

Calendar No. 532

117TH CONGRESS
2D SESSION**S. 1769****[Report No. 117–181]**

To adjust the boundary of the Santa Monica Mountains National Recreation Area to include the Rim of the Valley Corridor, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 20, 2021

Mrs. FEINSTEIN (for herself and Mr. PADILLA) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

OCTOBER 18, 2022

Reported under authority of the order of the Senate of October 14, 2022, by
Mr. MANCHIN, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

A BILL

To adjust the boundary of the Santa Monica Mountains National Recreation Area to include the Rim of the Valley Corridor, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Rim of the Valley Cor-
3 ridor Preservation Act”.

4 **SEC. 2. FINDINGS.**

5 Congress finds that—

6 (1) the Santa Monica Mountains National
7 Recreation Area was authorized as a unit of the Na-
8 tional Park System on November 10, 1978;

9 (2) the Santa Monica Mountains and the Rim
10 of the Valley Corridor include—

11 (A) nationally significant resources, includ-
12 ing—

13 (i) outstanding examples of geologic
14 history, including the evolution of the
15 Transverse Ranges Province;

16 (ii) a diversity of well-preserved ma-
17 rine and terrestrial paleontological re-
18 sources; and

19 (iii) high biodiversity, including out-
20 standing examples of native grasslands,
21 coastal sage scrub, chaparral, dry conif-
22 erous forests, and alluvian fan sage scrub;
23 and

24 (B) nationally significant cultural re-
25 sources that represent a wide range of themes

relating to human use and settlement in the region, including—

(i) high concentrations of archaeological resources that provide insight into more than 10,000 years of Tribal history; and

(ii) landmarks that represent topics such as architecture, recreation, and space exploration; and

(3) expanding the Santa Monica Mountains National Recreation Area would provide new opportunities for the National Park Service to serve a broad range of urban communities, including many communities that are—

(A) underrepresented in units of the National Park System; and

(B) underserved by State and local parks.

SEC. 3. BOUNDARY ADJUSTMENT; LAND ACQUISITION; ADMINISTRATION.

(a) BOUNDARY ADJUSTMENT.—Section 507(c)(1) of the National Parks and Recreation Act of 1978 (16 U.S.C. 460kk(c)(1)) is amended, in the first sentence, by striking “‘Santa Monica Mountains National Recreation Area and Santa Monica Mountains Zone, California, Boundary Map’, numbered 80,047–C and dated August

1 2001” and inserting “‘Rim of the Valley Unit—Santa
 2 Monica Mountains National Recreation Area’ and dated
 3 October 2017”.

4 (b) RIM OF THE VALLEY UNIT.—Section 507 of the
 5 National Parks and Recreation Act of 1978 (16 U.S.C.
 6 460kk) is amended by adding at the end the following:

7 “(u) RIM OF THE VALLEY UNIT.—

8 “(1) DEFINITIONS.—In this subsection:

9 “(A) STATE.—The term ‘State’ means the
 10 State of California.

11 “(B) UNIT.—The term ‘Unit’ means the
 12 Rim of the Valley Unit included within the
 13 boundaries of the recreation area, as depicted
 14 on the map described in subsection (e)(1).

15 “(C) UTILITY FACILITY.—The term ‘utility
 16 facility’ means—

17 “(i) electric substations, communica-
 18 tion facilities, towers, poles, and lines;

19 “(ii) ground wires;

20 “(iii) communications circuits;

21 “(iv) other utility structures; and

22 “(v) related infrastructure.

23 “(D) WATER RESOURCE FACILITY.—The
 24 term ‘water resource facility’ means—

25 “(i) irrigation and pumping facilities;

1 “(ii) dams and reservoirs;

2 “(iii) flood control facilities;

3 “(iv) water conservation works, in-
4 cluding debris protection facilities, sedi-
5 ment placement sites, rain gauges, and
6 stream gauges;

7 “(v) water quality, recycled water, and
8 pumping facilities;

9 “(vi) conveyance distribution systems;

10 “(vii) water treatment facilities;

11 “(viii) aqueducts;

12 “(ix) canals;

13 “(x) ditches;

14 “(xi) pipelines;

15 “(xii) wells;

16 “(xiii) hydropower projects;

17 “(xiv) transmission facilities; and

18 “(xv) other ancillary facilities, ground-
19 water recharge facilities, water conserva-
20 tion, water filtration plants, and other
21 water diversion, conservation, groundwater
22 recharge, storage, and carriage structures.

