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(Original Signature of Member)

114TH CONGRESS
2D SESSION

H. R.

To establish the Santa Ana Mountains to Sea National Monument consisting of nationally significant natural and cultural resources of the historic Santa Ana Mountains, Cleveland National Forest, and other lands in Orange County, California, to provide for conservation, collaborative stewardship, and public use and enjoyment of these resources, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

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

A BILL

To establish the Santa Ana Mountains to Sea National Monument consisting of nationally significant natural and cultural resources of the historic Santa Ana Mountains, Cleveland National Forest, and other lands in Orange County, California, to provide for conservation, collaborative stewardship, and public use and enjoyment of these resources, 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; TABLE OF CONTENTS.**

2 (a) SHORT TITLE.—This Act may be cited as the
3 “Santa Ana Mountains to Sea National Monument Estab-
4 lishment Act”.

5 (b) TABLE OF CONTENTS.—The table of contents of
6 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Findings.
- Sec. 3. Establishment of Santa Ana Mountains to Sea National Monument.
- Sec. 4. Management of the Monument.
- Sec. 5. Monument Plan.
- Sec. 6. Acquisition of land.
- Sec. 7. Advisory Committee.
- Sec. 8. Clarification of effect of Act.
- Sec. 9. Definitions.

7 **SEC. 2. FINDINGS.**

8 The Congress makes the following findings:

9 (1) In the heart of densely populated southern
10 California lies a magnificent over 100,000 acre net-
11 work of permanently preserved land and open space,
12 38,000 acres of which were designated in 2006 as a
13 National Natural Landmark by the Department of
14 the Interior and as California’s first Natural Land-
15 mark in 2008 for the land’s exceptional biological
16 and geological attributes.

17 (2) The Cleveland National Forest, established
18 in 1908 by President Theodore Roosevelt and named
19 for President Grover Cleveland, is the southernmost
20 national forest in California. The west-facing slope
21 of the northern and central Santa Ana Mountains

1 are dominant features within this landscape, includ-
2 ing elevations ranging from approximately 1,200 feet
3 at the mouth of Silverado Canyon to over 5,600 feet
4 at Santiago Peak.

5 (3) The National Forest is an important habi-
6 tat link to surrounding regional wildlife preserves.
7 Chaparral and coastal sage scrub habitats are char-
8 acteristic of the local landscape. The area contains
9 a number of oak woodlands and grassy meadows.
10 Certain creeks have been designated as critical habi-
11 tat for one or more threatened or endangered spe-
12 cies, including southern steelhead (*Oncorhynchus*
13 *mykiss*), speckled dace (*Rhinichthys osculus*), the
14 southwestern pond turtle (*Clemmys marmorata*
15 *pallida*), and southwestern arroyo toad (*Bufo*
16 *californicus*). Other endangered, threatened and sen-
17 sitive species in this habitat include California
18 gnatcatcher (*Polioptila californica*), California spot-
19 ted owl (*Strix occidentalis*), and least Bell's vireo
20 (*Vireo bellii pusillus*). Chiquito Basin, a Special In-
21 terest Area in the upland portion of the Santa Ana
22 Mountains, has a number of endemic and rare
23 plants, including San Miguel savory (*Satureja*
24 *chandleri*) and Fish's milkwort (*Polygala cornuta*
25 *var. fishiae*).

1 (4) Historic and prehistoric sites can be found
2 in several of the canyons. Plant materials tradition-
3 ally used by Native Americans thrive in several loca-
4 tions.

5 (5) The Cleveland National Forest is the
6 wildland backdrop for millions of Orange County
7 residents, whose communities are minutes away
8 from this part of the National Forest System. The
9 Santa Ana Mountains are an important day-use area
10 for Orange County, offering open-space links to sur-
11 rounding communities, and providing opportunities
12 for challenge, solitude, and contemplation close to
13 urban populations, as well as exceptional trail-based
14 and riparian recreation.

15 (6) Since 1866, when the Rancho San Joaquin,
16 Rancho Lomas de Santiago, and Rancho Santiago
17 Santa Ana were combined by James Irvine and his
18 partners to establish the Irvine Ranch, its history
19 has reflected the rich tradition of California agri-
20 culture and the bounty made possible by industrious
21 settlers, fertile land, and abundant sunshine.

