the Secretary shall incorporate the restrictions on motorized vehicles described in subsection (e)(3).

(e) **Management-**

(1) **IN GENERAL-** The Secretary shall manage the National Conservation Area--

(A) in a manner that conserves, protects, and enhances the resources of the National Conservation Area; and

(B) in accordance with--

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

(ii) this section; and

(iii) any other applicable law (including regulations).

(2) **USES-** The Secretary shall only allow uses of the National Conservation Area that the Secretary determines would further the purpose described in subsection (a).

(3) **MOTORIZED VEHICLES-**

(A) **IN GENERAL-** Except in cases in which motorized vehicles are needed for administrative purposes, or to respond to an emergency, the use of motorized vehicles in the National Conservation Area shall be permitted only on roads and trails designated by the Emery County Public Land Management Act, 2011.

(4) **GRAZING-** The grazing of livestock in the National Conservation Area, where established before the date of enactment of this Act, shall be permitted to continue--

(A) subject to--

(i) such reasonable regulations, policies, and practices as the Secretary considers necessary; and

(ii) applicable law (including regulations); and

(B) in a manner consistent with the purpose described in subsection (a).

(5) **WILDLAND FIRE OPERATIONS-** Nothing in this section prohibits the Secretary, in cooperation with other Federal, State, and local agencies, as appropriate, from conducting wildland fire operations in the National Conservation Area, consistent with the purposes of this section.

(f) **Incorporation of Acquired Land and Interests-** Any land or interest in land that is located in the National Conservation Area that is acquired by the United States shall--

(1) become part of the National Conservation Area; and

(2) be managed in accordance with--

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

(B) this section; and

- (C) any other applicable law (including regulations).
- (g) Withdrawal-
 - (1) IN GENERAL- Subject to valid existing rights, all Federal land located in the National Conservation Area is withdrawn from--
 - (A) all forms of entry, appropriation, and disposal under the public land laws;
 - (B) location, entry, and patenting under the mining laws; and
 - (C) operation of the mineral leasing, mineral materials, and geothermal leasing laws.
 - (2) ADDITIONAL LAND- If the Secretary acquires additional land that is located in the National Conservation Area after the date of enactment of this Act, the land is withdrawn from operation of the laws referred to in paragraph (1) on the date of acquisition of the land.

SEC. XXXX. WILD HORSE MESA NATIONAL CONSERVATION AREA ADVISORY COUNCIL.

- (a) Establishment- Not later than 180 days after the date of enactment of this Act, the Secretary of the Interior shall establish an advisory council, to be known as the 'San Rafael Swell, Western Heritage and Historic Mining National Conservation Area Advisory Council'.
- (b) Duties- The Council shall advise the Secretary with respect to the preparation and implementation of the management plan for the long-term protection and management of the conservation area required by section 102(b).
- (c) Applicable Law- The Council shall be subject to--
 - (1) the Federal Advisory Committee Act (5 U.S.C. App.); and
 - (2) the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.).
- (d) Members-
 - (1) IN GENERAL- The Council shall include 12 members to be appointed by the Secretary, of whom, to the extent practicable--
 - (A) four members shall be appointed after considering the recommendations of the Emery County Commission;
 - (B) four members shall be appointed after considering the recommendations of the State of Utah;
 - (C) four members shall be appointed after considering the recommendations of the Bureau of Land Management, Utah State Office;
 - (2) SPECIAL APPOINTMENT CONSIDERATIONS- The at-large members appointed under paragraph (1) must have backgrounds that reflect--
 - (A) the purposes for which the conservation area was established; and

- (B) the interests of persons affected by the planning and management of the conservation area.
- (3) REPRESENTATION- The Secretary shall ensure that the membership of the Council is fairly balanced in terms of the points of view represented and the functions to be performed by the Council.

