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113TH CONGRESS
2D SESSION

S. 1784

[Report No. 113-307]

To improve timber management on Oregon and California Railroad and Coos Bay Wagon Road grant land, and for other purposes.

IN THE SENATE OF THE UNITED STATES

DECEMBER 9, 2013

Mr. WYDEN introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

DECEMBER 11, 2014

Reported by Ms. LANDRIEU, with an amendment

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

A BILL

To improve timber management on Oregon and California Railroad and Coos Bay Wagon Road grant land, 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; TABLE OF CONTENTS.**

4 (a) ~~SHORT TITLE.—~~This Act may be cited as the
5 ~~“Oregon and California Land Grant Act of 2013”.~~

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

Sec. 1. Short title; table of contents.

TITLE I—MANAGEMENT ON OREGON AND CALIFORNIA RAILROAD
 AND COOS BAY WAGON ROAD GRANT LAND

Sec. 101. Management on Oregon and California Railroad and Coos Bay
 Wagon Road grant land.

Sec. 102. Distribution of funds.

Sec. 103. Wild and Scenic River designations.

TITLE II—TRIBAL LAND

Subtitle A—Oregon Coastal Land Conveyance

Sec. 201. Definitions.

Sec. 202. Conveyance.

Sec. 203. Map and legal description.

Sec. 204. Administration.

Sec. 205. Forest management.

Sec. 206. Land reclassification.

Subtitle B—Canyon Mountain Land Conveyance

Sec. 211. Definitions.

Sec. 212. Conveyance.

Sec. 213. Map and legal description.

Sec. 214. Administration.

Sec. 215. Forest management.

Sec. 216. Land reclassification.

Subtitle C—Amendments to Coquille Restoration Act

Sec. 221. Amendments to Coquille Restoration Act.

TITLE III—OREGON TREASURES

Subtitle A—Wild Rogue Wilderness Area

Sec. 301. Wild Rogue Wilderness Area.

Subtitle B—Devil's Staircase Wilderness

Sec. 311. Definitions.

Sec. 312. Devil's Staircase Wilderness, Oregon.

Sec. 313. Wild and Scenic River designations; Wasson Creek and Franklin
 Creek, Oregon.

Subtitle C—Additional Wild and Scenic River Designations and Technical
 Corrections

Sec. 321. Designation of Wild and Scenic River segments; Molalla River, Or-
 egon.

Sec. 322. Technical corrections to the Wild and Scenic Rivers Act.

1 **TITLE I—MANAGEMENT ON OR-**
 2 **EGON AND CALIFORNIA RAIL-**
 3 **ROAD AND COOS BAY WAGON**
 4 **ROAD GRANT LAND**

5 **SEC. 101. MANAGEMENT ON OREGON AND CALIFORNIA**
 6 **RAILROAD AND COOS BAY WAGON ROAD**
 7 **GRANT LAND.**

8 The Act of August 28, 1937 (43 U.S.C. 1181a et
 9 seq.), is amended—

10 (1) by redesignating sections 2, 4, and 5 (43
 11 U.S.C. 1181b, 1181d, 1181e) as sections 119, 120,
 12 and 121, respectively; and

13 (2) by striking the first section and inserting
 14 the following:

15 **“SECTION 1. SHORT TITLE.**

16 “This Act may be cited as the ‘Oregon and California
 17 Land Grant Act’.

18 **“SEC. 2. DEFINITIONS.**

19 “In this Act:

20 “(1) **ARCHEOLOGICAL SITE.**—The term ‘archeo-
 21 logical site’ means any district, site, building, struc-
 22 ture, or object that is included in or eligible for in-
 23 clusion in the National Register under section 106
 24 of the National Historic Preservation Act (16 U.S.C.
 25 470f).

1 “(2) CONSERVATION EMPHASIS AREA.—The
2 term ‘conservation emphasis area’ means covered
3 land that is devoted to conservation uses as des-
4 ignated on the map under section 102(a)(2).

5 “(3) COVERED LAND.—The term ‘covered land’
6 means Oregon and California Railroad and Coos
7 Bay Wagon Road grant land described in section
8 101.

9 “(4) DEPARTMENT.—The term ‘Department’
10 means the Department of the Interior.

11 “(5) DRY FOREST.—The term ‘dry forest’
12 means—

13 “(A) during the 10-year period beginning
14 on the date of enactment of the Oregon and
15 California Land Grant Act of 2013, land gen-
16 erally depicted as dry forest on the map entitled
17 ‘O&C Land Grant Act of 2013: Moist Forests
18 and Dry Forests’ and dated November 18,
19 2013, except that plant associations and plant
20 association groups may be used to adjust the
21 dry forest assignment in specific locations based
22 on an on-the-ground field examination by the
23 Secretary; and

1 “(B) after the period described in subpara-
2 graph (A), land designated as dry forest by the
3 Secretary under section 103(b).

4 “(6) ECOLOGICAL FORESTRY.—The term ‘eco-
5 logical forestry’ means forestry that—

6 “(A) incorporates principles of natural for-
7 est development (including the role of natural
8 disturbances) in the initiation, development,
9 and maintenance of stands and landscape mosa-
10 ics; and

11 “(B) is based on the application of the best
12 available ecological understanding of forest eco-
13 systems in managing those ecosystems to
14 achieve integrated environmental, economic, and
15 cultural outcomes.

16 “(7) FORESTRY EMPHASIS AREA.—The term
17 ‘forestry emphasis area’ means covered land that is
18 primarily devoted to a sustained yield of timber har-
19 vest over time, as designated on the map under sec-
20 tion 102(a)(1).

21 “(8) KEY WATERSHED.—The term ‘key water-
22 shed’ means a watershed that—

23 “(A) is critical to 1 or more populations of
24 native fish;

25 “(B) provides high quality water; and

1 “(C) is the same as 1 of the key water-
 2 sheds designated under the Northwest Forest
 3 Plan.

4 “(9) MOIST FOREST.—The term ‘moist forest’
 5 means—

6 “(A) during the 10-year period beginning
 7 on the date of enactment of the Oregon and
 8 California Land Grant Act of 2013, land gen-
 9 erally depicted as moist forest on the map enti-
 10 tled ‘O&C Land Grant Act of 2013: Moist For-
 11 ests and Dry Forests’ and dated November 18,
 12 2013, except that plant associations and plant
 13 association groups may be used to adjust the
 14 dry forest assignment in specific locations based
 15 on an on-the-ground field examination by the
 16 Secretary; and

17 “(B) after the period described in subpara-
 18 graph (A); land designated as moist forest by
 19 the Secretary under section 103(b).

20 “(10) MONUMENT.—The term ‘Monument’
 21 means the Cascade-Siskiyou National Monument (as
 22 defined in section 1401 of the Omnibus Public Land
 23 Management Act of 2009 (16 U.S.C. 431 note; Pub-
 24 lic Law 111–11)).

25 “(11) NEST TREE.—

1 “(A) IN GENERAL.—The term ‘nest tree’
2 means a tree that—

3 “(i) is currently in use by a northern
4 spotted owl for nesting; or

5 “(ii) has been documented to have
6 been used by a northern spotted owl for
7 nesting during the previous 5-year period.

8 “(B) EXCLUSION.—The term ‘nest tree’
9 does not include a tree that has been used by
10 a northern spotted owl for nesting during the
11 previous 5-year period if the tree—

12 “(i) is located in an area in which a
13 major disturbance (such as a crown fire,
14 tree defoliating insect or disease outbreak,
15 or blow down) has occurred during the pe-
16 riod; and

17 “(ii) is not currently being occupied
18 by a northern spotted owl.

