

# Union Calendar No. 524

113<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 1839

**[Report No. 113-693]**

To designate certain Federal land in the San Juan National Forest in the State of Colorado as wilderness, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 6, 2013

Mr. TIPTON introduced the following bill; which was referred to the Committee on Natural Resources

DECEMBER 22, 2014

Additional sponsor: Mr. COFFMAN

DECEMBER 22, 2014

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italics]

[For text of introduced bill, see copy of bill as introduced on May 6, 2013]

# **A BILL**

To designate certain Federal land in the San Juan National Forest in the State of Colorado as wilderness, 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 “Hermosa Creek Water-*  
5 *shed Protection Act of 2014”.*

6 **SEC. 2. PURPOSES.**

7        *The purposes of this Act are—*

8            *(1) to maintain the cultural, economic, and eco-*  
9 *logical health of the Hermosa Creek Watershed and*  
10 *the surrounding communities that rely on the Water-*  
11 *shed;*

12            *(2) to protect the purity of water that comes*  
13 *from the Hermosa Creek Watershed and supplies resi-*  
14 *dents of the Animas River Valley and the city of Du-*  
15 *rango, Colorado, with clean drinking water;*

16            *(3) to protect the purity of, and water supply*  
17 *from, the Hermosa Creek Watershed for agricultural*  
18 *purposes, including irrigation and stockwater uses;*

19            *(4) to enhance the economic prosperity of local*  
20 *communities in the area who depend on the area for*  
21 *water, recreation, and sustainable natural resource*  
22 *uses;*

23            *(5) to protect and provide residents and visitors*  
24 *the opportunity to enjoy the recreational, geological,*  
25 *cultural, natural, scientific, wildlife, riparian, histor-*

1        *ical, educational, and scenic resources of the Water-*  
2        *shed;*

3            *(6) to provide world-class opportunities for ski-*  
4        *ing, biking, hiking, fishing, hunting, horseback riding,*  
5        *snowmobiling, motorcycle riding, snowshoeing, and*  
6        *camping;*

7            *(7) to provide for economic and natural resource*  
8        *development (including sustainable grazing, vegeta-*  
9        *tion management, beneficial uses of water, and min-*  
10       *eral extraction) in a manner consistent with pro-*  
11       *tecting the overall integrity of the Watershed;*

12           *(8) to protect a viable population of the native*  
13       *Colorado River cutthroat trout fishery located in the*  
14       *Watershed;*

15           *(9) to designate the Hermosa Creek Wilderness*  
16       *Area and the Hermosa Creek Special Management*  
17       *Area; and*

18           *(10) to conserve, protect, and manage a healthy*  
19       *Hermosa Creek Watershed for the long-term ecological*  
20       *integrity of the Watershed and the long-term economic*  
21       *health of surrounding communities by allowing sus-*  
22       *tainable economic development and traditional nat-*  
23       *ural resource development in a manner consistent*  
24       *with the purposes described in paragraphs (1)*  
25       *through (8).*

1 **SEC. 3. DEFINITIONS.**

2 *In this Act:*

3 (1) *CITY.*—*The term “City” means Durango,*  
4 *Colorado.*

5 (2) *COUNTY.*—*The term “County” means La*  
6 *Plata County, Colorado.*

7 (3) *MAP.*—*The term “Map” means the map enti-*  
8 *tled “Hermosa Creek Proposed Watershed Protection*  
9 *Area” and dated June 2, 2014.*

10 (4) *SECRETARY.*—*The term “Secretary” means*  
11 *the Secretary of Agriculture.*

12 (5) *SPECIAL MANAGEMENT AREA.*—*The term*  
13 *“Special Management Area” means the Hermosa*  
14 *Creek Special Management Area designated by section*  
15 *5(a).*

16 (6) *STATE.*—*The term “State” means the State*  
17 *of Colorado.*

18 **SEC. 4. HERMOSA CREEK WATERSHED PROTECTION AREA.**

19 *Certain Federal land in the San Juan National Forest*  
20 *comprising approximately 107,866 acres, as generally de-*  
21 *picted on the Map may be called the “Hermosa Creek Wa-*  
22 *tershed Protection Area”.*

23 **SEC. 5. DESIGNATION OF HERMOSA CREEK SPECIAL MAN-**  
24 **AGEMENT AREA.**

25 (a) *DESIGNATION.*—*Subject to valid existing rights,*  
26 *certain Federal land in the San Juan National Forest com-*