SEC. XXXXX LABYRINTH CANYON NATIONAL CONSERVATION AREA

The XXXXX Acre Labyrinth Canyon Conservation Area is highlighted as the eastern shore of the Green River and the associated canyon areas. The area lies adjacent to a portion of Canyonlands National Park and is near the Glen Canyon National Recreation Area. The area features petroglyphs, slot canyons, sand dunes, arches and cliffs. The primary recreational uses are associated with the Green River and include river running for motorized and non-motorized watercraft. On the mesa above the river, the main activities include grazing, hiking, mountain biking and Off Highway vehicle use. The area is managed to highlight the historic uses and the protection of important vistas and appropriate management of camping activities.

SEC. XXXX. EMERY COUNTY COMPREHENSIVE TRAVEL AND TRANSPORTATION MANAGEMENT PLAN.

The Emery County Transportation system shall consist of the following and will be consistent with the attached map. Federal Interstate System Freeways.

- Utah Department of Transportation Highways.
- Bureau of Land Management (BLM) system roads, including Elliot Mt. Rd.
- BLM designated motorized routes as identified in the Price Field Office Resource Management Plan (RMP) of 2008.
- Manti-LaSal National Forest (MLNF) system roads.
- MLNF motorized trails.
- City and County Class A,B and D roads.
- Emery County motorized trails.
- Federal, state and county designated non-motorized trails.
- Unauthorized roads and routes which provide access to dispersed camp sites.
- Huntington Airport, Green River Airport, Cedar Mountain Backcountry Airstrip, Hidden Splendor Backcountry Airstrip, Mexican Mountain Backcountry Airstrip.
- All Existing Routes east of SR-6 and east of SR-24.
- Future OHV Route From Carbon County Line to Quitchumpah, West of Communities.
- June's Bottom Road

- Seasonal OHV Route From Hidden Splendor Mine Airstrip Along Muddy Creek to EM 1013.
- Mexican Mountain Road to River.
- Sid’s Leap Road to end of road.
- The Green River

SEC. XXXX RECREATION

Manage recreation consistent with the PFO RMP.

MECHANIZED RECREATION: Mechanized recreation will be an unpermitted activity on routes designated for this purpose.

DISPERSED CAMPING: Allow dispersed camping throughout the PFO without permit, unless otherwise designated by the BLM. Determine and designate areas for dispersed camping and associated access routes with the cooperation of the county.

HORSEBACK RIDING.—Nothing in this subtitle precludes horseback riding in, or the entry of recreational or commercial saddle or pack stock into, an area designated as wilderness by this subtitle—

(1) in accordance with the Wilderness Act and

(2) in accordance with House Report 95-540 of P.L. 95-237, 1978 and using the minimum tool necessary to enhance wilderness character where appropriate and/or necessary

(3) subject to any terms and conditions determined to be necessary by the Secretary.

Traditional recreational saddle and pack stock use is recognized as an appropriate and historical use of wilderness.

Establish and maintain a trail system and associated trailhead structures to a sufficient standard to accommodate historical saddle and pack stock.

ROCKHOUNDING AND ROCK COLLECTING: retain these traditional activities. (Don’t know if this is where this belongs?)

SEC. XXXX. Road Setbacks

Setbacks. Setbacks of wilderness boundaries from roads will be measured from the center line of the road.

Setbacks along federal and state highways will be at the boundary of the right-of-way (ROW) or the property boundary or a minimum of 300 feet from center line, whichever is greater.

Setbacks from other paved roads or high standard dirt or gravel road will be at the ROW boundary, property boundary or 100 feet from center line, whichever is greater.

Setbacks from low standard dirt roads and designated routes will be at the ROW boundary, property boundary or 40 feet from center line.

SEC. XXXX. LAND DISPOSAL AND ACQUISITION.

Identify land desired by cities for open OHV areas and other uses here?

(a) In General- Consistent with applicable law, the Secretary of the Interior may sell public land located within Emery County, Utah, that, as of mm/dd/yyyy, has been identified for disposal in appropriate resource management plans.

