

1 Title: To establish the Sacramento River National Recreation Area in the State of California.

2  
3 Be it enacted by the Senate and House of Representatives of the United States of America in  
4 Congress assembled,

5  
6 **SECTION 1. SHORT TITLE.**

7  
8 This Act may be cited as the “Sacramento River National Recreation Area Act of 2010”.

9  
10 **SEC. 2. DEFINITIONS.**

11 In this Act:

12  
13 (1) **ADVISORY COUNCIL.**—The term “Advisory Council” means the Sacramento River  
14 National Recreation Area Advisory Council established by section 5(a).

15 (2) **MANAGEMENT PLAN.**—The term “management plan” means the management plan for  
16 the Recreation Area prepared under section 4(c).

17 (3) **RECREATION AREA.**—The term “Recreation Area” means the Sacramento River  
18 National Recreation Area.

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

20 (5) **STATE.**—The term “State” means the State of California.

21  
22 **SEC. 3. ESTABLISHMENT OF SACRAMENTO RIVER**  
23 **NATIONAL RECREATION AREA.**

24  
25 (a) **In General.**—To conserve, protect, and enhance the landscape described in subsection (b)  
26 in order to promote its outstanding recreational, ecological, geological, scenic, cultural, and  
27 historic resources, its fish and wildlife values, and other resources, there is established the  
28 Sacramento River National Recreation Area in the State, to be managed by the Redding Field  
29 Office of the Bureau of Land Management.

30  
31 (b) **Boundaries.**—

32 (1) **IN GENERAL.**—The Recreation Area shall consist of approximately 17,869 acres of  
33 Federal land in Tehama County and Shasta County, California, adjacent to the Sacramento  
34 River, lower Battle Creek, and lower Paynes Creek, as generally depicted on the map  
35 entitled “Sacramento River National Recreation Area” and dated January 29, 2010.

36 (2) **ADDITIONAL LAND.**—The boundaries of the Recreation Area shall be revised to  
37 include any land that is acquired by the Secretary from willing sellers or by donation after  
38 the date of enactment of this Act for inclusion in the Recreation Area.

39  
40 (c) **Map.**—

41 (1) **IN GENERAL.**—As soon as practicable, but not later than 3 years after the date of  
42 enactment of this Act, the Secretary shall submit a map and legal description of the  
43 Recreation Area to—

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

1 (B) the Committee on Natural Resources of the House of Representatives.

2 (2) EFFECT.—The map and legal description submitted under paragraph (1) shall have the  
3 same force and effect as if included in this Act, except that the Secretary may correct any  
4 clerical and typographical errors in the map and legal description.

5 (3) AVAILABILITY.—Copies of the map submitted under paragraph (1) shall be on file and  
6 available for public inspection in—

7 (A) the Office of the Director of the Bureau of Land Management; and

8 (B) the appropriate office of the Bureau of Land Management in California.

9  
10 (d) Inclusion in National Landscape Conservation System.—The Recreation Area shall be  
11 included in the National Landscape Conservation System.

## 12 13 SEC. 4. MANAGEMENT.

14  
15 (a) In General.—The Secretary shall manage the Recreation Area in a manner that achieves  
16 the stated goals and purposes described in section 3(a), in accordance with—

17 (1) this Act;

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

19 (3) any other applicable law.

20  
21 (b) Uses.—The Secretary shall only allow uses of the Recreation Area that would further the  
22 purposes for which the area is designated, as described in section 3(a).

23  
24 (c) Recreation Area Management Plan.—

25 (1) IN GENERAL.—Not later than 3 years after the date of enactment of this Act, the  
26 Secretary shall submit a comprehensive plan for the long-range protection and management  
27 of the Recreation Area to—

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

29 (B) the Committee on Natural Resources of the House of Representatives.