19 “(12) OLD GROWTH.—The term ‘old growth’
20 means—

21 “(A) in the case of a moist forest, trees
22 that are—

23 “(i) greater than 150 years of age
24 measured at breast height; or

1 “(ii)(I) in a stand of trees in which
 2 the average stand age is 120 years or
 3 greater as of the date of enactment of the
 4 Oregon and California Land Grant Act of
 5 2013; and

6 “(II) generally depicted as old growth
 7 stands on the map entitled ‘O&C Land
 8 Grant Act of 2013: Legacy Old Growth
 9 Protection Network’ and dated November
 10 18, 2013; and

11 “(B) in the case of a dry forest, trees that
 12 are greater than 150 years of age measured at
 13 breast height.

14 “(13) OLDER TREES.—The term ‘older trees’
 15 means trees that are older than 100 years of age but
 16 less than 150 years of age measured at breast height
 17 as of the date of enactment of the Oregon and Cali-
 18 fornia Land Grant Act of 2013.

19 “(14) RESIDENCE.—The term ‘residence’
 20 means a privately owned, permanent structure that
 21 is—

22 “(A) maintained for habitation as a dwell-
 23 ing or workplace; and

24 “(B) located in an area with a density that
 25 is greater than 1 structure per 20 acres.

1 “(15) RIPARIAN RESERVE.—The term ‘riparian
2 reserve’ means an area that is—

3 “(A) solely devoted to achieving the goals
4 for the aquatic conservation strategy described
5 in section 102(e); and

6 “(B) generally located along a river,
7 stream, lake, wetland, or other hydrologic fea-
8 ture or unstable or potentially unstable area for
9 which special standards and guidelines direct
10 land use.

11 “(16) SALMON.—

12 “(A) IN GENERAL.—The term ‘salmon’
13 means any of the wild anadromous
14 Oncorhynchus species that occur in the State.

15 “(B) INCLUSIONS.—The term ‘salmon’ in-
16 cludes—

17 “(i) chinook salmon (Oncorhynchus
18 tshawytscha);

19 “(ii) coho salmon (Oncorhynchus
20 kisutch);

21 “(iii) chum salmon (Oncorhynchus
22 keta);

23 “(iv) steelhead trout (Oncorhynchus
24 mykiss); and

1 “(v) coastal cutthroat trout
2 (Oncorhynchus clarkii clarkii).

3 “(17) SECRETARY.—The term ‘Secretary’
4 means the Secretary of the Interior, acting through
5 the Bureau of Land Management.

6 “(18) SITE-POTENTIAL TREE HEIGHT.—The
7 term ‘site-potential tree height’ means the average
8 maximum height of the tallest dominant trees that
9 are 200 years of age for a given site class.

10 “(19) STANDS LESS THAN OR EQUAL TO 80
11 YEARS OF AGE.—The term ‘stands less than or
12 equal to 80 years of age’ means stands of trees in
13 forestry emphasis areas that are less than or equal
14 to 80 years of age as generally depicted on the map
15 entitled ‘O&C Land Grant Act of 2013: Forest
16 Stands Less Than or Equal to 80 Years of Age’ and
17 dated November 18, 2013.

18 “(20) STATE.—The term ‘State’ means the
19 State of Oregon.

20 “(21) SUSTAINED YIELD.—The term ‘sustained
21 yield’ means the timber yield that can be sustained
22 under a specific management intensity consistent
23 with multiple-use objectives on forestry emphasis
24 areas.

1 “(22) TREE TIPPING.—The term ‘tree tipping’
2 means the intentional felling and placement of trees
3 in a stream or on the forest floor during timber har-
4 vest operations.

5 “(23) WATERSHED ANALYSIS.—The term ‘wa-
6 tershed analysis’ means an analysis of the geo-
7 morphic and ecological processes in watersheds to
8 determine the ecological importance of streams and
9 riparian areas.

10 “(24) WATERSHED PROTECTION.—The term
11 ‘watershed protection’ means sustaining and enhanc-
12 ing watershed functions that affect the plant, ani-
13 mal, and human communities within a watershed
14 boundary.

15 “(25) WATERSHED RESTORATION.—The term
16 ‘watershed restoration’ means a comprehensive,
17 long-term restoration intended to restore watershed
18 health and an aquatic ecosystem, including the habi-
19 tat supporting fish and other aquatic and riparian-
20 dependent organisms and the ecological processes
21 that create and maintain habitats.

1 **“TITLE I—MANAGEMENT ON OR-**
 2 **EGON AND CALIFORNIA RAIL-**
 3 **ROAD AND COOS BAY WAGON**
 4 **ROAD GRANT LAND**

5 **“SEC. 101. LAND MANAGEMENT.**

6 “(a) IN GENERAL.—Notwithstanding the Act of June
 7 9, 1916 (39 Stat. 218, chapter 137), and the Act of Feb-
 8 ruary 26, 1919 (40 Stat. 1179, chapter 47), such portions
 9 of the revested Oregon and California Railroad and recon-
 10 veyed Coos Bay Wagon Road grant land as are under the
 11 jurisdiction of the Department and are classified as
 12 timberland or power-site land valuable for timber shall be
 13 managed in accordance with this Act.

14 “(b) EFFECT.—Except as specifically provided in this
 15 Act, nothing in this Act modifies any designation or con-
 16 veyance of any portion of the covered area as in effect
 17 on the day before the date of enactment of the Oregon
 18 and California Land Grant Act of 2013.

19 **“SEC. 102. ALLOCATION AND MANAGEMENT OF COVERED**
 20 **LAND.**

21 “(a) IN GENERAL.—As designated on the map enti-
 22 tled ‘O&C Land Grant Act of 2013: Forestry Emphasis
 23 Areas and Conservation Emphasis Areas’ and dated No-
 24 vember 18, 2013, covered land shall be allocated into—

25 “(1) forestry emphasis areas; and

1 ~~“(2) conservation emphasis areas.~~

2 ~~“(b) MANAGEMENT.—Covered land shall be managed~~
3 ~~in a manner that is consistent with this Act and under~~
4 ~~management strategies that—~~

5 ~~“(1) consider human and economic dimensions~~
6 ~~of the management of covered land;~~

7 ~~“(2) protect the long-term health of forests,~~
8 ~~wildlife, and waterways;~~

9 ~~“(3) are scientifically sound, ecologically cred-~~
10 ~~ible, and legally responsible;~~

11 ~~“(4) produce a predictable and sustainable level~~
12 ~~of timber sales and nontimber resources that do not~~
13 ~~significantly degrade the environment; and~~

14 ~~“(5) emphasize collaboration among the Federal~~
15 ~~agencies responsible for management of covered~~
16 ~~land.~~

17 ~~“(c) FORESTRY EMPHASIS AREAS.—~~

18 ~~“(1) IN GENERAL.—Forestry emphasis areas~~
19 ~~shall be managed for permanent forest production.~~

20 ~~“(2) TIMBER.—Timber from forestry emphasis~~
21 ~~areas shall be sold, cut, and removed in conformity~~
22 ~~with the principle of sustained yield and ecological~~
23 ~~forestry for the purposes of—~~

24 ~~“(A) providing a permanent source of tim-~~
25 ~~ber supply;~~

1 ~~“(B) protecting watersheds;~~

2 ~~“(C) regulating stream flow;~~

3 ~~“(D) contributing to the economic stability~~

4 ~~of local communities and industries; and~~

5 ~~“(E) providing recreational facilities and~~

6 ~~opportunities.~~

7 ~~“(d) OLD GROWTH TREES.—~~

8 ~~“(1) IN GENERAL.—Except as provided in para-~~
 9 ~~graph (3), the Secretary shall prohibit the cutting or~~
 10 ~~removal of any old growth in a covered area.~~

11 ~~“(2) LEGACY OLD GROWTH PROTECTION NET-~~
 12 ~~WORK.—~~

13 ~~“(A) IN GENERAL.—The stands depicted~~
 14 ~~on the map entitled ‘O&C Land Grant Act of~~
 15 ~~2013: Legacy Old Growth Protection Network’~~
 16 ~~and dated November 18, 2013, shall be des-~~
 17 ~~ignated as the Legacy Old Growth Protection~~
 18 ~~Network to provide for the protection, preserva-~~
 19 ~~tion, and enhancement of ecological, scenic, cul-~~
 20 ~~tural, watershed, and fish and wildlife values.~~

21 ~~“(B) MANAGEMENT.—The Secretary~~
 22 ~~shall—~~

23 ~~“(i) prohibit harvest of trees within~~
 24 ~~the areas designated under subparagraph~~
 25 ~~(A); and~~

1 “(ii) only allow uses that are con-
2 sistent with the purposes described in sub-
3 paragraph (A).

