

SENATE JOINT RESOLUTION NO. 2—COMMITTEE ON
NATURAL RESOURCES

(ON BEHALF OF LEGISLATIVE COMMITTEE
ON PUBLIC LANDS)

FEBRUARY 15, 2001

Referred to Committee on Natural Resources

SUMMARY—Expresses opposition to designation of national monument by President of United States without obtaining approval of each state and local government in which national monument is located. (BDR R-723)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

SENATE JOINT RESOLUTION—Expressing opposition to the designation of a national monument by the President of the United States without obtaining the approval of each state and local government in which the national monument is located.

1 WHEREAS, The provisions of 16 U.S.C. §§ 431, 432 and 433,
2 commonly referred to as the Antiquities Act of 1906, authorize the
3 President of the United States to designate national monuments without the
4 approval of Congress or any state or local government in which the
5 national monument is located; and

6 WHEREAS, As part of designating a national monument pursuant to
7 those provisions, the President of the United States may reserve parcels of
8 public land to ensure the appropriate care and management of the national
9 monument, and the reservation of that public land must be confined to the
10 smallest area compatible with that care and management; and

11 WHEREAS, The designation of a national monument is often a subject of
12 controversy because the public lands that are included within the
13 designation are withdrawn from the public domain, thereby restricting
14 activities such as mining, ranching and recreation which provide an
15 economic benefit to state and local governments in which the national
16 monument is located; and

17 WHEREAS, Decisions concerning the use and management of public
18 lands within a state should be decided by the residents of that state acting
19 through their state and local representatives; and



1 WHEREAS, The unilateral designation of a national monument by the
2 President of the United States does not create beneficial partnerships
3 between states and the Federal Government concerning the management of
4 public lands within those states, instead, such a designation serves to create
5 enmity and to limit the ability of state and local governments to develop
6 plans for conservation or otherwise participate in managing those public
7 lands; now, therefore, be it

8 RESOLVED BY THE SENATE AND ASSEMBLY OF THE STATE OF NEVADA,
9 JOINTLY, That the Legislature of the State of Nevada hereby opposes the
10 designation of a national monument by the President of the United States
11 without obtaining the approval of each state and local government in which
12 the national monument is located; and be it further

13 RESOLVED, That the President of the United States is hereby urged to
14 refrain from designating a national monument or from withdrawing public
15 lands from the public domain to create a national monument without
16 obtaining such approval; and be it further

17 RESOLVED, That the Secretary of the Senate prepare and transmit a copy
18 of this resolution to the President of the United States, the Vice President
19 of the United States as the presiding officer of the Senate, the Speaker of
20 the House of Representatives and each member of the Nevada
21 Congressional Delegation; and be it further

22 RESOLVED, That this resolution becomes effective upon passage.