1 *prising approximately 68,289 acres, as generally depicted*  
2 *on the Map, is designated as the “Hermosa Creek Special*  
3 *Management Area”.*

4 *(b) ADMINISTRATION.—*

5 *(1) IN GENERAL.—The Secretary shall admin-*  
6 *ister the Special Management Area in accordance*  
7 *with—*

8 *(A) the National Forest Management Act of*  
9 *1976 (16 U.S.C. 1600 et seq.);*

10 *(B) this Act; and*

11 *(C) any other applicable laws.*

12 *(2) USES.—*

13 *(A) IN GENERAL.—The Secretary shall*  
14 *allow such uses of the Special Management Area*  
15 *that the Secretary determines would further the*  
16 *purposes described in section 2.*

17 *(B) MOTORIZED AND MECHANIZED VEHI-*  
18 *CLES.—*

19 *(i) IN GENERAL.—Except as provided*  
20 *in clause (ii) and as needed for administra-*  
21 *tive purposes or to respond to an emer-*  
22 *gency, the use of motorized and mechanized*  
23 *vehicles in the Special Management Area*  
24 *shall be permitted only on roads and trails*  
25 *designated for use by such vehicles as iden-*

1                   *tified on the Map as “Trails Open to Motor-*  
2                   *ized Uses” and “Trails Open to Mechanized*  
3                   *Uses”.*

4                   *(ii) OVER-SNOW VEHICLES.—The Sec-*  
5                   *retary shall authorize the use of snowmo-*  
6                   *biles and other over-snow vehicles within the*  
7                   *Special Management Area—*

8                           *(I) when there is adequate snow*  
9                           *coverage; and*

10                           *(II) subject to such terms and con-*  
11                           *ditions as the Secretary may require.*

12                   *(iii) CONTINUED ACCESS.—Within the*  
13                   *Special Management Area, at a minimum,*  
14                   *the Secretary shall maintain access for mo-*  
15                   *torized and mechanized recreation opportu-*  
16                   *nities as identified as “Trails Open to Mo-*  
17                   *torized Uses” and “Trails Open to Mecha-*  
18                   *nized Uses” on the Map.*

19                   *(C) GRAZING.—Grazing and other tradi-*  
20                   *tional economic activities are compatible with*  
21                   *the Special Management Area designation and*  
22                   *the Secretary shall permit grazing within the*  
23                   *Special Management Area, where established be-*  
24                   *fore the date of enactment of this Act subject to*

1           *all applicable laws (including regulations) and*  
2           *Executive orders.*

3           (D) *PROHIBITED ACTIVITIES.*—*Within the*  
4           *area of the Special Management Area identified*  
5           *on the Map as “East Hermosa Area” the fol-*  
6           *lowing activities shall be prohibited:*

7                   (i) *New permanent or temporary road*  
8                   *construction or the renovation of existing*  
9                   *nonsystem roads, except as allowed under*  
10                  *the final rule entitled “Special Areas;*  
11                  *Roadless Area Conservation; Applicability*  
12                  *to the National Forests in Colorado” (77*  
13                  *Fed. Reg. 39576 (July 3, 2012)).*

14                  (ii) *Projects undertaken for the purpose*  
15                  *of harvesting commercial timber (other than*  
16                  *activities relating to the harvest of mer-*  
17                  *chantable products that are byproducts of*  
18                  *activities conducted for ecological restora-*  
19                  *tion or to further the purposes described in*  
20                  *this Act).*

21           (c) *MAP AND LEGAL DESCRIPTION.*—

22                  (1) *IN GENERAL.*—*As soon as practicable after*  
23                  *the date of enactment of this Act, the Secretary shall*  
24                  *prepare a map and a legal description of the Special*  
25                  *Management Area.*



1           (2) *FORCE OF LAW.*—*The map and legal descrip-*  
2           *tion prepared under paragraph (1) shall have the*  
3           *same force and effect as if included in this Act, except*  
4           *that the Secretary may correct clerical and typo-*  
5           *graphical errors in the map and legal description.*

6           (3) *PUBLIC AVAILABILITY.*—*The map and legal*  
7           *description prepared under paragraph (1) shall be on*  
8           *file and available for public inspection in the appro-*  
9           *priate offices of the Forest Service.*

10          (d) *INCORPORATION OF ACQUIRED LAND AND INTER-*  
11          *ESTS IN LAND.*—*Any land or interest in land that is ac-*  
12          *quired by the United States within the boundary of the Spe-*  
13          *cial Management Area shall—*