22 (7) Owing to the continuing stewardship of The
23 Irvine Company since its founding in 1864, along
24 with the extraordinary efforts of a wide variety of
25 government, private, nonprofit, and other partners,

1 more than half of the original Irvine Ranch has been
2 permanently protected and shall remain undeveloped
3 in perpetuity.

4 (8) The historic Irvine Ranch, along with por-
5 tions of the Trabuco Ranger District of the Cleve-
6 land National Forest and wilderness parks and pre-
7 serves owned by the County of Orange and other
8 local governments, comprise a 156-square mile
9 swath of preserved land and natural open space ex-
10 tending from the crest of the coastal mountains to
11 the Pacific Ocean.

12 (9) The open space of the historic Irvine Ranch
13 and adjacent areas of the California Floristic Prov-
14 ince are home to a wide array of threatened and en-
15 dangered plant and animal species found nowhere
16 else, and many of these lands were the setting of the
17 first Natural Community Conservation Planning
18 Agreement in 1996, which protected the California
19 gnatcatcher and a large list of protected species
20 while allowing responsible, well-considered develop-
21 ment.

22 (10) Designation of open space within the
23 boundary of the historic Irvine Ranch and a sur-
24 rounding landscape of other connected protected
25 open space as a National Monument would perma-

1 nently protect the unique biological, cultural, geo-
2 logical, and historic values of the area for present
3 and future generations, while enhancing opportuni-
4 ties for collaborative stewardship, scientific research,
5 public education, and continued recreation on,
6 among other things, the 22-mile Mountains to Sea
7 National Recreational Trail.

8 (11) Reaches of the Mountains to Sea National
9 Recreational Trail within the boundary of the Monu-
10 ment will be managed consistent with the commit-
11 ments of that designation and the Monument Plan.

12 (12) There is a great need nationwide to estab-
13 lish, facilitate, and support new institutional models
14 of collaborative management and stewardship of na-
15 tionally significant landscapes that do not rely en-
16 tirely on Federal land ownership or funding.

17 **SEC. 3. ESTABLISHMENT OF SANTA ANA MOUNTAINS TO**
18 **SEA NATIONAL MONUMENT.**

19 (a) ESTABLISHMENT.—The approximately 100,000
20 acres of land owned or controlled by the Federal, State,
21 or local government depicted on the Map as
22 _____ are hereby established as the “Santa
23 Ana Mountains to Sea National Monument”. The Sec-
24 retary may make minor adjustments to the boundary of
25 the Monument.

1 (b) PURPOSES.—The purposes of the Monument are
2 to—

3 (1) preserve and protect the nationally signifi-
4 cant biological, cultural, recreational, geological, edu-
5 cational, historic, scenic, and scientific values of fea-
6 tures and lands within its boundaries;

7 (2) secure the opportunity for present and fu-
8 ture generations to experience and enjoy the mag-
9 nificent flora and fauna, wildlife, land forms, and
10 natural and cultural resources of the Monument;

11 (3) provide access and opportunities for envi-
12 ronmental education, exploration, and scientific re-
13 search;

14 (4) foster and support collaborative stewardship
15 across ownership boundaries toward a common vi-
16 sion of the highest standards of conservation and
17 recreation;

18 (5) establish, facilitate, and support new insti-
19 tutional models of collaborative management and
20 stewardship of nationally significant landscapes that
21 do not rely entirely on Federal land ownership or
22 funding; and

23 (6) inspire public support for land conservation
24 and stewardship in one of the most densely popu-
25 lated regions of the United States.

1 (c) MAP; LEGAL DESCRIPTIONS.—

2 (1) LEGAL DESCRIPTION.—As soon as prac-
3 ticable after the date of the enactment of this Act,
4 the Secretary shall submit legal descriptions of the
5 Monument, as generally depicted on the Map, to—

6 (A) the Committee on Natural Resources
7 of the House of Representatives; and

8 (B) the Committee on Energy and Natural
9 Resources of the Senate.

10 (2) CORRECTIONS.—The Map and legal descrip-
11 tions of the Monument shall have the same force
12 and effect as if included in this Act, except that the
13 Secretary may correct clerical and typographical er-
14 rors in the Map and legal descriptions.

15 (3) AVAILABILITY OF MAP.—The Map, updated
16 as necessary to reflect any boundary changes to the
17 Monument, shall be on file and available for public
18 inspection in the appropriate offices of the Forest
19 Service and the Office of the County Clerk of Or-
20 ange County, California.