30 (2) CONTENTS OF PLAN.—The management plan—

31 (A) shall describe the appropriate uses and management of the Recreation Area in  
32 accordance with this Act;

33 (B) may incorporate any appropriate decisions, as determined by the Secretary, in  
34 accordance with this Act, that are contained in any management or activity plan for the  
35 area completed before the date of enactment of this Act;

36 (C) may incorporate appropriate wildlife habitat management plans or other plans  
37 prepared for the land within or adjacent to the Recreation Area before the date of  
38 enactment of this Act, in accordance with this Act;

39 (D) shall be prepared in consultation with—

40 (i) the Sacramento River National Recreation Area Advisory Council;

41 (ii) appropriate Federal, State, and local agencies (including Tehama County  
42 and Shasta County, California);

43 (iii) adjacent landowners; and

44 (iv) other stakeholders; and

45 (E) may use information developed under any studies of land within or adjacent to  
46 the Recreation Area carried out before the date of enactment of this Act.

1  
2 (d) Acquisition of Property.—

3 (1) IN GENERAL.—Any land adjacent to the Recreation Area that is acquired by the  
4 Secretary through a voluntary sale, exchange, or donation may, on the recommendation of  
5 the Secretary—

6 (A) become part of the Recreation Area; and

7 (B) be managed in accordance with—

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

10 (ii) this Act; and

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

12 (2) CONSENT.—No land or interest in land may be acquired under paragraph (1) without  
13 the consent of the owner of the land.

14  
15 (e) Private Property.—

16 (1) ACCESS TO PRIVATE PROPERTY.—

17 (A) IN GENERAL.—The Secretary shall provide landowners adequate access to  
18 inholdings within the Recreation Area.

19 (B) INHOLDINGS.—For access purposes, private land adjacent to the Recreation Area  
20 to which there is no other practicable access except through the Recreation Area shall  
21 be managed as an inholding.

22 (2) USE OF PRIVATE PROPERTY.—Nothing in this Act affects the ownership, management,  
23 or other rights relating to any non-Federal land (including any interest in any non-Federal  
24 land).

25 (3) BUFFER ZONES.—Nothing in this Act creates a protective perimeter or buffer zone  
26 around any area designated as a Recreation Area by this Act.

27 (4) VALID RIGHTS.—Nothing in this Act affects any easements, rights-of-way, and other  
28 valid rights in existence on the date of enactment of this Act.

29  
30 (f) Water Right Exclusion.—Nothing in this Act—

31 (1) shall constitute or be construed to constitute either an express or implied reservation  
32 by the United States of any water or water rights with respect to the land designated as a  
33 National Recreation Area by section 3(a); or

34 (2) shall affect any water rights existing on the date of enactment of this Act.

35  
36 (g) Hunting and Fishing.—Nothing in this Act shall be construed as—

37 (1) limiting hunting or fishing; or

38 (2) affecting the authority, jurisdiction, or responsibility of the State to manage, control,  
39 or regulate fish and resident wildlife under State law or regulations, including the regulation  
40 of hunting or fishing on public land managed by the Bureau of Land Management.

41  
42 (h) Motorized Vehicles.—Except in cases in which motorized vehicles are needed for  
43 administrative purposes, or to respond to an emergency, the use of motorized vehicles on public  
44 land in the Recreation Area shall be permitted only on routes designated by the management plan  
45 for their use.

1 (i) Motorized Boats.—

2 (1) IN GENERAL.—Nothing in this Act restricts the use of motorized boats on the  
3 Sacramento River.

4 (2) REGULATION.—Tehama County and Shasta County, California, and the California  
5 Department of Boating and Waterways shall retain authority to regulate motorized boating  
6 for the purpose of ensuring public safety and environmental protection.  
7

8 (j) Grazing.—In the Recreation Area, the grazing of livestock in areas in which grazing is  
9 established as of the date of enactment of this Act shall be allowed to continue, consistent with—

- 10 (1) this Act;  
11 (2) the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.); and  
12 (3) any regulations promulgated by the Secretary, acting through the Director of the  
13 Bureau of Land Management.  
14

15 (k) Withdrawal.—Subject to valid existing rights, all Federal land within the Recreation Area  
16 is withdrawn from—

- 17 (1) all forms of entry, appropriation, and disposal under the public land laws;  
18 (2) location, entry, and patenting under the mining laws; and  
19 (3) operation of the mineral leasing, mineral materials, and geothermal leasing laws.  
20

21 **SEC. 5. SACRAMENTO RIVER NATIONAL RECREATION**  
22 **AREA ADVISORY COUNCIL.**  
23

24 (a) Establishment.—There is established an advisory council to be known as the “Sacramento  
25 River National Recreation Area Advisory Council”.