14                 (1) *only occur through donation or exchange*  
15                 *with the written consent of the property owner;*

16                 (2) *become part of the Special Management*  
17                 *Area;*

18                 (3) *be withdrawn in accordance with subsection*  
19                 *(g); and*

20                 (4) *be managed in accordance with—*

21                         (A) *this Act; and*

22                         (B) *any other applicable laws.*

23          (e) *FISH AND WILDLIFE.*—*Nothing in this Act affects*  
24          *the jurisdiction or responsibility of the State with respect*  
25          *to fish and wildlife in the State.*

1           (f) *STATE AND FEDERAL WATER MANAGEMENT.*—  
2 *Nothing in this section shall affect the development, oper-*  
3 *ation, or maintenance of a water storage reservoir, includ-*  
4 *ing necessary ancillary roads and transmission infrastruc-*  
5 *ture, at the site in the Special Management Area that is*  
6 *identified in—*

7           (1) *pages 17 through 20 of the Statewide Water*  
8 *Supply Initiative studies prepared by the Colorado*  
9 *Water Conservation Board and issued by the State in*  
10 *November 2004; and*

11           (2) *page 27 of the Colorado Dam Site Inventory*  
12 *prepared by the Colorado Water Conservation Board*  
13 *and dated August 1996.*

14           (g) *WITHDRAWAL.*—*Subject to valid rights in existence*  
15 *on the date of enactment of this Act, the Federal land within*  
16 *the Special Management Area is withdrawn from—*

17           (1) *all forms of entry, appropriation, and dis-*  
18 *posal under the public land laws;*

19           (2) *location, entry, and patent under the mining*  
20 *laws; and*

21           (3) *operation of the mineral leasing, mineral*  
22 *materials, and geothermal leasing laws.*

23           (h) *ADJACENT MANAGEMENT.*—

24           (1) *IN GENERAL.*—*The Special Management*  
25 *Area designated by subsection (a) or the wilderness*

1       *designated by the Colorado Wilderness Act of 1993*  
2       *(16 U.S.C. 1132 note; Public Law 103–77; 107 Stat.*  
3       *756, 114 Stat. 1955, 116 Stat. 1055) (as added by*  
4       *sections 7(a) and 10(b)) shall not create a protective*  
5       *perimeter or buffer zone around the Special Manage-*  
6       *ment Area or wilderness.*

7               (2) *OTHER ACTIVITIES.—The fact that activities*  
8       *or uses can be seen, heard, or detected from areas*  
9       *within the wilderness designated by the Colorado Wil-*  
10       *derness Act of 1993 (16 U.S.C. 1132 note; Public Law*  
11       *103–77; 107 Stat. 756, 114 Stat. 1955, 116 Stat.*  
12       *1055) (as added by sections 7(a) and 10(b)) shall not*  
13       *preclude, limit, control, regulate, or determine the*  
14       *conduct of the activities or uses outside the boundary*  
15       *of the wilderness.*

16       (i) *WINTER SKIING AND RELATED WINTER ACTIVI-*  
17       *TIES.—Nothing in this Act alters or limits—*

18               (1) *a permit held by a ski area;*

19               (2) *the implementation of the activities governed*  
20       *by a ski area permit; or*

21               (3) *the authority of the Secretary to modify or*  
22       *expand an existing ski area permit.*

23       (j) *VEGETATION MANAGEMENT.—Nothing in this sec-*  
24       *tion prevents the Secretary from conducting vegetation*

1 *management projects within the Special Management*  
2 *Area—*

3 *(1) subject to—*

4 *(A) such reasonable regulations, policies,*  
5 *and practices as the Secretary determines appro-*  
6 *priate; and*

7 *(B) all applicable laws (including regula-*  
8 *tions); and*

9 *(2) in a manner consistent with—*

10 *(A) the purposes and management described*  
11 *in section 2; and*

12 *(B) this section.*

13 *(k) WILDFIRE, INSECT, AND DISEASE MANAGE-*  
14 *MENT.—Consistent with this section, the Secretary is au-*  
15 *thorized to take any measures that the Secretary determines*  
16 *to be necessary to manage wildland fire and treat hazardous*  
17 *fuels, insects, and diseases in the Special Management Area.*  
18 *The Secretary is further authorized to coordinate such*  
19 *measures with the appropriate State or local agency, should*  
20 *the Secretary determine such coordination to be necessary.*

21 *(l) MANAGEMENT PLAN.—Not later than 3 years after*  
22 *the date of enactment of this Act, the Secretary shall develop*  
23 *a management plan for the long-term protection and man-*  
24 *agement of the Special Management Area that—*

1           (1) takes into account public input and the pur-  
2           poses in section 2; and

3           (2) provides for the recreational opportunities re-  
4           ferred to in section 2(6) to occur within the Special  
5           Management Area.

