

State of Arizona  
House of Representatives  
Forty-fourth Legislature  
Second Regular Session  
2000

## **HOUSE JOINT RESOLUTION 2001**

### A JOINT RESOLUTION

DENOUNCING THE ESTABLISHMENT OF NEW NATIONAL MONUMENTS IN THE STATE OF ARIZONA WITHOUT FULL PUBLIC PARTICIPATION, CONSENT AND APPROVAL OF LOCAL GOVERNMENTS, THE ARIZONA LEGISLATURE, THE GOVERNOR AND CONGRESS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1           Whereas, the establishment of two national monuments in Arizona by the  
2 President of the United States represents a misuse of the Antiquities Act of  
3 1906 to set aside enormous parcels of real property. The Antiquities Act (16  
4 United States Code sections 431, 432 and 433) grants authority to the  
5 President of the United States to establish national monuments, but the Act  
6 was intended to preserve only historical landmarks, historic and prehistoric  
7 structures and other objects of historic or scientific significance; and

8           Whereas, the proposed designation of two national monuments in Arizona  
9 clearly violates the spirit and letter of the Antiquities Act, which requires  
10 monument lands to "be confined to the smallest area" necessary to preserve  
11 and protect historical areas or objects; and

12           Whereas, the people of Arizona, the Arizona Legislature, the Governor  
13 of Arizona and the Congress of the United States have not consented or  
14 approved this designation, yet the creation of two new national monuments in  
15 Arizona could potentially have a significant economic impact on this state.  
16 Instead of working as a partner to help local communities and states define  
17 and achieve their conservation goals, the federal government dictates  
18 unilateral actions that would affect this state and exclude citizens and  
19 local governments from determining land management decisions in their  
20 communities; and

21           Whereas, land management and conservation efforts are best administered  
22 and managed at the local levels of government. The failure of the federal  
23 government to recognize and respect this basic tenet represents an arrogant  
24 usurpation by federal powers and a violation of states' rights.

25 Therefore

26 Be it resolved by the Legislature of the State of Arizona:

27           1. That the Legislature denounces the designation of two national  
28 monuments in the State of Arizona without full public participation, consent  
29 and approval of local governments, the Arizona Legislature, the Governor and  
30 the Congress of the United States.

31           2. That the Congress of the United States take action to prevent the  
32 designation of any national monuments in this state without full public  
33 participation, consent and approval of local governments, the Arizona  
34 Legislature, the Governor and the Congress of the United States.

35           3. That the Secretary of State of the State of Arizona transmit a copy  
36 of this Resolution to the President of the United States, the United States  
37 Secretary of the Interior, the President of the United States Senate, the  
38 Speaker of the United States House of Representatives and each Member of  
39 Congress from the State of Arizona.

APPROVED BY THE GOVERNOR APRIL 3, 2000.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 04, 2000.