21 **SEC. 4. MANAGEMENT OF THE MONUMENT.**

22 (a) INTERIM MANAGEMENT.—Pending completion of
23 the Monument Plan, the Federal and other non-private
24 land owners shall manage lands within the Monument in

1 accordance with then-current authority, including the
2 Cleveland National Forest Land Management Plan.

3 (b) APPLICABLE LAWS.—The Monument shall be ad-
4 ministered in accordance with the Monument Plan and
5 other applicable laws.

6 (c) COLLABORATIVE MANAGEMENT.—The Secretary
7 shall collaboratively manage, along with non-Federal pub-
8 lic entities, the non-private land within the exterior bound-
9 aries of the Monument to protect the resources of the
10 Monument, subject to valid existing rights.

11 (d) COOPERATIVE AGREEMENTS; GENERAL AUTHOR-
12 ITY.—To better implement the Monument Plan and com-
13 ply with existing authorities applicable to the Monument,
14 the Secretary may enter into cooperative agreements and
15 otherwise foster interagency cooperation, including the
16 transfer of funds from the Secretary to participating enti-
17 ties to administer the Monument.

18 **SEC. 5. MONUMENT PLAN.**

19 (a) ADMINISTRATOR.—The Secretary, in consultation
20 with the Advisory Committee, shall appoint a Forest Serv-
21 ice employee as Administrator. The Administrator shall
22 assist with the development and implementation of the
23 Monument Plan and shall serve in this capacity at the
24 pleasure of the Secretary.

25 (b) DEVELOPMENT AND SUBMISSION.—

1 (1) DEVELOPMENT OF MONUMENT PLAN.—The
2 Secretary, in consultation with the Administrator,
3 the Advisory Committee, and interested private
4 property owners and holders of valid existing rights
5 within the Monument, shall develop a Monument
6 Plan for the conservation, protection, and adminis-
7 tration of the Monument, in accordance with all ap-
8 plicable laws.

9 (2) SUBMISSION OF PLAN.—Not later than 3
10 full fiscal years after the date of the enactment of
11 this Act, the Secretary shall—

12 (A) submit the completed Monument Plan
13 to—

14 (i) the Committee on Natural Re-
15 sources of the House of Representatives;
16 and

17 (ii) the Committee on Energy and
18 Natural Resources of the Senate; and

19 (B) make the completed Monument Plan
20 available to the public.

21 (c) REQUIRED ELEMENTS OF MONUMENT PLAN.—

22 (1) GENERAL CRITERIA FOR USES.—The Monu-
23 ment Plan shall only allow uses of the Monument
24 that—

25 (A) further the purposes of the Monument;

1 (B) are consistent with legal protection in-
2 struments on the land, including conservation
3 easements, grant deeds, the National Forest
4 Management Act of 1976, or the Central Coast-
5 al Orange County Natural Community Con-
6 servation Plan/Habitat Conservation Plan;

7 (C) are included in cooperative agreements
8 entered into with the owners of land within the
9 Monument which, in the judgment of the Advi-
10 sory Committee, are consistent with the Monu-
11 ment Plan; and

12 (D) are permitted by this Act.

13 (2) INTERACTION WITH PLANS AND RIGHTS.—

14 The Monument Plan shall incorporate, or be con-
15 sistent with, existing conservation easements, grant
16 deeds, approved resource plans, permits, the ap-
17 proved Cleveland National Forest Land Management
18 Plan, and the Orange County Central/Coastal Nat-
19 ural Community Conservation Plan/Habitat Con-
20 servation Plan and Planned Activities. To the extent
21 possible while still complying or being consistent
22 with such easements, deeds, plans, permits, and
23 Planned Activities, the Monument Plan shall also in-
24 clude provisions to—

1 (A) address regional fire management
2 planning and coordination between the Chief of
3 the Forest Service, the State, and other fire
4 management authorities and organizations in
5 the County;

6 (B) assess the need for and eventual estab-
7 lishment of a visitor center or other visitor fa-
8 cilities such as trails to serve the Monument, in-
9 cluding identifying opportunities for education
10 and engagement of the public in stewardship of
11 the land and in study and enjoyment of the
12 unique natural, cultural and historical elements
13 of the Monument;

14 (C) provide for continued collaborative
15 stewardship of the Monument among land-
16 owners and managers including the State,
17 County, local government, and private and not-
18 for-profit organizations;