6 **SEC. 6. STATE WATER RIGHTS.**

7           Nothing in section 5 affects access to, use, or allocation  
8           of any absolute or conditional water right decreed under  
9           the laws of the State and in existence on the date of enact-  
10          ment of this Act.

11 **SEC. 7. HERMOSA CREEK WILDERNESS.**

12          (a) *DESIGNATION OF WILDERNESS.*—Section 2(a) of  
13          the Colorado Wilderness Act of 1993 (16 U.S.C. 1132 note;  
14          Public Law 103–77; 107 Stat. 756, 114 Stat. 1955, 116  
15          Stat. 1055) is amended by adding at the end the following:

16                 “(22) Certain land within the San Juan Na-  
17                 tional Forest which comprise approximately 37,236  
18                 acres, as generally depicted on the Map, and which  
19                 shall be known as the ‘Hermosa Creek Wilderness’.”.

20          (b) *EFFECTIVE DATE.*—Any reference in the Wilder-  
21          ness Act (16 U.S.C. 1131 et seq.) to the effective date of  
22          that Act shall be considered to be a reference to the date  
23          of enactment of this Act for purposes of administering the  
24          wilderness area designated by section 2(a)(22) of the Colo-  
25          rado Wilderness Act of 1993 (16 U.S.C. 1132 note; Public

1 *Law 103–77; 107 Stat. 756, 114 Stat. 1955, 116 Stat. 1055)*  
2 *(as added by subsection (a)).*

3       (c) *FIRE, INSECTS, AND DISEASES.*—*As provided in*  
4 *section 4(d)(1) of the Wilderness Act (16 U.S.C.*  
5 *1133(d)(1)), within the wilderness areas designated by sec-*  
6 *tion 2(a)(22) of the Colorado Wilderness Act of 1993 (16*  
7 *U.S.C. 1132 note; Public Law 103–77; 107 Stat. 756, 114*  
8 *Stat. 1955, 116 Stat. 1055) (as added by subsection (a) and*  
9 *section 10(b)), the Secretary may take any measure that*  
10 *the Secretary determines to be necessary to control fire, in-*  
11 *sects, and diseases, subject to such terms and conditions as*  
12 *the Secretary determines to be appropriate.*

13 **SEC. 8. DURANGO AREA MINERAL WITHDRAWAL.**

14       (a) *WITHDRAWAL.*—*Subject to valid existing rights,*  
15 *the land and mineral interests described in subsection (b)*  
16 *are withdrawn from all forms of—*

17               (1) *entry, appropriation, or disposal under pub-*  
18               *lic land laws;*

19               (2) *location, entry, and patent under the mining*  
20               *laws; and*

21               (3) *disposition under all laws relating to min-*  
22               *eral leasing, geothermal leasing, or mineral materials.*

23       (b) *DESCRIPTION OF LAND AND MINERAL INTER-*  
24 *ESTS.*—*The land and mineral interests referred to in sub-*  
25 *section (a) are the Federal land and mineral interests gen-*

1 erally depicted within the “Withdrawal Areas” on the map  
2 entitled “Perins Peak & Animas City Mountain, Horse  
3 Gulch and Lake Nighthorse Mineral Withdrawal” and  
4 dated April 5, 2013.

5 (c) *BUFFER*.—Nothing in this section shall require—

6 (1) the creation of a protective perimeter or buff-  
7 er area outside the boundaries of the withdrawal area  
8 described in subsection (b); or

9 (2) any prohibition or limitation on activities  
10 outside of the boundaries of the withdrawal area de-  
11 scribed in subsection (b) that can be seen, heard, or  
12 detected from within the boundaries of the withdrawal  
13 area.

14 (d) *PUBLIC PURPOSE CONVEYANCE*.—Notwith-  
15 standing subsection (a), the Secretary may convey any por-  
16 tion of the land described in subsection (b) to the City, the  
17 County, or the State—

18 (1) pursuant to the Act of June 14, 1926 (com-  
19 monly known as the “Recreation and Public Purposes  
20 Act”) (43 U.S.C. 869 et seq.); or

21 (2) by exchange in accordance with applicable  
22 laws (including regulations).

