

118TH CONGRESS  
1ST SESSION

# H. R. 6209

To amend the Sloan Canyon National Conservation Area Act to adjust the boundary of the Sloan Canyon National Conservation Area, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 2, 2023

Ms. TITUS introduced the following bill; which was referred to the Committee on Natural Resources

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## A BILL

To amend the Sloan Canyon National Conservation Area Act to adjust the boundary of the Sloan Canyon National Conservation Area, 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 “Sloan Canyon Con-  
5 servation and Lateral Pipeline Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

1           (1) CONSERVATION AREA.—The term “Con-  
2           servation Area” means the Sloan Canyon National  
3           Conservation Area.

4           (2) SECRETARY.—The term “Secretary” means  
5           the Secretary of the Interior, acting through the Di-  
6           rector of the Bureau of Land Management.

7   **SEC. 3. SLOAN CANYON NATIONAL CONSERVATION AREA**  
8                                   **BOUNDARY ADJUSTMENT.**

9           (a) BOUNDARY ADJUSTMENT.—

10           (1) MAP.—Section 603(4) of the Sloan Canyon  
11           National Conservation Area Act (16 U.S.C. 460qqq-  
12           1(4)) is amended by striking “map entitled ‘South-  
13           ern Nevada Public Land Management Act’ and  
14           dated October 1, 2002” and inserting “map entitled  
15           ‘Proposed Sloan Canyon Expansion’ and dated June  
16           7, 2023”.

17           (2) ACREAGE.—Section 604(b) of the Sloan  
18           Canyon National Conservation Area Act (16 U.S.C.  
19           460qqq-2(b)) is amended by striking “48,438” and  
20           inserting “57,728”.

21           (b) RIGHT-OF-WAY.—Section 605 of the Sloan Can-  
22           yon National Conservation Area Act (16 U.S.C. 460qqq-  
23           3) is amended by adding at the end the following:

24           “(h) HORIZON LATERAL PIPELINE RIGHT-OF-  
25           WAY.—

1           “(1) IN GENERAL.—Notwithstanding sections  
2           202 and 503 of the Federal Land Policy Manage-  
3           ment Act of 1976 (43 U.S.C. 1712, 1763) and sub-  
4           ject to valid existing rights and paragraph (3), the  
5           Secretary of the Interior, acting through the Direc-  
6           tor of the Bureau of Land Management (referred to  
7           in this subsection as the ‘Secretary’), shall, not later  
8           than 1 year after the date of enactment of this sub-  
9           section, grant to the Southern Nevada Water Au-  
10          thority (referred to in this subsection as the ‘Author-  
11          ity’), not subject to the payment of rents or other  
12          charges, the temporary and permanent water pipe-  
13          line infrastructure, and outside the boundaries of the  
14          Conservation Area, powerline, facility, and access  
15          road rights-of-way depicted on the map for the pur-  
16          poses of—

17                   “(A) performing geotechnical investigations  
18                   within the rights-of-way; and

19                   “(B) constructing and operating water  
20                   transmission and related facilities.

21          “(2) EXCAVATION AND DISPOSAL.—

22                   “(A) IN GENERAL.—The Authority may,  
23                   without consideration, excavate and use or dis-  
24                   pose of sand, gravel, minerals, or other mate-  
25                   rials from the tunneling of the water pipeline

1 necessary to fulfill the purpose of the rights-of-  
2 way granted under paragraph (1).

3 “(B) MEMORANDUM OF UNDER-  
4 STANDING.—Not later than 30 days after the  
5 date on which the rights-of-way are granted  
6 under paragraph (1), the Secretary and the Au-  
7 thority shall enter into a memorandum of un-  
8 derstanding identifying Federal land on which  
9 the Authority may dispose of materials under  
10 subparagraph (A) to further the interests of the  
11 Bureau of Land Management.

12 “(3) REQUIREMENTS.—A right-of-way issued  
13 under this subsection shall be subject to the fol-  
14 lowing requirements:

15 “(A) The Secretary may include reasonable  
16 terms and conditions, consistent with section  
17 505 of the Federal Land Policy and Manage-  
18 ment Act of 1976 (43 U.S.C. 1765), as are nec-  
19 essary to protect Conservation Area resources.

20 “(B) Construction of the water pipeline  
21 shall not permanently adversely affect conserva-  
22 tion area surface resources.

23 “(C) The right-of-way shall not be located  
24 through or under any area designated as wilder-  
25 ness.”.

1           (c) PRESERVATION OF TRANSMISSION AND UTILITY  
2 CORRIDORS AND RIGHTS-OF-WAY.—The expansion of the  
3 Conservation Area boundary under the amendment made  
4 by subsection (a)—

5           (1) shall be subject to valid existing rights, in-  
6 cluding land within a designated utility transmission  
7 corridor or a transmission line right-of-way grant  
8 approved by the Secretary in a record of decision  
9 issued before the date of the enactment of this Act;

10           (2) shall not preclude—

11           (A) any activity authorized in accordance  
12 with a designated corridor or right-of-way re-  
13 ferred to in paragraph (1), including the oper-  
14 ation, maintenance, repair, or replacement of  
15 any authorized utility facility within the cor-  
16 ridor or right-of-way; or

17           (B) the Secretary from authorizing the es-  
18 tablishment of a new utility facility right-of-way  
19 within an existing designated transportation  
20 and utility corridor referred to in paragraph (1)  
21 in accordance with—

22           (i) the National Environmental Policy  
23 Act of 1969 (42 U.S.C. 4321 et seq.) and  
24 other applicable laws; and

1                   (ii) subject to such terms and condi-  
2                   tions as the Secretary determines to be ap-  
3                   propriate; and

4                   (3) except as provided in the amendment made  
5                   by subsection (b), modifies the management of the  
6                   Conservation Area pursuant to section 605 of the  
7                   Sloan Canyon National Conservation Area Act (16  
8                   U.S.C. 460qqq-3).

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