

tion of this Act to the Code, see Short Title of 1988 Amendment note set out under section 2687 of Title 10 and Tables.

The Defense Base Closure and Realignment Act of 1990, referred to in subsec. (d), is part A of title XXIX of div. B of Pub. L. 101-510, Nov. 5, 1990, 104 Stat. 1808, as amended, which amended section 2687 of Title 10 and enacted provisions set out as a note under section 2687 of Title 10.

AMENDMENTS

2019—Subsec. (a). Pub. L. 116-9, §1456(1), designated first sentence as par. (1) and second sentence as par. (2), inserted par. headings, substituted “The Secretary shall negotiate in good faith to reach an agreement with the California State Lands Commission (referred to in this section as the ‘Commission’)” for “Upon request of the California State Lands Commission (hereinafter in this section referred to as the ‘Commission’), the Secretary shall enter into negotiations for an agreement” in par. (1) and “To the maximum extent practicable, not later than 10 years after October 31, 1994, the Secretary shall” for “The Secretary shall negotiate in good faith to” in par. (2), and inserted “, national monuments, off-highway vehicle recreation areas,” after “more of the wilderness areas” in par. (1).

Subsec. (b)(1). Pub. L. 116-9, §1456(2), inserted “, national monuments, off-highway vehicle recreation areas,” after “wilderness areas”.

§ 410aaa-78. Access to private property

The Secretary shall provide adequate access to nonfederally owned land or interests in land within the boundaries of the conservation units and wilderness areas designated by this Act which will provide the owner of such land or interest the reasonable use and enjoyment thereof.

(Pub. L. 103-433, title VII, §708, Oct. 31, 1994, 108 Stat. 4500.)

REFERENCES IN TEXT

This Act, referred to in text, is defined in section 3 of Pub. L. 103-433, which is set out as a Definitions note under section 410aaa of this title.

§ 410aaa-79. Federal facilities fee equity

(a) Policy statement

It is the intent of Congress that entrance, tourism or recreational use fees for use of Federal lands and facilities not discriminate against any State or any region of the country.

(b) Fee study

The Secretary, in cooperation with other affected agencies, shall prepare and submit a report by May 1, 1996 to the Committee on Energy and Natural Resources of the United States Senate, the Committee on Natural Resources of the United States House of Representatives, and any other relevant committees, which shall—

- (1) identify all Federal lands and facilities that provide recreational or tourism use; and
- (2) analyze by State and region any fees charged for entrance, recreational or tourism use, if any, on Federal lands or facilities in a State or region, individually and collectively.

(c) Recommendations

Following completion of the report in subsection (b), the Secretary, in cooperation with other affected agencies, shall prepare and submit a report by May 1, 1997 to the Committee on Energy and Natural Resources of the United

States Senate, the Committee on Natural Resources of the United States House of Representatives, and any other relevant committees, which shall contain recommendations which the Secretary deems appropriate for implementing the congressional intent outlined in subsection (a).

(Pub. L. 103-433, title VII, §709, Oct. 31, 1994, 108 Stat. 4500.)

§ 410aaa-80. Land appraisal

Lands and interests in lands acquired pursuant to this Act shall be appraised without regard to the presence of a species listed as threatened or endangered pursuant to the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.).

(Pub. L. 103-433, title VII, §710, Oct. 31, 1994, 108 Stat. 4501.)

REFERENCES IN TEXT

This Act, referred to in text, is defined in section 3 of Pub. L. 103-433, which is set out as a Definitions note under section 410aaa of this title.

The Endangered Species Act of 1973, referred to in text, is Pub. L. 93-205, Dec. 28, 1973, 87 Stat. 884, as amended, which is classified principally to chapter 35 (§1531 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 1531 of this title and Tables.

§ 410aaa-81. Juniper Flats

Development of renewable energy generation facilities (excluding rights-of-way or facilities for the transmission of energy and telecommunication facilities and infrastructure) is prohibited on the approximately 27,990 acres of Federal land generally depicted as “BLM Land Unavailable for Energy Development” on the map entitled “Juniper Flats” and dated November 7, 2018.

(Pub. L. 103-433, title VII, §711, as added Pub. L. 116-9, title I, §1459, Mar. 12, 2019, 133 Stat. 718.)

PRIOR PROVISIONS

A prior section 410aaa-81, Pub. L. 103-433, title VII, §711, Oct. 31, 1994, 108 Stat. 4501, which defined the term “this Act” for purposes of titles I through IX of Pub. L. 103-433, was repealed by Pub. L. 116-9, title I, §1459, Mar. 12, 2019, 133 Stat. 718. See section 3 of Pub. L. 103-433, set out as a Definitions note under section 410aaa of this title.

§ 410aaa-81a. Transfer of land to Anza-Borrego Desert State Park

(a) In general

On termination of all mining claims to the land described in subsection (b), the Secretary shall transfer the land described in that subsection to the State of California.

(b) Description of land

The land referred to in subsection (a) is certain Bureau of Land Management land in San Diego County, California, comprising approximately 934 acres, as generally depicted on the map entitled “Proposed Table Mountain Wilderness Study Area Transfer to the State” and dated November 7, 2018.

(c) Management

(1) In general

The land transferred under subsection (a) shall be managed in accordance with the pro-