26  
27 (b) Purpose.—The purposes of the Advisory Council are—

- 28 (1) to ensure public involvement in the management of the Recreation Area;  
29 (2) to provide advice, critiques, and recommendations to the Secretary relating to the  
30 development, implementation, and amendment of the management plan; and  
31 (3) to improve collaborative relationships among persons and entities interested in the  
32 management of the Recreation Area.  
33

34 (c) Composition of Council.—The Advisory Council shall consist of 11 members, of whom—

- 35 (1) 3 members shall be appointed by the Secretary, based on recommendations from the  
36 Board of Supervisors of Tehama County, to represent Tehama County, California;  
37 (2) 1 member shall be appointed by the Secretary, based on recommendations from the  
38 Board of Supervisors of Shasta County, to represent Shasta County, California;  
39 (3) 1 member shall be appointed by the Secretary to represent the conservation  
40 community that is carrying out conservation activities in or near the Recreation Area;  
41 (4) 1 member shall be appointed by the Secretary from the livestock grazing community  
42 in or near the Recreation Area;  
43 (5) 1 member shall be appointed by the Secretary to represent Indian tribes in or near the  
44 Recreation Area; and  
45 (6) 4 members shall be appointed by the Secretary to represent different sectors of the

1 recreation community that are carrying out activities in or near the Recreation Area.

2  
3 (d) Terms.—

4 (1) IN GENERAL.—Except as provided in paragraph (3), a member of the Advisory  
5 Council shall be appointed to a term of 4 years.

6 (2) REAPPOINTMENT.—A member of the Advisory Council may be reappointed to  
7 additional 4-year terms.

8 (3) INITIAL TERM.—Of the members initially appointed to the Advisory Council—

9 (A) 5 shall be appointed for a term of 2 years; and

10 (B) 6 shall be appointed for a term of 4 years.

11  
12 (e) Chairperson.—

13 (1) IN GENERAL.—The Advisory Council shall elect a member of the Advisory Council to  
14 serve as chairperson of the Advisory Council.

15 (2) TERM.—The chairperson of the Advisory Council shall serve for a term of 1 year.

16 (3) REELECTION.—The chairperson may be reelected for additional 1-year terms.

17  
18 (f) Consultation With Secretary.—The Secretary shall consult with the Advisory Council on a  
19 periodic basis to discuss matters relating to the development and implementation of the  
20 management plan for the Recreation Area.

21  
22 (g) Meetings.—

23 (1) IN GENERAL.—The Advisory Council shall meet—

24 (A) at the call of the Secretary; but

25 (B) not less than—

26 (i) 4 times annually while the management plan is being developed, unless a  
27 majority of members of the Advisory Council determine the meetings to be  
28 unnecessary; and

29 (ii) not less than annually after the management plan is completed.

30 (2) PUBLIC ACCESS.—All meetings of the Advisory Council shall be open to the public.

31 (3) PUBLIC COMMENTS.—During meetings, the Advisory Council shall provide interested  
32 persons a reasonable opportunity to comment on the management of the Recreation Area.

33 (4) NOTICE.—The Secretary shall provide appropriate notice of the time, date, and  
34 location of each meeting of the Advisory Council.

35  
36 (h) Compensation.—Members of the Advisory Council shall serve without pay.

37  
38 (i) Termination.—

39 (1) IN GENERAL.—Except as provided in paragraph (2), the Advisory Council shall  
40 terminate 20 years after the date of enactment of this Act.

41 (2) EXCEPTION.—The Secretary may, at the request of the Advisory Council, extend the  
42 authority of the Advisory Council beyond the date specified in paragraph (1).

43  
44 **SEC. 6. AUTHORIZATION OF APPROPRIATIONS.**

45  
46 There are authorized to be appropriated such sums as are necessary to carry out this Act.