(b) Use of Proceeds-

(1) IN GENERAL- Notwithstanding any other provision of law (other than a law that specifically provides for a portion of the proceeds of a land sale to be distributed to any trust fund of the State), proceeds from the sale of public land under subsection (a) shall be deposited in a separate account in the Treasury to be known as the 'Emery County, Utah Land Acquisition Account'.

(2) AVAILABILITY-

(A) IN GENERAL- Amounts in the account shall be available to the Secretary, without further appropriation, to purchase from willing sellers lands or interests in land within the wilderness areas and National Conservation Areas established by this subtitle.

(B) APPLICABILITY- Any purchase of land or interest in land under subparagraph (A) shall be in accordance with applicable law.

SEC. XXXX. PUBLIC PURPOSE CONVEYANCES.

Identify areas near cities for open OHV areas here?

(a) In General- Notwithstanding the land use planning requirements of sections 202 and 203 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1712, 1713), upon the request of the appropriate

local governmental entity, as described below, the Secretary shall convey the following parcels of public land without consideration, subject to the provisions of this section:

- (1)
- (2)
- (3)
- (4)
- (5)

(b) Map and Legal Descriptions- As soon as practicable after the date of enactment of this Act, the Secretary shall finalize legal descriptions of the parcels to be conveyed under this section. The Secretary may correct any minor errors in the map referenced in subsection (a) or in the applicable legal descriptions. The map and legal descriptions shall be on file and available for public inspection in the Price Field Office of the Bureau of Land Management.

(c) Reversion-

(1) IN GENERAL- If any parcel conveyed under this section ceases to be used for the public purpose for which the parcel was conveyed, as described in subsection (a), the land shall, at the discretion of the Secretary based on his determination of the best interests of the United States, revert to the United States.

(2) RESPONSIBILITY OF LOCAL GOVERNMENTAL ENTITY- If the Secretary determines pursuant to paragraph (1) that the land should revert to the United States, and if the Secretary determines that the land is contaminated with hazardous waste, the local governmental entity to which the land was conveyed shall be responsible for remediation of the contamination.

SEC. XXXX. SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION LANDS WITHIN DESIGNATED WILDERNESS

SITLA lands within designated wilderness areas will be traded out for determined federal areas, in agreement with federal agencies. The land trade will be accomplished in a tandem piece of legislation. To the extent possible, federal land areas within Emery County will be considered for trade.

SEC. XXXX. WILD AND SCENIC RIVER DESIGNATION.

(a) Designation- Section 3(a) of the Wild and Scenic Rivers Act (16 U.S.C. 1274(a)) (as amended by section 1852) is amended by adding the following, **consistent with the Price Field Office Resource Management Plan, 2008, those river segments within the boundary of Emery County.**

Protective management will apply to BLM lands along suitable river segments with 29 miles tentatively classified as Wild, 59 miles as Scenic, and 8 miles as Recreational (Map XXX).

Specific management prescriptions for each suitable segment are identified below:

Any portion of a suitable segment (Wild, Scenic, or Recreational) that is overlain by a WSA will be managed in accordance with the IMP, where the IMP is more restrictive than the prescriptions below.

- The prescriptions below reflect the least restrictive level of management that is applied to the *Price Approved RMP – Special Designations: Wild and Scenic Rivers* entire segment, although more restrictive management may apply to portions of the segment due to overlap from other management prescriptions.

[Need release language for W&SR process.](#)

Green River:

Chandler Creek to Florence Creek (Desolation Canyon)

Scenic

- Oil and gas leasing: Unavailable
- OHV category: Closed
- VRM designation: Class I

Florence Creek to Nefertiti boat ramp (Desolation and Gray Canyons)

Wild

- Oil and gas leasing: Unavailable
- OHV category: Closed
- VRM designation: Class I

Nefertiti boat ramp to Swasey’s Beach boat ramp

Recreational

- Oil and gas leasing: Unavailable
- OHV category: Closed
- VRM designation: Class I

Confluence with San Rafael River to Canyonlands National Park Suitable—

Scenic

- Oil and gas leasing: NSO
- OHV category: Limited to designated routes
- VRM designation: Class II