19 (D) provide for continued active involve-
20 ment of the non-private land owners in the
21 Monument, respecting their authority as to land
22 use and related matters within their purview;

23 (E) reflect the necessity of incorporating
24 applicable provisions of existing approved man-
25 agement plans, resource plans, conservation

1 easements, or other cooperative agreements per-
2 taining to land in the Monument, and allow ad-
3 ditional lands in the Monument boundary to be
4 covered by the Orange County Central Coastal
5 Natural Community Conservation Plan and per-
6 mit; and

7 (F) provide for access to rights-of-way in
8 the Monument by utility-company vehicles for
9 the operation, maintenance, upgrade, repair, re-
10 location, replacement, and construction of any
11 infrastructure facility in the Monument.

12 (3) OVERFLIGHTS.—

13 (A) PROHIBITED.—Except as provided by
14 subparagraph (B), the Monument Plan shall
15 prohibit nonemergency overflights below 250
16 meters and nonemergency and commercial air-
17 craft landings in the Monument.

18 (B) EXCEPTIONS.—No matter whether an
19 aircraft can be seen or heard in the Monument,
20 the Monument Plan shall allow overflights or
21 landings of such aircrafts in the Monument as
22 follows:

23 (i) For management purposes.

24 (ii) For military and commercial air-
25 craft overflights.

1 (iii) For the operation, maintenance,
2 upgrade, repair, relocation, replacement,
3 and construction of any infrastructure fa-
4 cility in the Monument and access to
5 rights-of-way in the Monument by an aer-
6 ial utility-company vehicle, except that—

7 (I) in the case of an infrastruc-
8 ture facility or right-of-way in the
9 Monument in existence on the date of
10 the enactment of this Act, only to the
11 extent such overflights and landings
12 were allowed before the date of the
13 enactment of this Act; and

14 (II) in the case of any infrastruc-
15 ture facility or right-of-way estab-
16 lished in the Monument after such
17 date, only to the extent such over-
18 flights and landings are authorized in
19 accordance with applicable laws and
20 instruments.

21 (iv) As otherwise approved by the Sec-
22 retary.

23 (4) **MOTORIZED VEHICLES.—**

24 (A) **IN GENERAL.—**Except as provided by
25 subparagraph (B), the Monument Plan shall

1 allow use of motorized vehicles in the Monu-
2 ment only on roads and trails specifically des-
3 igned for use by motorized vehicles.

4 (B) EXCEPTIONS.—The Monument Plan
5 shall allow use of motorized vehicles in the
6 Monument as necessary or appropriate—

7 (i) for administrative purposes;

8 (ii) for the operation, maintenance,
9 upgrade, repair, relocation, replacement,
10 and construction of any infrastructure fa-
11 cility in the Monument and access to
12 rights-of-way in the Monument by a util-
13 ity-company vehicle, except that—

14 (I) in the case of an infrastruc-
15 ture facility or right-of-way in the
16 Monument in existence on the date of
17 the enactment of this Act, only to the
18 extent the use of utility-company vehi-
19 cles was allowed for those purposes
20 before the date of the enactment of
21 this Act; and

22 (II) in the case of any infrastruc-
23 ture facility or right-of-way estab-
24 lished in the Monument after such
25 date, only to the extent the use of

1 utility-company vehicles is authorized
2 for those purposes in accordance with
3 applicable laws and instruments; and
4 (iii) to respond to an emergency.

5 (5) ACCESS TO PRIVATE LAND.—The Monu-
6 ment Plan shall ensure that reasonable access is
7 given to each owner of private land in the exterior
8 boundary of the Monument in accordance with appli-
9 cable Federal law to ensure the reasonable use and
10 enjoyment of the land by the owner.

11 **SEC. 6. ACQUISITION OF LAND.**

12 (a) LIMITATION ON ACQUISITION AUTHORITY.—The
13 Secretary is authorized to acquire for inclusion in the
14 Monument any non-Federal land or interests in land with-
15 in the exterior boundaries of the Monument only by—

16 (1) donation;
17 (2) exchange with a willing party; or
18 (3) purchase from a willing seller for fair mar-
19 ket value.

20 (b) INCORPORATION OF LAND AND INTERESTS IN
21 LAND AFTER ACQUISITION.—Land or an interest in land
22 within the exterior boundaries of the Monument that is
23 acquired by the United States, or by any non-Federal pub-
24 lic entity for the Monument, shall be added to and admin-
25 istered as part of the Monument.