1 **SEC. 9. CONVEYANCE OF BUREAU OF LAND MANAGEMENT**

2 **LAND TO LA PLATA COUNTY.**

3 (a) *IN GENERAL.*—On the expiration of the permit  
4 numbered COC 64651 (09) and dated February 24, 2009,  
5 upon request and agreement of the County, the Secretary  
6 of the Interior shall convey to the County, without consider-  
7 ation and subject to valid existing rights, all right, title,  
8 and interest of the United States in and to the land de-  
9 scribed in subsection (b), subject to such terms and condi-  
10 tions as the Secretary determines to be necessary.

11 (b) *DESCRIPTION OF LAND.*—The land referred to in  
12 subsection (a) consists of approximately 111 acres of land  
13 managed by the Bureau of Land Management, Tres Rios  
14 District, Colorado, as generally depicted on the map enti-  
15 tled “La Plata County Grandview Conveyance” and dated  
16 March 27, 2013.

17 (c) *MAP AND LEGAL DESCRIPTION.*—

18 (1) *IN GENERAL.*—As soon as practicable after  
19 the date of enactment of this Act, the Secretary of the  
20 Interior shall finalize the legal description of the par-  
21 cel to be conveyed under this section.

22 (2) *MINOR ERRORS.*—The Secretary of the Inte-  
23 rior may correct any minor error in—

24 (A) the map; or

25 (B) the legal description.



1           (3) *AVAILABILITY.*—*The map and legal descrip-*  
2           *tion shall be on file and available for public inspec-*  
3           *tion in the appropriate offices of the Bureau of Land*  
4           *Management.*

5           (d) *ADMINISTRATIVE COSTS.*—*As a condition of the*  
6           *conveyance under subsection (a), the Secretary of the Inte-*  
7           *rior shall require the County to pay all administrative costs*  
8           *and costs associated with the conveyance.*

9   **SEC. 10. MOLAS PASS RECREATION AREA; WEMINUCHE WIL-**  
10                   **DERNESS ADDITION; WILDERNESS STUDY**  
11                   **AREA RELEASE.**

12           (a) *MOLAS PASS RECREATION AREA.*—

13                   (1) *DESIGNATION.*—*The approximately 461 acres*  
14                   *of land in San Juan County, Colorado, that is gen-*  
15                   *erally depicted as “Molas Pass Recreation Area” on*  
16                   *the map entitled “West Needles Contiguous Wilderness*  
17                   *Study Area” and dated September 11, 2014, is des-*  
18                   *ignated as the Molas Pass Recreation Area.*

19                   (2) *LEGAL DESCRIPTION.*—

20                           (A) *IN GENERAL.*—*As soon as practicable*  
21                           *after the date of enactment of this Act, the Sec-*  
22                           *retary shall prepare a legal description of the*  
23                           *Molas Pass Recreation Area.*

24                           (B) *FORCE OF LAW.*—*The legal description*  
25                           *under paragraph (1) shall have the same force*

1           *and effect as if included in this Act, except that*  
2           *the Secretary may correct any errors in the legal*  
3           *description.*

4           (C) *PUBLIC AVAILABILITY.*—*The legal de-*  
5           *scription prepared under paragraph (1) shall be*  
6           *on file and available for public inspection in the*  
7           *appropriate offices of the Bureau of Land Man-*  
8           *agement.*

9           (3) *USE OF SNOWMOBILES.*—*The use of snowmo-*  
10          *biles shall be authorized in the Molas Pass Recreation*  
11          *Area—*

12                 (A) *during periods of adequate snow cov-*  
13                 *erage;*

14                 (B) *in accordance with the Federal Land*  
15                 *Policy and Management Act of 1976 (42 U.S.C.*  
16                 *1701 et seq.) and applicable laws and regula-*  
17                 *tions;*

18                 (C) *on designated trails identified as “Win-*  
19                 *ter Use Routes and Grooming Trails” and “His-*  
20                 *toric Snow Dependent Use Route” on the map*  
21                 *entitled, “Winter Use Routes and Grooming*  
22                 *Trails” and dated September 11, 2014;*

23                 (D) *in designated areas for open area mo-*  
24                 *torized travel; and*

1           (E) subject to such terms and conditions as  
2           the Secretary may require; however, the Sec-  
3           retary shall not close any road or trail, or a por-  
4           tion of a road or trail, in the Molas Pass Recre-  
5           ation Area without simultaneously opening a  
6           road or trail, or a portion of a road or trail, of  
7           equivalent value in the immediate vicinity; fur-  
8           ther, nothing in this subparagraph shall prevent  
9           the Secretary from temporarily closing a road or  
10          trail for reasons of public safety.

