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(Original Signature of Member)

114TH CONGRESS
2D SESSION

H. R. _____

To foster greater State and local community involvement in Federal land management decisions, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. ZINKE introduced the following bill; which was referred to the Committee on _____

A BILL

To foster greater State and local community involvement in Federal land management decisions, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Protecting Agriculture,
5 Conservation, and Recreation, and Empowering States
6 Act” or the “Protecting ACRES Act”.

1 **SEC. 2. CONDITIONS FOR PRESIDENTIAL PROCLAMATION**
2 **OF NATIONAL MONUMENTS.**

3 Section 320301(a) of title 54, United States Code,
4 is amended—

5 (1) by striking “The” and inserting the fol-
6 lowing:

7 “(1) IN GENERAL.—Subject to the require-
8 ments of paragraphs (2) and (3), the”;

9 (2) by adding at the end the following:

10 “(2) NOTICE AND COMMENT.—

11 “(A) PARTIES.—Not less than 1 year be-
12 fore a declaration under paragraph (1), the
13 President shall submit written notice of intent
14 to make a declaration to, and solicit comment
15 from—

16 “(i) each county, borough, and parish
17 created pursuant to State law that has
18 boundaries within, abutting, or adjacent to
19 lands in which all or part of the new or ex-
20 panded national monument would be lo-
21 cated;

22 “(ii) the wildlife management and
23 land management authority of each State
24 in which all or part of the new or expanded
25 national monument would be located; and

1 “(iii) each governor of a State in
2 which all or part of the new or expanded
3 national monument is or would be located.

4 “(B) PROCEDURES.—The notice and com-
5 ment required under subparagraph (A) shall
6 meet the required procedures of section 202(f)
7 of the Federal Land Policy and Management
8 Act of 1976 (43 U.S.C. 1712(f)).

9 “(3) LIMITATIONS.—A declaration under para-
10 graph (1) shall not take effect if, at the time of the
11 declaration—

12 “(A) a county, borough, or parish created
13 pursuant to State law that has boundaries with-
14 in, abutting, or adjacent to lands in which all
15 or part of the new or expanded national monu-
16 ment would be located has passed a resolution
17 disapproving of the declaration;

18 “(B) with respect to a new or expanded
19 national monument that would be equal to or
20 greater than 5,000 contiguous acres, the gov-
21 ernor of a State in which all or part of the na-
22 tional monument is or would be located has in-
23 formed the Secretary in writing that the gov-
24 ernor disapproves of the declaration;

1 “(C) an owner of private property that has
2 any boundary within the lands in which all or
3 part of the new or expanded national monu-
4 ment would be located has not submitted to the
5 Secretary informed written consent to the dec-
6 laration; or

7 “(D) the President is not in substantial
8 compliance with the requirements of paragraph
9 (2).”.

10 **SEC. 3. FEDERAL LAND CONSULTATIONS.**

11 The Federal Land Policy and Management Act of
12 1976 (43 U.S.C. 1701 et seq.) is amended—

13 (1) in section 202—

14 (A) in subparagraph (c)(9), by inserting
15 “Such officials are also authorized to advise the
16 Secretary of potential impacts proposed land
17 use plans may have on a unit of local govern-
18 ment that has boundaries within, abutting, or
19 adjacent to lands included in the development
20 or revision of land use plans.” after “referred
21 to them by him.”; and

22 (B) in subparagraph (f)—

23 (i) by striking “where appropriate”;
24 and

1 (ii) by adding at the end the fol-
2 lowing:

3 “Such procedures shall require that—

4 “(1) not less than 60 days before the deadline
5 to submit comment on a proposed development or
6 revision of a land use plan, the Secretary shall—

7 “(A) print not less than two notices in a
8 local newspaper of each county, borough, and
9 parish created pursuant to State law that has
10 boundaries within, abutting, or adjacent to
11 lands that are included in the proposed develop-
12 ment or revision of a land use plan that each
13 detail—

14 “(i) the nature of the proposed devel-
15 opment or revision of a land use plan;

16 “(ii) the date, time, and place of the
17 public meetings described in subparagraph
18 (D);

19 “(iii) the deadline for submitting com-
20 ments;

21 “(iv) the procedure for submitting
22 comments; and

23 “(v) any restrictions on a person’s eli-
24 gibility to submit comments;

1 “(B) send written notice of the proposed
2 development or revision of a land use plan, in-
3 cluding the information described in clauses (i)
4 through (v) of subparagraph (A) to—

5 “(i) units of local governments that
6 have boundaries within, abutting, or adja-
7 cent to lands that are included in the pro-
8 posed development or revision of a land
9 use plan;

10 “(ii) owners of land that has bound-
11 aries within, abutting, or adjacent to lands
12 that are included in the proposed develop-
13 ment or revision of a land use plan; and

14 “(iii) and other affected persons, as
15 determined by the Secretary.

16 “(C) meet at least once with elected leader-
17 ship of the governing body of each county, bor-
18 ough, and parish created pursuant to State law
19 that has boundaries within, abutting, or adja-
20 cent to lands that are included in the proposed
21 development or revision of a land use plan; and

22 “(D) hold not less than two public meet-
23 ings within each county, borough, and parish
24 created pursuant to State law that has bound-
25 aries within, abutting, or adjacent to lands that

1 are affected by the proposed development or re-
2 vision of a land use plan; and

3 “(2) not more than 60 days after the deadline
4 for comment, the Secretary shall publish a statement
5 in the Federal register and on the website of the De-
6 partment of the Interior that—

7 “(A) summarizes the comments received;

8 “(B) describes the disposition of the con-
9 cerns expressed in such comments; and

10 “(C) describes the final plan.”; and

11 (2) in section 204(e)(2)—

12 (A) in paragraph (11) by striking “and”;

13 (B) in paragraph (12) by striking the pe-
14 riod at the end and inserting “; and”; and

15 (C) by adding at the end the following:

16 “(13) a statement of the support or the dis-
17 approval of each unit of local government that has
18 boundaries within, abutting, or adjacent to lands af-
19 fected by such withdrawal.”.