23 “(2) BOUNDARIES.—Not later than 3 years
24 after the date of enactment of this subsection, the
25 Secretary shall update the general management plan

1 for the recreation area developed under subsection
 2 (t) to reflect the boundaries designated on the map
 3 referred to in subsection (c)(1) to include the area
 4 known as the ‘Rim of the Valley Unit’.

5 “(3) ADMINISTRATION.—Subject to valid exist-
 6 ing rights, the Secretary shall administer the Unit
 7 and any land or interest in land acquired by the
 8 United States located within the boundaries of the
 9 Unit—

10 “(A) as part of the recreation area; and

11 “(B) in accordance with—

12 “(i) this section; and

13 “(ii) applicable laws (including regula-
 14 tions).

15 “(4) ACQUISITION OF LAND.—

16 “(A) IN GENERAL.—The Secretary may
 17 acquire non-Federal land within the boundaries
 18 of the Unit only through exchange, donation, or
 19 purchase from a willing seller.

20 “(B) USE OF EMINENT DOMAIN.—Nothing
 21 in this subsection authorizes the use of eminent
 22 domain to acquire land or interests in land
 23 within the boundaries of the Unit.

24 “(5) OUTSIDE ACTIVITIES.—The fact that cer-
 25 tain activities or land uses can be seen or heard

1 from within the Unit shall not preclude the activities
 2 or land uses outside the boundary of the Unit.

3 ~~“(6) EFFECT OF SUBSECTION.—~~Nothing in this
 4 subsection or the application of the applicable man-
 5 agement plan to the Unit—

6 ~~“(A) modifies any provision of Federal,~~
 7 ~~State, or local law with respect to public access~~
 8 ~~to, or use of, non-Federal land;~~

9 ~~“(B) creates any liability, or affects any li-~~
 10 ~~ability under any other law, of any private~~
 11 ~~property owner or other owner of non-Federal~~
 12 ~~land with respect to any person injured on pri-~~
 13 ~~vate property or other non-Federal land;~~

14 ~~“(C) affects the ownership, management,~~
 15 ~~or other rights relating to any non-Federal land~~
 16 ~~(including any interest in any non-Federal~~
 17 ~~land);~~

18 ~~“(D) requires any unit of local government~~
 19 ~~to participate in any program administered by~~
 20 ~~the Secretary;~~

21 ~~“(E) alters, modifies, or diminishes any~~
 22 ~~right, responsibility, power, authority, jurisdic-~~
 23 ~~tion, or entitlement of the State, any political~~
 24 ~~subdivision of the State, or any State or local~~

1 agency under existing Federal, State, or local
2 law (including regulations);

3 “(F) requires the creation of protective pe-
4 rimeters or buffer zones around the Unit;

5 “(G) requires or promotes the use of, or
6 encourages trespass on, land, facilities, or
7 rights-of-way owned by non-Federal entities, in-
8 cluding water resource facilities and public utili-
9 ties, without the written consent of the owner
10 of the land;

11 “(H) affects the operation, maintenance,
12 modification, construction, or expansion of any
13 water resource facility or utility facility located
14 within or adjacent to the Unit;

15 “(I) terminates the fee title to land, or the
16 customary operation, maintenance, repair, and
17 replacement activities on or under the land,
18 granted to public agencies that are authorized
19 under Federal or State law;

20 “(J) interferes with, obstructs, hinders, or
21 delays the exercise of any right to, or access to
22 any water resource facility or other facility or
23 property necessary or useful to access any
24 water right to operate any public water or util-
25 ity system; or