1 **SEC. 7. ADVISORY COMMITTEE.**

2 (a) ESTABLISHMENT.—The Secretary shall establish
3 a permanent advisory committee for the Monument.

4 (b) DUTIES.—The duties of the Advisory Committee
5 shall be to—

6 (1) advise the Secretary and Administrator with
7 respect to the preparation and implementation of the
8 Monument Plan;

9 (2) encourage and facilitate ongoing, collabo-
10 rative, multiowner stewardship of the Monument;
11 and

12 (3) otherwise represent the public interest and
13 non-Federal owners and managers of non-private
14 land in the Monument.

15 (c) MEMBERSHIP.—To the extent practicable, the
16 Advisory Committee shall include the following members,
17 to be appointed by the Secretary:

18 (1) A representative with expertise in applied
19 natural science and research nominated by the Uni-
20 versity of California at Irvine.

21 (2) A representative of the California Natural
22 Resources Agency, who shall represent State agen-
23 cies including the California Department of Fish and
24 Wildlife and the California Department of Parks and
25 Recreation.

26 (3) A representative of the County.

1 (4) A representative of each of the Cities (other
2 than the County).

3 (5) A representative of the Irvine Ranch Water
4 District.

5 (6) A representative of the nonprofit Irvine
6 Ranch Conservancy representing managers of non-
7 Federal non-private lands in the Monument.

8 (7) A representative of an investor-owned elec-
9 tric utility primarily serving and owning infrastruc-
10 ture facilities within the areas identified on the Map.

11 (8) A representative of the Orange County Fire
12 Authority or other fire service agency in the vicinity
13 of the Monument.

14 (9) A representative of an organization dedi-
15 cated to compatible passive recreation and environ-
16 mental conservation.

17 (10) A representative of the non-profit coordi-
18 nating organization for the Orange County Central/
19 Coastal Natural Community Conservation Plan/
20 Habitat Conservation Plan.

21 (d) TERMS.—

22 (1) IN GENERAL.—In appointing members
23 under subsection (c), the Secretary shall appoint one
24 primary member and one alternate member who

1 meet the qualifications described in each of the para-
2 graphs in that subsection.

3 (2) VACANCY.—

4 (A) PRIMARY MEMBER.—A vacancy on the
5 Advisory Committee with respect to a primary
6 member shall be filled by the applicable alter-
7 nate member, who shall then be the primary
8 member.

9 (B) ALTERNATE MEMBER.—The Secretary
10 shall appoint new alternate members in the
11 event of a vacancy with respect to an alternate
12 member of the Advisory Committee.

13 (3) TERM OF MEMBERS.—

14 (A) IN GENERAL.—The term of a member
15 of the Advisory Committee shall be three years.
16 At the pleasure of the Secretary, members may
17 serve up to 10 terms for a total of 30 years.

18 (B) SUCCESSORS.—Notwithstanding the
19 expiration of a three-year term of a member of
20 the Advisory Committee, a member may con-
21 tinue to serve on the Advisory Committee
22 until—

23 (i) the member is reappointed by the
24 Secretary; or

25 (ii) a successor is appointed.

1 (4) TERM OF ALTERNATE MEMBER.—An alter-
2 nate member appointed to fill a vacancy of the Advi-
3 sory Committee—

4 (A) shall serve for the remainder of the
5 term for which the predecessor was appointed;
6 and

7 (B) may be nominated for a subsequent
8 term.

9 (e) QUORUM.—A quorum of the Advisory Committee
10 shall consist of a majority of the primary members.

11 (f) CHAIRPERSON AND PROCEDURES.—The Advisory
12 Committee shall elect a chairperson and establish such
13 rules and procedures as it deems necessary or desirable.

14 (g) SERVICE WITHOUT COMPENSATION.—Members
15 of the Advisory Committee shall serve without pay for
16 their service as members.

17 (h) TERMINATION.—Members of the Advisory Com-
18 mittee shall serve at the pleasure of the Secretary.

19 (i) FEDERAL ADVISORY COMMITTEE ACT.—The Fed-
20 eral Advisory Committee Act (5 U.S.C. App.) shall not
21 apply to the Advisory Committee established by this Act.

