

Editorial Notes

AMENDMENTS

2009—Subsec. (a). Pub. L. 111–11, §7101(c)(1), substituted “\$50,000,000 for development, and \$25,000,000” for “\$25,000,000 for development, and \$3,000,000”.

Subsec. (b). Pub. L. 111–11, §7101(c)(2), substituted “\$250,000” for “\$100,000 except that the Federal contribution to the Commission shall not exceed 50 percent of the annual costs to the Commission in carrying out those duties”.

SUBCHAPTER LIX–X—SAGUARO NATIONAL PARK

§ 410zz. Findings and purpose

The Congress finds that—

(1) the Saguaro National Monument was established by Presidential Proclamation in 1933;

(2) the Tucson Mountain unit was established by Presidential Proclamation in 1961;

(3) in recognition of the need to provide increased protection for the monument, the boundaries of Tucson Mountain unit were expanded in 1976, and the boundaries of Rincon unit were expanded in 1991;

(4) the Tucson Mountain unit continues to face threats to the integrity of its natural resources, scenic beauty, and habitat protection for which the unit was established;

(5) these threats impede opportunities for public enjoyment, education, and safety within the monument, as well as opportunities for solitude within the wilderness areas of the monument designated by Congress in 1976;

(6) the residential and commercial growth of the greater Tucson, Arizona metropolitan area is causing increasing threats to the monument’s resources; and

(7) the Tucson Mountain unit should be enlarged by the addition of adjacent lands of National Park caliber and Saguaro National Monument should be afforded full recognition and statutory protection as a National Park.

(Pub. L. 103–364, §2, Oct. 14, 1994, 108 Stat. 3467.)

Statutory Notes and Related Subsidiaries

SHORT TITLE OF 2020 AMENDMENT

Pub. L. 116–260, div. FF, title II, §201(a), Dec. 27, 2020, 134 Stat. 3088, provided that: “This section [amending section 410zz–2 of this title] may be cited as the ‘Saguaro National Park Boundary Expansion Act.’”

SHORT TITLE

Pub. L. 103–364, §1, Oct. 14, 1994, 108 Stat. 3467, provided that: “This Act [enacting this subchapter and amending provisions listed in a table of National Monuments Established Under Presidential Proclamation set out under section 431 of this title] may be cited as the ‘Saguaro National Park Establishment Act of 1994.’”

§ 410zz–1. Establishment

There is hereby established the Saguaro National Park (hereinafter in this subchapter referred to as the “park”) in the State of Arizona. The Saguaro National Monument is abolished as such, and all lands and interests therein are hereby incorporated within and made part of Saguaro National Park. Any reference to Saguaro National Monument shall be deemed a

reference to Saguaro National Park, and any funds available for the purposes of the monument shall be available for purposes of the park.

(Pub. L. 103–364, §3, Oct. 14, 1994, 108 Stat. 3467.)

§ 410zz–2. Expansion of boundaries**(a) In general**

(1) The boundaries of the park are hereby modified to reflect the addition of approximately 3,460 acres of land and interests therein as generally depicted on the map entitled “Saguaro National Monument Additions” and dated April, 1994.

(2)(A) The boundaries of the park are further modified to include approximately 1,152 acres, as generally depicted on the map titled “Saguaro National Park Proposed Boundary Adjustment”, numbered 151/80,045G, and dated December 2020.

(B) The map referred to in subparagraph (A) shall be on file and available for inspection in the appropriate offices of the National Park Service.

(b) Land acquisition

(1) Within the lands added to the park pursuant to subsection (a), the Secretary is authorized to acquire lands and interests therein by donation, purchase with donated or appropriated funds, transfer, or exchange: *Provided*, That no such lands or interests therein may be acquired without the consent of the owner thereof unless the Secretary determines that the land is being developed, or is proposed to be developed in a manner which is detrimental¹ to the integrity of the park.

(2) The Secretary may, with the consent of the State of Arizona and in accordance with Federal and State law, acquire land or interests therein owned by the State of Arizona within the boundary of the park.

(3) If the Secretary is unable to acquire the State land under paragraph (2), the Secretary may enter into an agreement with the State that would allow the National Park Service to manage State land within the boundary of the park.

(c) Withdrawal

Subject to valid existing rights, all Federal lands within the park are hereby withdrawn from all forms of entry, appropriation, or disposal under the public land laws, from location, entry, or patent under the United States mining laws, and from disposition under all laws relating to mineral and geothermal leasing, and mineral materials, and all amendments thereto.

(Pub. L. 103–364, §4, Oct. 14, 1994, 108 Stat. 3468; Pub. L. 116–260, div. FF, title II, §201(b), Dec. 27, 2020, 134 Stat. 3088.)

Editorial Notes

AMENDMENTS

2020—Subsec. (a). Pub. L. 116–260, §201(b)(1), designated existing provisions as par. (1) and added par. (2).

Subsec. (b)(2), (3). Pub. L. 116–260, §201(b)(2), added pars. (2) and (3) and struck out former par. (2) which read as follows: “Lands or interests therein owned by

¹ So in original. Probably should be “detrimental”.