1 ~~“(K) requires initiation or reinitiation of~~
 2 ~~consultation with the Director of the United~~
 3 ~~States Fish and Wildlife Service under, or the~~
 4 ~~application of provisions of, the Endangered~~
 5 ~~Species Act of 1973 (16 U.S.C. 1531 et seq.),~~
 6 ~~the National Environmental Policy Act of 1969~~
 7 ~~(42 U.S.C. 4321 et seq.), or division A of sub-~~
 8 ~~title III of title 54, United States Code, relating~~
 9 ~~to any action or activity affecting water, water~~
 10 ~~rights, water management, or water resource~~
 11 ~~facilities within the Unit.~~

12 ~~“(7) UTILITY FACILITIES; WATER RESOURCE~~
 13 ~~FACILITIES.—A utility facility or water resource fa-~~
 14 ~~cility shall conduct activities in a manner that rea-~~
 15 ~~sonably avoids or reduces the impact of the activities~~
 16 ~~on the resources of the Unit.”.~~

17 **SECTION 1. SHORT TITLE.**

18 *This Act may be cited as the “Rim of the Valley Cor-*
 19 *ridor Preservation Act”.*

20 **SEC. 2. BOUNDARY ADJUSTMENT.**

21 *(a) BOUNDARY ADJUSTMENT.—Section 507(c) of the*
 22 *National Parks and Recreation Act of 1978 (16 U.S.C.*
 23 *460kk(c)) is amended by striking paragraph (1) and insert-*
 24 *ing the following:*

25 ~~“(1) BOUNDARY.—~~

1 “(A) *IN GENERAL.*—*The recreation area*
2 *shall consist of—*

3 “(i) *the land, water, and interests in*
4 *land and water generally depicted as the*
5 *recreation area on the map entitled ‘Santa*
6 *Monica Mountains National Recreation*
7 *Area and Santa Monica Mountains Zone,*
8 *California, Boundary Map’, numbered*
9 *80,047–C, and dated August 2001; and*

10 “(ii) *the land, water, and interests in*
11 *land and water, as generally depicted as*
12 *‘Proposed Addition’ on the map entitled*
13 *‘Rim of the Valley Unit—Santa Monica*
14 *Mountains National Recreation Area’, num-*
15 *bered 638/179670C, and dated July 12,*
16 *2022.*

17 “(B) *AVAILABILITY OF MAPS.*—*The maps*
18 *described in subparagraph (A) shall be on file*
19 *and available for public inspection in the appro-*
20 *priate offices of the National Park Service.*

21 “(C) *REVISIONS.*—*After advising the Com-*
22 *mittee on Energy and Natural Resources of the*
23 *Senate and the Committee on Natural Resources*
24 *of the House of Representatives, in writing, of*
25 *the proposed revision, the Secretary may make*

1 *minor revisions to the boundaries of the recre-*
2 *ation area by publication of a revised drawing*
3 *or other boundary description in the Federal*
4 *Register.”.*

5 **SEC. 3. ADMINISTRATION.**

6 *Any land or interest in land acquired by the Secretary*
7 *of the Interior within the Rim of the Valley Unit shall be*
8 *administered as part of the Santa Monica Mountains Na-*
9 *tional Recreation Area (referred to in this Act as the “Na-*
10 *tional Recreation Area”)* *in accordance with the laws (in-*
11 *cluding regulations) applicable to the National Recreation*
12 *Area.*

13 **SEC. 4. UTILITIES AND WATER RESOURCE FACILITIES.**

14 *The addition of the Rim of the Valley Unit to the Na-*
15 *tional Recreation Area shall not affect the operation, main-*
16 *tenance, or modification of water resource facilities or pub-*
17 *lic utilities within the Rim of the Valley Unit, except that*
18 *any utility or water resource facility activities in the Rim*
19 *of the Valley Unit shall be conducted in a manner that rea-*
20 *sonably avoids or reduces the impact of the activities on*
21 *resources of the Rim of the Valley Unit.*

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