



THE SECRETARY OF THE INTERIOR
WASHINGTON

ORDER NO. 3393

Subject: Rescission of Secretary's Order 3310, "Protecting Wilderness Characteristics on Lands Managed by the Bureau of Land Management"

Sec. 1 Purpose. This Order rescinds Secretary's Order No. 3310, entitled "Protecting Wilderness Characteristics on Lands Managed by the Bureau of Land Management" (also known as the "Wild Lands" Order).

Sec. 2 Authority. This Order is issued in accordance with the authorities contained in: Reorganization Plan No. 3 of 1950 (64 Stat. 1262), as amended; 5 U.S.C. § 301; 43 U.S.C. § 1451; the Federal Land Policy and Management Act of 1976 (FLPMA), 43 U.S.C. § 1701 *et seq.* (excluding 43 U.S.C. § 1782); and the Wilderness Act of 1964, 16 U.S.C. § 1131 *et seq.*

Sec. 3 Background. On December 22, 2010, Secretary of the Interior Ken Salazar issued Secretary's Order No. 3310, "Protecting Wilderness Characteristics on Lands Managed by the Bureau of Land Management." On April 15, 2011, President Obama signed into law a continuing resolution to fund the Federal Government for the remainder of fiscal year 2011. The Department of Defense and Full-Year Continuing Appropriations Act, 2011, Pub. Law No. 112-10, 125 Stat. 38 (April 15, 2011) ("Appropriations Act"). Section 1769 of the Appropriations Act provided:

For the fiscal year ending September 30, 2011, none of the funds made available by this division or any other Act may be used to implement, administer, or enforce Secretarial Order No. 3310 issued by the Secretary of the Interior on December 22, 2010.

Id. § 1769, 125 Stat. 38, 155. Congress included similar appropriations riders directed at the Wild Lands Order in every subsequent appropriations bill until the Consolidated Appropriations Act, 2018, Pub. Law No. 115-141, 132 Stat. 348 (Mar. 23, 2018).

On June 1, 2011, Secretary Salazar issued a memorandum to the Director of the Bureau of Land Management (BLM) confirming that, pursuant to the Appropriations Act, the BLM would not designate any "Wild Lands" under Secretary's Order No. 3310. On March 15, 2012, the BLM issued policies relating to lands with wilderness characteristics – BLM Manual 6310 "Conducting Wilderness Characteristics Inventory on BLM Lands" and BLM Manual 6320 "Considering Lands with Wilderness Characteristics Inventory in the BLM Land Use Planning Process."

Sec. 4 **Directive.** Congress prohibited the use of funds to implement or enforce Secretary's Order No. 3310 through 2017. That Order is not mandated by any existing statutory or regulatory requirement. Accordingly, Secretary's Order No. 3310, "Protecting Wilderness Characteristics on Lands Managed by the Bureau of Land Management" is hereby revoked.

Sec. 5 **Implementation.** The BLM is directed to take any necessary action to ensure that existing policies conform to this Order.

Sec. 6 **Effect of this Order.** This Order is intended to improve the internal management of the Department. This Order and any resulting report or recommendations are not intended to, and do not, create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the United States, its departments, agencies, instrumentalities or entities, its officer or employees, or any other person. To the extent there is any inconsistency between the provisions of this Order and any Federal laws or regulations, the laws or regulations will control.

Sec. 7 **Effective Date.** This Order is effective immediately.

A handwritten signature in blue ink, appearing to read "C. DeHaan", is positioned above the title "Secretary of the Interior".

Secretary of the Interior

Date: January 19, 2021