22 **SEC. 8. CLARIFICATION OF EFFECT OF ACT.**

23 (a) EFFECT ON ADJACENT LAND.—

1 (1) IN GENERAL.—Nothing in this Act creates
2 or is intended to create any protective perimeter or
3 buffer zone around the Monument.

4 (2) ACTIVITIES OUTSIDE MONUMENT.—The
5 fact that an activity or use on land outside the
6 Monument can be seen or heard in the Monument
7 shall not preclude the activity or use outside the
8 boundary of the Monument.

9 (3) NO ADDITIONAL REGULATION.—Nothing in
10 this Act authorizes additional regulation of activities
11 on land outside the boundary of the Monument.

12 (b) AIR AND WATER QUALITY.—Nothing in this Act
13 affects the standards governing air or water quality out-
14 side the boundary of the Monument, or is intended to do
15 so.

16 (c) STATE AND LOCAL JURISDICTION.—Nothing in
17 this Act alters, modifies, or diminishes any right, responsi-
18 bility, power, authority, jurisdiction, or entitlement of the
19 State, any political subdivision thereof, or any local agency
20 under existing Federal, State, and local law (including
21 regulations).

22 (d) WATER RIGHTS.—Nothing in this Act shall con-
23 stitute or be construed to constitute either an express or
24 implied reservation by the United States of any water or
25 water rights or affect any water rights existing on the date

1 of the enactment of this Act, including any water rights
2 held by the United States.

3 (e) INFRASTRUCTURE FACILITIES AND RIGHTS-OF-
4 WAY.—Subject to paragraphs (3)(B)(iii) and (4)(B)(ii) of
5 section 5(c), nothing in this Act shall—

6 (1) affect the existence, use, operation, mainte-
7 nance (including vegetation control), repair, con-
8 struction, reconfiguration, expansion, inspection, re-
9 newal, reconstruction, alteration, addition, reloca-
10 tion, improvement, funding, removal, or replacement
11 of any infrastructure facility or appurtenant right-
12 of-way in or adjacent to the Monument;

13 (2) affect necessary or efficient access to any
14 infrastructure facility or right-of-way in or adjacent
15 to the Monument;

16 (3) preclude the establishment of new infra-
17 structure facilities or rights-of-way (including
18 instream sites, routes, and areas) in the Monument
19 if such facilities are—

20 (A) otherwise lawful; and

21 (B) utilized for public health and safety,
22 transportation, electricity supply, telecommuni-
23 cations, water service, wastewater service, or
24 other utility services;

1 (4) expand, restrict, or otherwise affect the au-
2 thority, access, or use of any entity whose responsi-
3 bility is to maintain utilities such as water, waste-
4 water, electrical, or communications infrastructure.

5 (f) FISH AND WILDLIFE.—Nothing in this Act shall
6 be construed as—

7 (1) affecting the authority, jurisdiction, or re-
8 sponsibility of the State to manage, control, or regu-
9 late fish and resident wildlife under State law or
10 regulations, including the regulation of hunting, fish-
11 ing, trapping, and recreational shooting on land
12 managed by the Forest Service; or

13 (2) limiting access for hunting, fishing, trap-
14 ping, or recreational shooting, though such activities
15 may be prohibited by the landowners in the Monu-
16 ment in their respective jurisdictions.

17 (g) GRAZING.—Nothing in this Act modifies any valid
18 grazing allotment in effect on the date of the enactment
19 of this Act for lands in the Monument.

20 (h) PAYMENT OF EXPENSES.—

21 (1) IN GENERAL.—Except as otherwise pro-
22 vided in this subsection, nothing in this Act shall be
23 construed to authorize the expenditure of Federal
24 funds to pay the costs of managing or maintaining
25 non-Federal land.

1 (2) CROSS-BOUNDARY FUNCTIONS.—Federal
2 funds may be expended to support management
3 functions that are common to adjacent Federal and
4 non-private lands, such as invasive species control
5 and fire management.

6 (3) CAPITAL IMPROVEMENTS.—The Secretary,
7 in consultation with the Advisory Committee, may
8 expend Federal funds for capital improvements in
9 the Monument, no matter where situated, such as a
10 visitor center, parking access, or other types of fa-
11 cilities. These capital improvements may be funded,
12 built, staffed, or maintained, in whole or in part, by
13 volunteers and non-private landowners, as appro-
14 priate.

15 (4) COOPERATIVE MANAGEMENT.—The Sec-
16 retary may provide to the State, County, or local
17 government goods and services to be used in the co-
18 operative management of the land in the Monument.
19 Use of donated funds, in-kind contributions, and
20 services shall conform to the purposes for which the
21 Monument is established.

22 (i) PRIVATE LAND EXCLUSION.—Privately owned
23 land within the boundaries depicted on the Map shall be
24 excluded from the Monument.

1 (j) EXISTING AUTHORITY.—Nothing in this Act di-
2 minishes existing authority applicable to Federal land
3 within the Monument.

4 (k) EFFECT ON OTHER LAND-USE PLANS.—Nothing
5 in this Act shall be deemed to modify a duly approved
6 land-use plan of the Forest Service, including the Cleve-
7 land National Forest Land Management Plan.

8 **SEC. 9. DEFINITIONS.**

9 In this Act:

10 (1) ADMINISTRATOR.—The term “Adminis-
11 trator” means the Forest Service employee des-
12 igned under this Act as responsible for assisting
13 with the development and implementation of the
14 Monument Plan in consultation with the Advisory
15 Committee.

16 (2) ADVISORY COMMITTEE.—The term “Advi-
17 sory Committee” means the permanent advisory
18 committee for the Monument established under sec-
19 tion 7.

20 (3) COUNTY.—The term “County” means Or-
21 ange County, California.

22 (4) INFRASTRUCTURE FACILITY.—The term
23 “infrastructure facility” means all public, quasi-pub-
24 lic, and utility service facilities and structures, in-
25 cluding—

1 (A) highways and other roads, landfills,
2 and flood control facilities;

3 (B) any and all existing and future electric
4 generation facilities owned by a regulated elec-
5 tric utility, including electric storage facilities,
6 overhead and underground electrical supply
7 transport systems and communication systems
8 consisting of electric substations, electric and
9 telecommunication lines, poles and towers made
10 of various materials, “H” frame structures, guy
11 wires and anchors, crossarms, wires, under-
12 ground conduits, cables, vaults, manholes,
13 handholes, above-ground enclosures, markers
14 and concrete pads and other fixtures, appli-
15 ances and communication circuits, and other
16 fixtures, appliances and appurtenances con-
17 nected therewith necessary or efficient for the
18 construction, operation, regulation, control,
19 grounding, and maintenance of electric genera-
20 tion, storage, lines and communication circuits,
21 for the purpose of transmitting intelligence and
22 generating, storing, distributing, regulating,
23 and controlling electric energy to be used for
24 light, heat, power, communication, and other
25 purposes; and

1 (C) any and all existing and future water
2 and wastewater facilities and infrastructure, in-
3 cluding pipelines, storage facilities, storage res-
4 ervoirs, pump stations, manholes, vaults, treat-
5 ment facilities, system valves, telemetry equip-
6 ment, turn outs, and all other appurtenances
7 connected therewith necessary or convenient for
8 the construction, operation, regulation, control,
9 distribution, and maintenance of a water and
10 wastewater system and its associated services.

11 (5) LOCAL GOVERNMENT.—The term “local
12 government” means:

13 (A) The City of Irvine, California.

14 (B) The City of Newport Beach, Cali-
15 fornia.

16 (C) The City of Laguna Beach, California.

17 (D) The County.

18 (E) Subordinate agencies of the entities
19 listed in subparagraphs (A) through (D).

20 (6) MAP.—The term “Map” means the map en-
21 titled “_____” and dated _____.

22 (7) MONUMENT.—The term “Monument”
23 means the Santa Ana Mountains to Sea National
24 Monument established by this Act.

1 (8) MONUMENT PLAN.—The term “Monument
2 Plan” means the plan for the Monument developed
3 under this Act.

4 (9) PLANNED ACTIVITIES.—The term “Planned
5 Activities” means any and all permitted activities de-
6 scribed in the Orange County Central/Coastal Nat-
7 ural Community Conservation Plan/Habitat Con-
8 servation Plan.

9 (10) SECRETARY.—The term “Secretary”
10 means the Secretary of Agriculture.

11 (11) STATE.—The term “State” means the
12 State of California.

13 (12) UTILITY-COMPANY VEHICLE.—The term
14 “utility-company vehicle” means a motorized or
15 mechanized vehicle being used by a utility company
16 or contractor of a utility company for official busi-
17 ness of the utility company. The term includes a heli-
18 copter or other aerial motorized or mechanized de-
19 vice.