

## HR 1838

### Clear Creek National Recreation Area and Conservation Act

**Congress:** 114 (2015–2017, Ended)

**Chamber:** House

**Policy Area:** Public Lands and Natural Resources

**Introduced:** Apr 16, 2015

**Current Status:** Committee on Energy and Natural Resources. Hearings held. Hearings printed: S.Hrg. 114-509.

**Latest Action:** Committee on Energy and Natural Resources. Hearings held. Hearings printed: S.Hrg. 114-509. (Sep 22, 2016)

**Official Text:** <https://www.congress.gov/bill/114th-congress/house-bill/1838>

### Sponsor

**Name:** Rep. Farr, Sam [D-CA-20]

**Party:** Democratic • **State:** CA • **Chamber:** House

### Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Denham, Jeff [R-CA-10]	R · CA		Apr 16, 2015
Rep. Valadao, David G. [R-CA-21]	R · CA		Apr 16, 2015
Rep. Cook, Paul [R-CA-8]	R · CA		Nov 30, 2015

### Committee Activity

Committee	Chamber	Activity	Date
Energy and Natural Resources Committee	Senate	Hearings By (full committee)	Sep 22, 2016
Natural Resources Committee	House	Discharged from	Mar 15, 2016

### Subjects & Policy Tags

#### Policy Area:

Public Lands and Natural Resources

### Related Bills

No related bills are listed.

## **Clear Creek National Recreation Area and Conservation Act**

(Sec. 3) This bill establishes the Clear Creek National Recreation Area in California to promote environmentally responsible off-highway vehicle recreation and support other public recreational uses, including hunting, hiking, and rock and gem collecting.

(Sec. 4) The Department of the Interior shall:

- prioritize environmentally responsible off-highway vehicle recreation and also facilitate hunting, hiking, gem collecting, and the use of motorized vehicles, mountain bikes, and horses;
- issue special recreation permits for motorized and nonmotorized events; and
- reopen the Clear Creek Management Area to such uses.

Interior shall use the 2006 Clear Creek Management Area Travel Management Plan, as modified by this bill or by Interior, to incorporate natural resource protection information unavailable in 2006 as the basis for an interim management plan to govern off-highway vehicle recreation in the Recreation Area.

Interior shall create a comprehensive management plan for the Recreation Area, which shall include:

- a hazards education program to inform people entering the Recreation Area of the asbestos-related risks associated with various activities within the recreation area, including off-highway vehicle recreation; and
- a user fee program for motorized vehicle use and guidelines for the use of the funds collected for the management and improvement of the recreation area.

Interior may acquire by purchase from willing sellers, donation, or exchange:

- lands adjacent to the Recreation Area, and
- lands or interests in land to improve public safety in allowing access to the Recreation Area.

Landowners must be given adequate access to inholdings within the Recreation Area. Private land adjacent to the Recreation Area to which there is no practicable access except through the recreation area shall be managed as an inholding.

Nothing in this bill:

- creates a protective perimeter or buffer zone around the Recreation Area,
- constitutes a reservation by the United States of any water or water rights,
- limits hunting or fishing, or
- affects state authority to manage or regulated fish and resident wildlife.

The use of motorized vehicles on public land in the Recreation Area shall be permitted only on roads, trails, and areas designated by the management plan.

Livestock grazing shall be allowed to continue in certain parts of the Recreation Area.

The bill withdraws all federal land within the Recreation Area from: (1) all forms of entry, appropriations, and disposal under the public land laws; (2) location, entry, and patenting under the mining laws; and (3) operation of the mineral

leasing, mineral materials, and geothermal leasing laws.

The National Oil and Hazardous Substances Pollution Contingency Plan shall not apply to Interior's management of asbestos exposure risks faced by the public when recreating within the Recreation Area.

(Sec. 5) The bill designates approximately 21,000 acres of identified federal lands in Fresno and San Benito Counties, California, as the Joaquin Rocks Wilderness, and a component of the National Wilderness Preservation System.

(Sec. 6) The bill also releases the San Benito Mountain Wilderness Study Area from specified requirements applicable to public lands subject to a wilderness review.

(Sec. 7) No additional funds are authorized to carry out this bill's requirements, and those requirements shall be carried out using amounts otherwise authorized.

## **Actions Timeline**

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- **Sep 22, 2016:** Committee on Energy and Natural Resources. Hearings held. Hearings printed: S.Hrg. 114-509.
- **Jul 6, 2016:** Received in the Senate and Read twice and referred to the Committee on Energy and Natural Resources.
- **Jul 5, 2016:** Mrs. Lummis moved to suspend the rules and pass the bill, as amended.
- **Jul 5, 2016:** Considered under suspension of the rules. (consideration: CR H4253-4255)
- **Jul 5, 2016:** DEBATE - The House proceeded with forty minutes of debate on H.R. 1838.
- **Jul 5, 2016:** Passed/agreed to in House: On motion to suspend the rules and pass the bill, as amended Agreed to by voice vote.(text: CR H4253-4254)
- **Jul 5, 2016:** On motion to suspend the rules and pass the bill, as amended Agreed to by voice vote. (text: CR H4253-4254)
- **Jul 5, 2016:** Motion to reconsider laid on the table Agreed to without objection.
- **Jul 5, 2016:** The title of the measure was amended. Agreed to without objection.
- **May 23, 2016:** Reported (Amended) by the Committee on Natural Resources. H. Rept. 114-585.
- **May 23, 2016:** Placed on the Union Calendar, Calendar No. 455.
- **Mar 16, 2016:** Committee Consideration and Mark-up Session Held.
- **Mar 16, 2016:** Ordered to be Reported (Amended) by Unanimous Consent.
- **Mar 15, 2016:** Committee Consideration and Mark-up Session Held.
- **Mar 15, 2016:** Subcommittee on Federal Lands Discharged.
- **Dec 9, 2015:** Subcommittee Hearings Held.
- **May 7, 2015:** Referred to the Subcommittee on Federal Lands.
- **Apr 16, 2015:** Introduced in House
- **Apr 16, 2015:** Referred to the House Committee on Natural Resources.