11          (4) OTHER RECREATIONAL OPPORTUNITIES.—  
12          The Secretary shall authorize other recreational uses  
13          in the Molas Pass Recreation Area including, but not  
14          limited to, mountain biking.

15          (b) WEST NEEDLES CONTIGUOUS WSA ADDITION TO  
16          THE WEMINUCHE WILDERNESS.—

17               (1) WILDERNESS ADDITION.—Section 2(a)(16) of  
18               the Colorado Wilderness Act of 1993 (16 U.S.C. 1132  
19               note; Public Law 103–77; 107 Stat. 756, 114 Stat.  
20               1955, 116 Stat. 1055) is amended by striking “Cer-  
21               tain” and inserting “Certain lands within the San  
22               Juan National Forest which comprise approximately  
23               499 acres generally depicted as ‘Weminuche Wilder-  
24               ness Addition’ on the map entitled ‘West Needles Con-

1 *tiguous Wilderness Study Area’ and dated September*  
2 *11, 2014, and certain”.*

3 (2) *EFFECTIVE DATE.*—*Any reference in the Wil-*  
4 *derness Act (16 U.S.C. 1131 et seq.) to the effective*  
5 *date of that Act shall be considered to be a reference*  
6 *to the date of enactment of this Act for purposes of*  
7 *administering the wilderness area designated by sec-*  
8 *tion 2(a)(16) of the Colorado Wilderness Act of 1993*  
9 *(16 U.S.C. 1132 note; Public Law 103–77; 107 Stat.*  
10 *756, 114 Stat. 1955, 116 Stat. 1055) (as added by*  
11 *paragraph (1)).*

12 (3) *TRANSFER OF ADMINISTRATIVE JURISDIC-*  
13 *TION.*—*Administrative jurisdiction over the Federal*  
14 *land designated as wilderness under paragraph (1) is*  
15 *transferred from the Bureau of Land Management to*  
16 *the Forest Service.*

17 (c) *RELEASE.*—

18 (1) *FINDING.*—*Congress finds that the land de-*  
19 *scribed in paragraph (3) has been adequately studied*  
20 *for wilderness designation under section 603 of the*  
21 *Federal Land Policy and Management Act of 1976*  
22 *(43 U.S.C. 1782).*

23 (2) *RELEASE.*—*Any public land described in*  
24 *paragraph (3)—*

25 (A) *is no longer subject to—*

1                   (i) section 603(c) of the Federal Land  
2                   Policy and Management Act of 1976 (43  
3                   U.S.C. 1782(c)); and

4                   (ii) Secretarial Order 3310 issues on  
5                   December 22, 2010; and

6                   (B) shall be managed in accordance with  
7                   land management plans adopted under section  
8                   202 of the Federal Land Policy and Management  
9                   Act of 1976 (43 U.S.C. 1712).

10                  (3) *DESCRIPTION OF LAND.*—The land referred  
11                  to in paragraphs (1) and (2) is the approximately  
12                  461 acres of land in the West Needles Contiguous Wil-  
13                  derness Study Area of San Juan County, Colorado,  
14                  that is generally depicted as “Molas Pass Recreation  
15                  Area” on the map entitled “West Needles Contiguous  
16                  Wilderness Study Area” and dated September 11,  
17                  2014.

18 **SEC. 11. MILITARY OVERFLIGHTS.**

19                  Nothing in this Act restricts or precludes—

20                         (1) low-level overflights of military aircraft over  
21                         the areas designated as wilderness under this Act, in-  
22                         cluding military overflights that can be seen, heard,  
23                         or detected within the wilderness areas;

24                         (2) flight testing and evaluation; or

- 1            *(3) the designation or creation of new units of*
- 2            *special use airspace, or the establishment of military*
- 3            *flight training routes over the wilderness areas.*



Union Calendar No. 524

113<sup>TH</sup> CONGRESS  
2<sup>D</sup> Session

**H. R. 1839**

[Report No. 113-693]

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## **A BILL**

To designate certain Federal land in the San Juan National Forest in the State of Colorado as wilderness, and for other purposes.

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DECEMBER 22, 2014

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed