

109TH CONGRESS
1ST SESSION

S. _____

To establish the Sedona Red-Rock National Scenic Area in the Coconino National Forest, Arizona, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. McCAIN introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To establish the Sedona Red-Rock National Scenic Area in the Coconino National Forest, Arizona, 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 “Sedona-Red Rock Na-
5 tional Scenic Area Act of 2005”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) **RESOURCE PLAN.**—The term “Resource
9 Plan” means the Coconino National Forest Land
10 and Resource Plan, dated June 1998.

1 (2) FORCE AND EFFECT.—The map and bound-
2 ary description filed under paragraph (1) shall have
3 the same force and effect as if included in this Act,
4 except that the Secretary may correct any minor er-
5 rors in the map and boundary description.

6 (3) AVAILABILITY OF MAP AND BOUNDARY DE-
7 SCRIPTION.—The map and boundary description
8 filed under paragraph (1) shall be on file and avail-
9 able for public inspection in the Office of the Chief
10 of the Forest Service.

11 (d) ADMINISTRATION.—

12 (1) IN GENERAL.—The Secretary shall admin-
13 ister the Scenic Area in accordance with—

14 (A) this Act; and

15 (B) the laws (including regulations) gen-
16 erally applicable to the National Forest System.

17 (2) CONFLICT BETWEEN LAWS.—In the event
18 of conflict between this Act and the laws (including
19 regulations) applicable to the National Forest Sys-
20 tem, this Act shall take precedence.

21 (e) RESTRICTION ON EXCHANGES OF LAND IN THE
22 SCENIC AREA.—The Secretary may exchange National
23 Forest System land in the Scenic Area only if—

1 (1) the exchange results in the acquisition of
2 National Forest System land in the Scenic Area
3 from a willing seller; and

4 (2) an environmental analysis (including an op-
5 portunity for public comment) is completed in ac-
6 cordance with the Resource Plan before the ex-
7 change.

8 (f) WILDFIRE SUPPRESSION.—A wildfire in the Sce-
9 nic Area shall be suppressed—

10 (1) in a manner consistent with the purposes of
11 the Scenic Area; and

12 (2) using such means as the Secretary deter-
13 mines to be appropriate to save lives and personal
14 property.

15 (g) CONTROL OF INSECTS AND DISEASE.—The Sec-
16 retary may control insect and plant or animal disease out-
17 breaks in the Scenic Area to—

- 18 (1) maintain scenic quality;
19 (2) prevent tree mortality;
20 (3) reduce hazards to visitors; or
21 (4) protect private property.

22 (h) NO EFFECT ON SURROUNDING LAND.—The es-
23 tablishment of the Scenic Area does not affect the man-
24 agement of—

1 (1) State, municipal, or private land located in
2 the vicinity of the National Forest System land that
3 is included in the Scenic Area; or

4 (2) National Forest System land that is not in-
5 cluded in the Scenic Area.

6 (i) NO EFFECT ON FOREST SERVICE PLANNING
7 POLICIES.—Except as provided in subsection (e), the es-
8 tablishment of the Scenic Area does not affect the Re-
9 source Plan, as in effect on the day before the date of
10 enactment of this Act.

11 (j) NO EFFECT ON LOCAL GOVERNMENT DISCRE-
12 TION.—The establishment of the Scenic Area does not af-
13 fect the discretion of local governing bodies (including
14 counties, municipalities, and fire and school districts) to
15 seek assistance from the Secretary with respect to the res-
16 olution of local infrastructure and land use issues that in-
17 volve National Forest System land within the Scenic Area.