4 ~~“(3) EXCEPTIONS.—~~

5 ~~“(A) IN GENERAL.—Paragraph (1) shall~~
6 ~~not apply if the Secretary determines that there~~
7 ~~is no reasonable alternative to the cutting or re-~~
8 ~~moval of an old growth tree for a purpose de-~~
9 ~~scribed in this paragraph.~~

10 ~~“(B) ADMINISTRATIVE PURPOSES.—An old~~
11 ~~growth tree may be cut or removed for adminis-~~
12 ~~trative purposes to carry out a construction or~~
13 ~~maintenance project if the project would cost~~
14 ~~more than an additional \$3,000 to complete to~~
15 ~~meet the objectives of the project if the old~~
16 ~~growth tree is not removed.~~

17 ~~“(C) PUBLIC SAFETY PURPOSES.—An old~~
18 ~~growth tree may be cut or removed for public~~
19 ~~safety purposes if—~~

20 ~~“(i) a federally employed forester or~~
21 ~~certified arborist determines the old growth~~
22 ~~tree is likely to fall within 1 year; and~~

23 ~~“(ii) the fall of the old growth tree~~
24 ~~could—~~

1 “(I) injure a member of the pub-
 2 lie or an employee of the Department
 3 that regularly is in the vicinity of the
 4 old growth tree; or

5 “(II) cause property damage in
 6 excess of \$2,000.

7 “(D) SCIENTIFIC PURPOSES.—An old
 8 growth tree may be cut or removed for scientific
 9 purposes as part of a research project if the Di-
 10 rector of the National Applied Resource
 11 Sciences Center—

12 “(i) approves the research project;
 13 and

14 “(ii) determines there is an advan-
 15 tageous reason to cut an old growth tree
 16 on land on which the research project will
 17 be carried out rather than on other land
 18 managed by the Secretary.

19 “(E) SPECIAL USE PURPOSES.—

20 “(i) IN GENERAL.—An old growth
 21 tree may be cut or removed for special use
 22 purposes that are limited to—

23 “(I) a utility right-of-way, if
 24 there is no reasonable alternative; or

1 “(H) a cultural use by a federally
2 recognized Indian tribe.

3 “(ii) INFORMAL RULEMAKING.—Be-
4 fore allowing a special use under this sub-
5 paragraph, the Secretary shall conduct an
6 informal rulemaking with a 90-day public
7 comment period.

8 “(F) ADMINISTRATION.—In carrying out
9 this paragraph, the Secretary shall—

10 “(i) provide public notice of the loca-
11 tion of the trees;

12 “(ii) certify the reasons for allowing
13 the cutting or removal of old growth trees
14 under this paragraph; and

15 “(iii) seek public comment on the cut-
16 ting or removal for at least 7 days if more
17 than 5 trees will be cut or removed within
18 a 30-day period in the same 5-level hydro-
19 logic unit code watershed.

20 “(G) COMMERCIAL SALE.—Any tree cut or
21 removed under this paragraph may not be sold
22 commercially.

23 “(4) OLD GROWTH IDENTIFICATION.—Not later
24 than 1 year after the date of enactment of the Or-
25 egon and California Land Grant Act of 2013, the

1 Secretary shall develop protocols for identifying trees
2 greater than 150 years of age at breast height.

3 “(e) WATER QUALITY PROTECTION.—

4 “(1) IN GENERAL.—The primary focus of
5 aquatic and riparian protection in the covered area
6 shall be to protect, maintain, and restore natural ec-
7 ological functions and processes beneficial to water
8 quality and quantity, including temperature and tur-
9 bidity, native fish and wildlife, and watershed resil-
10 ience, including the continued provision of ecosystem
11 services.

12 “(2) AQUATIC CONSERVATION STRATEGY.—

13 “(A) IN GENERAL.—The Secretary shall
14 carry out an aquatic conservation strategy to
15 promote the objectives described in paragraph
16 (1) and the resiliency of the aquatic ecosystems
17 consistent with the goals of the aquatic con-
18 servation strategy.

19 “(B) GOALS.—The goals of the aquatic
20 conservation strategy shall be—

21 “(i) to protect, maintain, and restore
22 aquatic ecosystems and the associated eco-
23 logical processes for fish, other aquatic or-
24 ganisms, riparian-dependent species, and
25 human needs across a region;

1 “(ii) to manage aquatic ecosystems in
2 a manner that recognizes that fish and
3 other aquatic organisms evolved within a
4 dynamic environment that is constantly in-
5 fluenced and changed by geomorphic and
6 ecological disturbances;

7 “(iii) to protect important drinking
8 water source areas and maintain and re-
9 store water quality necessary to support
10 healthy riparian, aquatic, and wetland eco-
11 systems; and

12 “(iv) to protect, maintain, and restore
13 in-stream flows sufficient to create and
14 sustain riparian, aquatic, and wetland
15 habitats and to retain patterns of sedi-
16 ment, nutrient, and wood routing.

17 “(3) PROGRAM COMPONENTS.—The aquatic
18 conservation strategy shall incorporate the key com-
19 ponents of the aquatic conservation strategy de-
20 scribed in paragraph (2), which shall operate to
21 maintain and restore the productivity and resiliency
22 of riparian and aquatic ecosystems, including—

23 “(A) riparian reserves;

24 “(B) watershed analysis;

25 “(C) key watersheds; and

1 ~~“(D) watershed restoration.~~

2 ~~“(4) RIPARIAN RESERVES.—~~

3 ~~“(A) IN GENERAL.—Riparian reserves~~
4 ~~shall be established in the covered area to pro-~~
5 ~~tect, maintain, and restore ecosystem health at~~
6 ~~watershed and landscape scales and to promote~~
7 ~~the objectives described in paragraph (1); con-~~
8 ~~sistent with section 103(f) for the forestry em-~~
9 ~~phasis areas and section 105(c) for the con-~~
10 ~~servation emphasis areas.~~

11 ~~“(B) RIPARIAN RESERVE MANAGEMENT.—~~

12 ~~“(i) IN GENERAL.—Management and~~
13 ~~restoration activities in riparian reserves~~
14 ~~shall only be undertaken to protect, main-~~
15 ~~tain, or restore aquatic resources as pro-~~
16 ~~vided in this subsection.~~

17 ~~“(ii) TIMBER HARVEST.—Except as~~
18 ~~provided in section 103(f), timber harvest~~
19 ~~in riparian reserves shall only occur in~~
20 ~~stands less than or equal to 80 years of~~
21 ~~age.~~

22 ~~“(5) STANDARDS FOR KEY WATERSHEDS.—~~

23 ~~“(A) IN GENERAL.—Key watersheds,~~
24 ~~drinking water emphasis areas, and drinking~~
25 ~~water special management units established~~

1 under sections 108, 109, 110, and 111 shall
2 have the highest priority for watershed restora-
3 tion and protection in the covered area.

4 “(B) WATERSHED ANALYSES.—Watershed
5 analysis shall be required before timber har-
6 vests occur in key watersheds, other than minor
7 activities that are categorically excluded under
8 the National Environmental Policy Act of 1969
9 (42 U.S.C. 4321 et seq.).

10 “(C) COOPERATION ON PRIVATE LAND.—
11 The Secretary is encouraged to work with adja-
12 cent private landowners who have agreed to co-
13 operate with Secretary to further the purposes
14 of this section.

15 “(6) ROADS RESTRICTIONS.—

16 “(A) NO NET INCREASE IN ROADS.—The
17 total quantity of system and nonsystem roads
18 on covered land shall be less than or equal to
19 the total quantity of system and nonsystem
20 roads on covered land as of the date of enact-
21 ment of the Oregon and California Land Grant
22 Act of 2013.

23 “(B) TEMPORARY ROADS.—Not later than
24 the earlier of the date that is 1 year after the
25 vegetation management project is completed or

1 the date that is 2 years after the activities for
2 which a temporary road was constructed are
3 completed, temporary roads that are con-
4 structed on covered land, if necessary, shall be
5 made benign by—

6 “(i) closing the temporary roads; and

7 “(ii)(I) decommissioning the tem-
8 porary roads; or

9 “(II) placing the temporary roads into
10 short-term storage.

11 “(C) REDUCTION IN ROADS.—To the max-
12 imum extent practicable and subject to the
13 availability of appropriations, the Secretary
14 shall reduce the total quantity of road miles for
15 system and nonsystem roads, with priority for
16 road reductions given to key watersheds.

17 “(D) LIMITATIONS ON NEW ROADS.—The
18 Secretary shall prohibit the construction of any
19 new permanent system road in any portion of
20 the covered land within the key watersheds and
21 drinking water protection areas of the covered
22 land unless the construction contributes to
23 achieving the goals of the aquatic conservation
24 strategy.

1 “(E) NO NEW ROADS IN ROADLESS
2 AREAS.—The Secretary shall prohibit the con-
3 struction of any new road in any inventoried
4 roadless area on covered land in key water-
5 sheds, drinking water emphasis areas, and con-
6 servation emphasis areas.

7 “(F) WATERSHED ANALYSIS.—In carrying
8 out a watershed analysis under this Act, the
9 Secretary shall identify roads that the Secretary
10 determines could be closed or decommissioned.

11 “(7) WOODY DEBRIS AUGMENTATION.—

12 “(A) IN GENERAL.—During periods of
13 timber harvesting, the Secretary shall carry out
14 tree tipping activities on riparian reserves on
15 covered land, as the Secretary determines nec-
16 essary, to improve timber delivery to streams.

17 “(B) FISH HABITAT.—The Secretary shall
18 annually use approximately \$1,000,000 of
19 amounts made available under this Act to
20 transport and place large trees in streams on
21 Federal, State, or private land to improve the
22 quality of fish habitat, as the Secretary deter-
23 mines necessary.

24 **“SEC. 103. MANAGEMENT OF FORESTRY EMPHASIS AREAS.**

25 “(a) MANAGEMENT ACTIONS.—

1 “(1) IN GENERAL.—Silvicultural activities shall
2 be conducted in a forestry emphasis area, and the
3 forestry emphasis area shall be managed, in accord-
4 ance with this section.

5 “(2) MANAGEMENT ACTIONS.—Management ac-
6 tions shall be considered in the environmental im-
7 pact statement required under the National Environ-
8 mental Policy Act of 1969 (42 U.S.C. 4321 et seq.)
9 and section 104(a).

10 “(b) DETERMINATION OF MOIST FORESTS AND DRY
11 FORESTS.—

12 “(1) IN GENERAL.—During the 10-year period
13 beginning on the date of enactment of the Oregon
14 and California Land Grant Act of 2013, the moist
15 and dry forests shall be determined as depicted on
16 the map entitled ‘O&C Land Grant Act of 2013:
17 Moist Forests and Dry Forests’, and dated Novem-
18 ber 18, 2013, except that plant associations and
19 plant association groups may be used to adjust the
20 dry and moist forest assignments in specific loca-
21 tions based on an on-the-ground field examination
22 by the Secretary.

23 “(2) REDESIGNATION.—Not later than 10 years
24 after the date of enactment of the Oregon and Cali-
25 fornia Land Grant Act of 2013 and every 10 years

1 thereafter, the Secretary shall reevaluate the initial
 2 assignments of land areas in moist forest and dry
 3 forest categories in forestry emphasis areas under
 4 paragraph (1) based on—

5 “(A) plant association groups; and

6 “(B) the criteria described in this sub-
 7 section.

8 “(3) MOIST FORESTS.—For purposes of this
 9 subsection, moist forests generally—

10 “(A) experience infrequent wildfires at in-
 11 tervals of 1 to several centuries, including ex-
 12 tensive areas in which fire severity results in
 13 stand-replacement conditions; and

14 “(B) include the following plant associa-
 15 tion groups:

16 “(i) the Western Hemlock (*Tsuga*
 17 *heterophylla*) series;

18 “(ii) the Sitka Spruce (*Picea*
 19 *sitchensis*) series;

20 “(iii) the Western Redcedar (*Thuja*
 21 *plicata*) series;

22 “(iv) the Pacific Silver Fir (*Abies*
 23 *amabilis*) series;

24 “(v) the Mountain Hemlock (*Tsuga*
 25 *mertensiana*) series;

1 “(vi) the Subalpine Fir-Engelmann
2 Spruce (Abies lasiocarpa-Picea
3 engelmannii) series;

4 “(vii) the Tanoak (Lithocarpus
5 densiflorus) series;

6 “(viii) the Moist Grand Fir (Abies
7 grandis) plant association group; and

8 “(ix) the Moist White Fir (Abies
9 concolor) plant association group.

10 “(4) DRY FORESTS.—For purposes of this sub-
11 section, dry forests generally—

12 “(A) experience relatively frequent and
13 predominantly low- and mixed-severity fires;
14 and

15 “(B) include the following plant associa-
16 tion groups:

17 “(i) the Moist Grand Fir (Abies
18 grandis) plant association group;

19 “(ii) the Moist White Fir (Abies
20 concolor) plant association group;

21 “(iii) the Ponderosa Pine (Pinus pon-
22 derosa) series;

23 “(iv) the Oregon White Oak (Quercus
24 garryana) series;

1 “(v) the Douglas-fir (*Pseudotsuga*
2 *menziesii*) series;

3 “(vi) the Jeffrey Pine (*Pinus jeffreyi*)
4 series;

5 “(vii) the Dry Grand Fir (*Abies*
6 *grandis*) plant association group; and

7 “(viii) the Dry White Fir (*Abies*
8 *concolor*) plant association group.

9 “(5) MIXED FORESTS.—

10 “(A) IN GENERAL.—For purposes of this
11 Act, a site characterized as a Moist Grand Fir
12 or a Moist White Fir plant association group
13 may be considered moist forest or dry forest
14 based on the condition of the land, landscape
15 context, and management goals.

16 “(B) MIXED FORESTS.—On a site at which
17 dry and moist forests combine and are not
18 readily separated, management shall be based
19 on the dominant type in terms of area.

20 “(6) ADMINISTRATION.—In carrying out this
21 subsection, the Secretary shall—

22 “(A) provide the public a period of not less
23 than 60 days to comment on the redesignation
24 of moist forests and dry forests; and

1 “(B) redesignate moist forests and dry for-
2 ests once every 10 years.

3 “(c) VEGETATION TREATMENTS.—

4 “(1) IN GENERAL.—Vegetation treatments shall
5 be developed consistent with this subsection.

6 “(2) NO SIGNIFICANT NEGATIVE EFFECTS.—A
7 vegetation treatment under this section shall be—

8 “(A) considered in the environmental im-
9 pact statement required under the National En-
10 vironmental Policy Act of 1969 (42 U.S.C.
11 4321 et seq.) and section 104(a); and

12 “(B) designed to produce no significant
13 negative effects on—

14 “(i) cultural sites of federally recog-
15 nized Indian tribes;

16 “(ii) inventoried roadless areas;

17 “(iii) the existing integrity of archeo-
18 logical sites;

19 “(iv) highly erodible land;

20 “(v) wetland under the jurisdiction of
21 the Corps of Engineers or delineated by
22 the Natural Resources Conservation Serv-
23 ice; and

24 “(vi) species listed as endangered or
25 threatened species under the Endangered

1 Species Act of 1973 (16 U.S.C. 1531 et
2 seq.); unless incidental take statements
3 have been issued for the listed species.

4 “(3) ~~ATTAINING NO SIGNIFICANT NEGATIVE EF-~~
5 ~~FECTS.—~~A proposed silvicultural treatment on land
6 described in clauses (i) through (v) of paragraph
7 (2)(B) shall seek to produce no significant negative
8 impact primarily by—

9 “(A) not harvesting trees, or operating
10 heavy equipment, on the sites; or

11 “(B) mitigating the impact of the treat-
12 ment through actions such as the capping of ar-
13 cheological sites with wood chips, except that
14 relying on mitigation measures to achieve no
15 significant negative impact may only be used in-
16 frequently for timber sales.

17 “(4) ~~NORTHERN SPOTTED OWLS.—~~A vegetation
18 treatment analyzed as part of the environmental im-
19 pact statement or similar analysis required under
20 the National Environmental Policy Act of 1969 (42
21 U.S.C. 4321 et seq.) and section 104(a) for land
22 identified by the Secretary as part of northern spot-
23 ted owl recovery plan Action 10 or 32 can only occur
24 if the Secretary, acting through the United States

1 Fish and Wildlife Service, releases an opinion that
2 the proposed vegetative treatment is—

3 “(A) compatible with requirements under
4 the Endangered Species Act of 1973 (16 U.S.C.
5 1531 et seq.) for the northern spotted owl, con-
6 sidered over the long-term; or

7 “(B) necessary to address a severe threat
8 of disease, insects, or fire.

9 “(5) WATER QUALITY.—

10 “(A) IN GENERAL.—In addition to stand-
11 ards under any applicable environmental law, a
12 vegetation treatment for a timber sale under
13 this section shall be designed so that the sale
14 does not result in measurable, significant nega-
15 tive impacts on water quality.

16 “(B) DETERMINATION POINTS.—For the
17 purposes of assessing potential negative impacts
18 on water quality under this section from vegeta-
19 tion treatments, the Secretary shall only con-
20 sider water quality—

21 “(i) at the time of the determination
22 to determine the present condition; and

23 “(ii) at a time that is 5 years after
24 the date of the initial determination and

1 that is at least 2 years after the date of
2 the timber sale.

3 “(6) NEST TREES.—

4 “(A) IN GENERAL.—No nest tree shall be
5 cut in a forestry emphasis area unless the nest
6 tree poses a repeated, imminent threat to the
7 safety of the public or employees of the Depart-
8 ment.

9 “(B) SURVEYS.—

10 “(i) IN GENERAL.—Not earlier than
11 180 days before the date the Secretary
12 plans to offer a timber sale in a forestry
13 emphasis area, the Secretary shall survey
14 the timber sale area to locate potential
15 nest trees that the Secretary has not lo-
16 cated.

17 “(ii) DURATION.—The duration of the
18 survey shall be such that the Secretary
19 shall have an employee survey for nest
20 trees at a rate of 1 day for each 100 acres
21 of the timber sale.

22 “(C) INFORMATION FROM PUBLIC.—Dur-
23 ing the 14-day period beginning on the date a
24 consistency document required under section
25 104(d) is completed for a project, the Secretary

1 shall accept information from the public con-
2 cerning the location of nest trees.

3 “(D) PROTECTIONS.—The Secretary shall
4 ensure that the protections required under this
5 Act are provided for verified nest trees.

6 “(7) MARBLED MURRELET HABITAT.—Con-
7 sistent with the Endangered Species Act of 1973 (16
8 U.S.C. 1531 et seq.), if the harvest of timber within
9 a limited area of marbled murrelet habitat would
10 provide benefits to a forest ecosystem (including the
11 increased diversity of stand structure, composition,
12 and age and reducing the scarcity of early succes-
13 sional habitat), the harvest may occur if the Sec-
14 retary confers with the Director of the United States
15 Fish and Wildlife Service in selecting areas within
16 marbled murrelet habitat in which timber harvests
17 may occur.

18 “(8) SUSTAINED YIELD.—

19 “(A) IN GENERAL.—The Secretary shall,
20 to the maximum extent practicable, provide a
21 sustained yield of timber harvest, averaged over
22 a 10-year period, from the forestry emphasis
23 area, that is calculated assuming an ecological
24 forestry approach, unless the action will have

1 severe adverse environmental, economic, or so-
2 cial consequences.

3 “(B) SUSTAINED YIELD CALCULATION.—

4 The Secretary shall calculate the sustained yield
5 for a 50-year period as part of the environ-
6 mental impact statement required under the
7 National Environmental Policy Act of 1969 (42
8 U.S.C. 4321 et seq.) and section 104(a).

9 “(C) RESERVED AREAS.—In calculating
10 the sustained yield from a forestry emphasis
11 area, the Secretary shall not include the volume
12 of timber that could be offered from reserved
13 areas, such as conservation emphasis areas.

14 “(d) MANAGEMENT OF MOIST FORESTS.—

15 “(1) IN GENERAL.—Forestry emphasis areas
16 that are designated as moist forests under this sec-
17 tion shall be managed in accordance with the prin-
18 ciples of ecological forestry (including principles re-
19 lating to variable retention regeneration harvests)
20 described in paragraph (2).

21 “(2) ECOLOGICAL FORESTRY PRINCIPLES FOR
22 MOIST FORESTS.—The ecological forestry principles
23 referred to in paragraph (1) include—

24 “(A) the retention of old growth;

1 “(B) the seeking of opportunities to retain
2 older trees if practicable;

3 “(C) the acceleration of the development of
4 structural complexity, including spatial hetero-
5 geneity, in younger stands, through the use of
6 diverse silvicultural approaches, such as vari-
7 able density and clump-based prescriptions;

8 “(D) the implementation of variable reten-
9 tion regeneration harvesting activities that re-
10 tain approximately $\frac{1}{3}$ of the live basal area of
11 the forest within the harvest area, primarily in
12 aggregates, including riparian and other re-
13 serves and dispersed individual and small clus-
14 ters of conifers and hardwoods within the har-
15 vest area unit, a portion of which may be used
16 for snag creation, except that old growth stands
17 shall not be considered as part of the $\frac{1}{3}$ basal
18 area retention;

19 “(E) the development and maintenance of
20 early seral ecosystems with diverse species fol-
21 lowing harvesting activities through the use of
22 less intense approaches to site preparation and
23 tree regeneration and nurturing of diverse early
24 seral ecosystems;

1 “(F) the use of rotations of sufficient
2 length to allow stands to redevelop with levels
3 of structural complexity and biodiversity char-
4 acteristics of late-successional stands, but when
5 the stands reach the rotation age of the stands,
6 the stands will be regenerated through variable-
7 retention harvesting; and

8 “(G) the establishment of a silvicultural
9 system that includes the development and man-
10 agement of multiaged, mixed-species stands on
11 harvest rotation periods of 80 to 120 years.

12 “(3) VARIABLE RETENTION REGENERATION.—

13 “(A) IN GENERAL.—The Secretary shall
14 designate not less than 8 percent and not more
15 than 12 percent of the moist forests described
16 in paragraph (1) as land on which the Sec-
17 retary shall carry out variable retention regen-
18 eration harvesting activities, consistent with
19 this section, during each 10-year period in a
20 manner consistent with the environmental im-
21 pact statement required under the National En-
22 vironmental Policy Act of 1969 (42 U.S.C.
23 4321 et seq.) and section 104(a).

24 “(B) APPLICABILITY.—The moist forests
25 designated as variable retention regeneration

1 harvest land under subparagraph (A) shall not
2 be limited to stands that have generally reached
3 the culmination of mean annual increment.

4 “(4) THINNING.—

5 “(A) IN GENERAL.—The Secretary shall
6 carry out thinning activities in the moist forests
7 described in paragraph (1) to promote tree
8 growth and ecological health and variability.

9 “(B) GOALS.—The goal of thinning activi-
10 ties under this paragraph shall be to establish
11 spatially variable stand densities and complex
12 canopies using thinning regimes that enhance
13 the structural and compositional diversity of the
14 stand and individual tree development.

15 “(C) LIMITATIONS.—

16 “(i) IN GENERAL.—In carrying out
17 thinning activities under this paragraph,
18 the Secretary shall not reduce the total
19 basal area of the stand (as determined on
20 the date on which the thinning activities
21 commence) by more than 50 percent.

22 “(ii) OLD GROWTH TREES.—The Sec-
23 retary shall exclude old growth trees from
24 thinning activities under this paragraph.

25 “(e) MANAGEMENT OF DRY FORESTS.—

1 “(1) IN GENERAL.—Forestry emphasis areas
2 that are designated as dry forests under this section
3 shall be managed in accordance with ecological for-
4 estry principles described in paragraph (2) and, as
5 determined necessary by the Secretary, with fire re-
6 siliency needs, consistent with this subsection.

7 “(2) ECOLOGICAL FORESTRY PRINCIPLES IN
8 DRY FORESTS.—The ecological forestry principles re-
9 ferred to in paragraph (1) include—

10 “(A) the retention and improvement of the
11 survivability of old growth trees through the re-
12 duction of adjacent fuels and competing vegeta-
13 tion to promote resilience against mortality
14 from insects, disease, and fire;

15 “(B) the retention and protection of impor-
16 tant structures such as large hardwoods, snags,
17 and logs;

18 “(C) the reduction of overall stand den-
19 sities through partial cutting in an effort to—

20 “(i) reduce basal areas to desired lev-
21 els, particularly in overstocked stands;

22 “(ii) increase the mean stand diame-
23 ter;

24 “(iii) shift the composition of stands
25 to fire- and drought-tolerant species; and

1 “(iv) retain older trees for replace-
2 ment purposes;

3 “(D) the restoration of spatial hetero-
4 geneity through the variation of the treatment
5 of stands, such as by leaving untreated patches,
6 creating openings of not more than 2.5 acres,
7 and establishing tree clumps and isolated single
8 trees;

9 “(E) the establishment of new tree cohorts
10 of shade-intolerant species in created openings,
11 generally varying in size between 0.2 and 2.5
12 acres;

13 “(F) the harvesting of timber during the
14 restoration process;

15 “(G) the maintenance of sustainable and
16 fire-resilient conditions in perpetuity through
17 active management of the dry forests in accord-
18 ance with this subsection, including the treat-
19 ment of activity fuels and the restoration of his-
20 toric levels of surface fuels and understory vege-
21 tation using prescribed fire and mechanical ac-
22 tivities;

23 “(H) the planning and implementation of
24 activities at the landscape level to maintain not
25 less than $\frac{1}{3}$ of the dry forests as denser land-

1 scape-scale patches to provide greater forest
2 density for endangered and threatened species
3 and their prey; and

4 “(I) the retention of a basal area after a
5 partial cut that is not less than 35 percent of
6 the initial basal area of the sale area.

7 “(3) FIRE RESILIENCY.—

8 “(A) VEGETATION TREATMENT NEAR
9 RESIDENCES.—

10 “(i) IN GENERAL.—For a forestry em-
11 phasis area that is designated as a dry for-
12 est under this section and located within
13 .25 miles of a residence, the primary pur-
14 pose of any vegetation treatment carried
15 out by the Secretary on that land shall be
16 to manage fuel loadings to reduce the risk
17 to the residence posed by wildfire.

18 “(ii) ADMINISTRATION.—

19 “(I) IN GENERAL.—In carrying
20 out vegetation treatment activities on
21 land described in clause (i), the Sec-
22 retary shall—

23 “(aa) cut and remove trees
24 and brush to eliminate the
25 vertical continuity of vegetative

1 fuels and the horizontal con-
2 tinuity of tree crowns for the
3 purpose of reducing flammable
4 materials and maintaining a
5 shaded fuelbreak to reduce fire
6 spread, duration, and intensity;
7 and

8 “(bb) treat surface fuels (in-
9 cluding activity fuels, low brush,
10 and deadwood) on that land that
11 could promote the spread of wild-
12 fire in a manner designed to
13 achieve an average of a 4-foot
14 maximum flame length under av-
15 erage severe fire weather condi-
16 tions.

17 “(II) TIMBER SALES.—If a tim-
18 ber sale is planned within ½ mile of
19 a residence, the Secretary is encour-
20 aged to carry out vegetation treat-
21 ment activities on that Federal land
22 at the same time as the timber sale.

23 “(III) COUNTY ACTIONS.—A
24 county may carry out a fuel reduction
25 project on the land described in clause

1 (i) in a manner consistent with sub-
2 clause (I) if—

3 “(aa) the county notifies the
4 Secretary of the intent of the
5 county to carry out the project,
6 including a description of the
7 project and duration of the
8 project;

9 “(bb) the Secretary deter-
10 mines the project is consistent
11 with this Act and is in the best
12 interest of the public; and

13 “(cc) the county carries out
14 the project using county funds,
15 which may include amounts made
16 available to the county under this
17 Act.

18 “(iii) **PRIORITIZATION.**—In prioritiz-
19 ing fire resiliency projects under this sub-
20 paragraph, the Secretary or the county
21 may use project recommendations received
22 from a resource advisory council or de-
23 scribed in a community wildfire protection
24 plan.

1 “(B) PRIVATE LANDOWNER ACTIONS ON
2 FEDERAL LAND.—

3 “(i) IN GENERAL.—A person may
4 enter and treat any forestry emphasis area
5 that is designated as a dry forest under
6 this section that is located within 100 feet
7 of the residence of that person without a
8 permit from the Secretary if—

9 “(I) the treatment is carried out
10 at the expense of the person;

11 “(II) the person notifies the Sec-
12 retary of the intent to treat that land;
13 and

14 “(III) the person carries out the
15 treatment activities in accordance
16 with clause (iii).

17 “(ii) NOTICE.—

18 “(I) IN GENERAL.—Not less than
19 30 days before beginning to treat land
20 described in clause (i), the person
21 shall notify the Secretary of the inten-
22 tion of that person to treat that land.

23 “(II) COMMENCEMENT.—Not
24 less than 15 days before the date of
25 the commencement of treatment ac-

1 tions; the person shall notify the Sec-
2 retary before beginning the treatment.

3 “(iii) APPLICABILITY.—A person
4 treating land described in clause (i) shall
5 carry out the treatment as follows:

6 “(I) No dead tree, nest tree, old
7 growth, or tree greater than 24 inches
8 in diameter shall be cut.

9 “(II) Any residual trees shall be
10 pruned—

11 “(aa) to a height of the less-
12 er of 10 feet or 50 percent of the
13 crown height of the tree; and

14 “(bb) such that all parts of
15 the tree are at not less than 10
16 feet away from the residence.

17 “(III) Vegetation shall be cut
18 such that—

19 “(aa) less flammable species
20 are favored for retention; and

21 “(bb) the adequate height
22 and spacing between bushes and
23 trees are maintained.

24 “(IV) No herbicide or insecticide
25 application shall be used.

1 “(V) All slash created from treat-
 2 ment activities under this subpara-
 3 graph shall be removed or treated not
 4 later than 60 days after the date on
 5 which the slash is created.

6 “(f) WATER PROTECTION IN FORESTRY EMPHASIS
 7 AREAS.—

8 “(1) RIPARIAN RESERVE AND BUFFER SYS-
 9 TEM.—

10 “(A) IN GENERAL.—In carrying out the
 11 aquatic conservation strategy in forestry em-
 12 phasis areas, the Secretary shall establish ripar-
 13 ian reserves that—

14 “(i) in the case of land located along
 15 a fish-bearing stream, are $\frac{1}{2}$ site-potential
 16 tree height or 150 feet slope distance,
 17 whichever is greater;

18 “(ii) in the case of land located along
 19 a permanently flowing nonfish-bearing
 20 stream, are $\frac{1}{2}$ of a site-potential tree
 21 height or 75 feet slope distance, whichever
 22 is greater;

23 “(iii) in the case of land located along
 24 a seasonally flowing or intermittent
 25 stream, are whichever is greater among—

1 “(I) the stream channel to the
2 top of the inner gorge and out to the
3 edge of the riparian vegetation;

4 “(II) a distance of $\frac{1}{2}$ of a site-
5 potential tree height; or

6 “(III) 75-foot slope distance;

7 “(iv) in the case of a wetland greater
8 than $\frac{1}{2}$ acre, a lake, or a natural pond, are
9 whichever is greater among—

10 “(I) the body of water and land
11 located along the wetland, lake, or
12 pond to the outer edges of riparian
13 vegetation;

14 “(II) a distance of $\frac{1}{2}$ site-poten-
15 tial tree height; or

16 “(III) 300-foot slope distance;

17 “(v) in the case of a constructed pond
18 or a reservoir, are the area from the max-
19 imum pool elevation to a distance equal to
20 the height of $\frac{1}{2}$ site-potential tree or 150-
21 foot slope distance, whichever is greater;
22 and

23 “(vi) in the case of a wetland that is
24 less than $\frac{1}{2}$ acre or an unstable or poten-

1 tially unstable area, are whichever is great-
 2 er among—

3 “(I) the extent of the unstable
 4 and potentially unstable area or the
 5 wetland less than 1 acre, as applica-
 6 ble, to the outer edges of the riparian
 7 vegetation;

8 “(II) a distance of 1 site-poten-
 9 tial tree height; or

10 “(III) 150-foot slope distance.

11 “(B) NONFISH-BEARING STREAMS.—

12 “(i) IN GENERAL.—For a nonfish-
 13 bearing stream, the Secretary shall estab-
 14 lish a buffer of an additional $\frac{1}{2}$ of a site-
 15 potential tree height or 75 feet slope dis-
 16 tance, whichever is greater, which buffer
 17 shall be available for timber management
 18 using ecological forestry principles while
 19 maintaining wood delivery to streams.

20 “(ii) RESTRICTIONS.—

21 “(I) IN GENERAL.—A timber
 22 harvest on the buffer land described
 23 in clause (i) shall be—

1 “(aa) conducted in accord-
2 ance with the principles of eco-
3 logical forestry; and

4 “(bb) be limited to stands
5 less than or equal to 80 years of
6 age.

7 “(H) SPECIAL RULE FOR DRY
8 FORESTS.—

9 “(aa) IN GENERAL.—Sub-
10 ject to item (bb), in dry forests,
11 timber harvest may occur in a
12 stand that exceeds 80 years of
13 age if the harvest is carried out
14 for a compelling ecological rea-
15 son, such as to protect the stand
16 from insect outbreak or destruc-
17 tive wildfire.

18 “(bb) OLD GROWTH
19 TREES.—An old growth tree shall
20 not be included in a timber har-
21 vest under item (aa).

22 “(2) WATERSHED ANALYSIS.—

23 “(A) IN GENERAL.—Not later than 90
24 days after the date of enactment of the Oregon
25 and California Land Grant Act of 2013, a sei-

1 entific committee established by the Secretary
2 shall develop criteria to be used in carrying out
3 a watershed analysis for forestry emphasis
4 areas.

5 “(B) SCIENTIFIC COMMITTEE.—

6 “(i) IN GENERAL.—The committee es-
7 tablished under subparagraph (A) shall be
8 comprised of 5 individuals who—

9 “(I) are not full-time employees
10 of the Bureau of Land Management;
11 and

12 “(II) have expertise relating to
13 aquatic and riparian ecosystems.

14 “(ii) ADMINISTRATION.—The Federal
15 Advisory Committee Act (5 U.S.C. App.)
16 shall not apply to the committee estab-
17 lished under this paragraph.

18 “(C) CRITERIA.—The criteria developed
19 under subparagraph (A) shall include at a min-
20 imum—

21 “(i) the importance of the streams to
22 salmon populations;

23 “(ii) the impacts of thermal loading;

24 “(iii) water quality; and

1 “(iv) the potential for the delivery or
2 deposition of sediment and wood from
3 upslope sources.

4 “(D) DEVELOPMENT OF WATERSHED
5 ANALYSIS.—

6 “(i) IN GENERAL.—The Secretary
7 shall use the criteria established by the sci-
8 entific committee to determine the ecologi-
9 cal importance of fish-bearing streams and
10 nonfish-bearing streams.

11 “(ii) PUBLIC INFORMATION.—The
12 Secretary shall make the determinations
13 described in clause (i) available to the pub-
14 lic at the time the Secretary submits the
15 report to the scientific committee.

16 “(E) REVIEW OF SCIENTIFIC COM-
17 MITTEE.—

18 “(i) IN GENERAL.—Not later than
19 210 days after the date of enactment of
20 the Oregon and California Land Grant Act
21 of 2013, the Secretary shall submit to the
22 scientific committee established under sub-
23 paragraph (B) a watershed analysis that
24 includes the fish-bearing streams and

1 nonfish-bearing streams in key watersheds
2 categorized by ecological importance.

3 “(ii) ~~COMMENTS BY SCIENTIFIC COM-~~
4 ~~MITTEE.~~—Not later than 240 days after
5 the date of enactment of the Oregon and
6 California Land Grant Act of 2013, the
7 scientific committee shall submit comments
8 to the Secretary on the determinations
9 made by the Secretary of the ecological im-
10 portance of the streams within the covered
11 area.

12 “(iii) ~~CRITERIA.~~—The scientific com-
13 mittee shall use only the criteria estab-
14 lished under subparagraph (C) to evaluate
15 the determinations made by the Secretary.

16 “(iv) ~~PUBLIC AVAILABILITY.~~—On re-
17 ceipt by the Secretary, the comments sub-
18 mitted by the scientific committee shall be
19 made publically available.

20 “(F) ~~INCLUSION IN THE DRAFT ENVIRON-~~
21 ~~MENTAL IMPACT STATEMENT.~~—

22 “(i) ~~IN GENERAL.~~—The Secretary
23 shall—

1 “(I) revise the watershed anal-
2 ysis, as the Secretary considers nec-
3 essary; and

4 “(II) consider the comments sub-
5 mitted by the scientific committee.

6 “(ii) REVISED WATERSHED ANAL-
7 YSIS.—The revised watershed analysis
8 shall be used in preparing and included in
9 whole in each draft environmental impact
10 statement developed under section
11 104(a)(1).

12 “(G) OTHER APPLICABILITY.—The results
13 of the watershed analysis shall be available for
14 use in conservation efforts on other Federal
15 land and on non-Federal land.

16 “(3) REVISION OF RIPARIAN BUFFER SYS-
17 TEM.—

18 “(A) IN GENERAL.—In accordance with
19 the watershed analysis, the Secretary shall re-
20 vise the riparian reserves on the forestry em-
21 phasis areas.

22 “(B) USE.—The revisions shall be re-
23 flected in—

24 “(i) the initial environmental impact
25 statements prepared under the National

1 Environmental Policy Act of 1969 (42
2 U.S.C. 4321 et seq.) and section 104(a);
3 and

4 “(ii) each subsequent 10-year environ-
5 mental impact statement.

6 “(C) REVISIONS.—The Secretary shall re-
7 vise the riparian buffer system as follows:

8 “(i) For a riparian reserve located
9 along a fish-bearing stream, lake, or wet-
10 land, that the Secretary determines, based
11 on the watershed analysis, to be of mini-
12 mal ecological importance, the size of the
13 riparian reserve shall be 100 feet slope dis-
14 tance.

15 “(ii) For a riparian reserve located
16 along a nonfish-bearing stream, lake, or
17 wetland that the Secretary determines,
18 based on the watershed analysis, to be of
19 minimal ecological importance, the size of
20 the riparian reserve shall be 50 feet slope
21 distance.

22 “(iii) For a riparian reserve located
23 along a fish-bearing or nonfish-bearing
24 stream, lake, or wetland that the Secretary
25 determines, based on the watershed anal-

1 ysis, to be of significant ecological impor-
 2 tance, the size of the riparian reserve shall
 3 be 1 site-potential tree height or 150 feet
 4 slope distance, whichever is greater.

5 “(iv) The total amount of riparian re-
 6 serves within each 5th-level hydrologic unit
 7 code watershed in the forestry emphasis
 8 areas shall equal at least 75 percent and
 9 not more than 125 percent of the previous
 10 riparian reserves established under para-
 11 graph (1).

12 “(D) RIPARIAN BUFFERS FOR MANAGE-
 13 MENT.—

14 “(i) IN GENERAL.—The Secretary
 15 shall establish buffers for the riparian re-
 16 serves described in clauses (i) and (ii) of
 17 subparagraph (C) that extend out to 1-site
 18 potential tree.

19 “(ii) MANAGEMENT.—The buffers
 20 shall be managed in the same manner as
 21 the buffers described in paragraph (1)(B).

22 “(E) MANAGEMENT.—The Secretary shall
 23 manage the revised riparian reserve areas de-
 24 scribed in subparagraph (D) in accordance with
 25 the following standards:

1 “(i) Timber harvest within riparian
2 reserves shall be restricted to thinning
3 stands less than or equal to 80 years of
4 age to achieve the goals of the aquatic con-
5 servation strategy.

6 “(ii) Timber harvest, roads, grazing,
7 mining, recreation, and all other activities
8 shall be compatible with achievement of
9 the goals of the aquatic conservation strat-
10 egy in order to occur.

11 “(iii) Riparian-dependent and stream
12 resources shall receive primary emphasis in
13 riparian reserve landscapes.

14 “(4) EXCEPTION.—Forestry emphasis areas
15 designated as ‘Drinking Water Emphasis Area’ and
16 depicted as such on the maps entitled ‘O&C Land
17 Grant Act of 2013: McKenzie Drinking Water Area’,
18 ‘O&C Land Grant Act of 2013: Hillsboro Drinking
19 Water Area’, ‘O&C Land Grant Act of 2013:
20 Clackamas Drinking Water Area’, and ‘O&C Land
21 Grant Act of 2013: Springfield Drinking Water
22 Area’ and dated November 18, 2013, and riparian
23 areas within key watersheds shall not be subject to
24 this subsection but shall instead be subject to section
25 105(c).

1 “(g) PRIORITIZATION.—

2 “(1) SELECTION OF AREAS TO TREAT IN THE
3 FIRST 10 YEARS.—

4 “(A) IN GENERAL.—Not later than 150
5 days after the date of enactment of the Oregon
6 and California Land Grant Act of 2013, the
7 Secretary shall select locations in forestry em-
8 phasis areas in which the Secretary intends to
9 harvest timber during—

10 “(i) the 10-year period covered by the
11 environmental impact statement prepared
12 under the requirements of the National
13 Environmental Policy Act of 1969 (42
14 U.S.C. 4321 et seq.) and 104(a); and

15 “(ii) each subsequent 10-year period
16 covered by an environmental impact state-
17 ment.

18 “(B) PRIORITIZATION PLAN FOR FOR-
19 ESTRY EMPHASIS AREAS.—The areas selected
20 under subparagraph (A) shall reflect a
21 prioritization plan and harvest levels, including
22 the sustained yield, identified in the environ-
23 mental impact statement prepared under the re-
24 quirements of the National Environmental Pol-

1 icy Act of 1969 (42 U.S.C. 4321 et seq.) and
2 section 104(a).

3 “(C) PUBLIC COMMENT.—The Secretary
4 shall seek public comments for 45 days on the
5 selection of the areas under subparagraph (A).

6 “(D) INCLUSION IN THE DRAFT ENVIRON-
7 MENTAL IMPACT STATEMENT.—

8 “(i) IN GENERAL.—The Secretary
9 shall revise the prioritization plan for for-
10 estry emphasis areas, as the Secretary con-
11 siders necessary, based on the public com-
12 ments received.

13 “(ii) REVISED PRIORITIZATION
14 PLAN.—The revised prioritization plan for
15 forestry emphasis areas shall be used in
16 preparing and included in whole in each
17 draft environmental impact statement de-
18 veloped under the National Environmental
19 Policy Act of 1969 (42 U.S.C. 4321 et
20 seq.) and section 104(a).

21 “(2) LANDSCAPE PLANS.—

22 “(A) IN GENERAL.—The Secretary shall
23 develop plans for the moist forest portions of
24 the forestry emphasis area and dry forest por-
25 tions of the covered area.

1 “(B) MOIST FOREST LANDSCAPE PLAN.—

2 The plans described in subparagraph (A) shall
3 include—

4 “(i) landscape level plans showing the
5 areas of the moist forest landscapes that
6 will result in distribution of variable reten-
7 tion regeneration harvests to ensure de-
8 sired placement and the appropriate scale
9 of implementation; and

10 “(ii) areas that will, in the case of a
11 moist forest site, accelerate development of
12 complex forest structure, including oppor-
13 tunities to create spatial heterogeneity
14 (such as creating skips and gaps), in a
15 young stand that has a canopy that has—

16 “(I) closed; and

17 “(II) been simplified through
18 past management.

19 “(C) DRY FOREST LANDSCAPE PLAN.—

20 “(i) IN GENERAL.—The dry forest
21 plans described in subparagraph (A) shall
22 include—

23 “(I) a landscape level plan show-
24 ing the areas of any dry forest land-
25 scape that will be left in a denser con-

1 dition for the first 30 years after the
2 date of enactment of the Oregon and
3 California Land Grant Act of 2013;

4 “~~(H)~~ the areas of any dry forest
5 that may be considered for thinning
6 or restoration treatments beginning
7 on the date that is 30 years after the
8 date of enactment of the Oregon and
9 California Land Grant Act of 2013;
10 and

11 “~~(III)~~ areas that will, in the case
12 of a dry forest site—

13 “~~(aa)~~ minimize and reduce
14 the risk of unnaturally severe fire
15 and insect outbreaks, particularly
16 if critical components and values
17 are at risk, including—

18 “~~(AA)~~ communities in
19 the wildland-urban interface
20 (as defined in section 101 of
21 the Healthy Forests Res-
22 toration Act of 2003 (16
23 U.S.C. 6511)); and

24 “~~(BB)~~ valuable forest
25 structures, such as old

1 growth and oak savannas
2 that are in need of restora-
3 tion or are in danger from
4 potential fire risk; or

5 “(bb) restore historical
6 structure and composition and
7 improve fire resiliency.

8 “(ii) REEVALUATION.—The areas de-
9 scribed in clause (i)(I) shall be reevaluated
10 in the subsequent comprehensive environ-
11 mental impact statements required under
12 section 104(a).

13 “(D) COLLABORATION IN DEVELOPING
14 PLANS.—The Secretary shall develop the plans
15 described in subparagraph (A) in coordination
16 with the Director of the United States Fish and
17 Wildlife Service to ensure the plans comply with
18 the Endangered Species Act of 1973 (16 U.S.C.
19 1531 et seq.).

20 “(E) DRAFT PLANS AVAILABLE FOR PUB-
21 LIC COMMENT.—Not later than 150 days after
22 the date of enactment of the Oregon and Cali-
23 fornia Land Grant Act of 2013, the Secretary
24 shall make a draft of the plans described in

1 subparagraph (A) available for public comment
2 for 45 days.

3 “(F) INCLUSION IN THE DRAFT ENVIRON-
4 MENTAL IMPACT STATEMENT.—

5 “(i) IN GENERAL.—The Secretary
6 shall revise landscape plans, as the Sec-
7 retary considers necessary, based on the
8 public comments received.

9 “(ii) REVISED LANDSCAPE PLANS.—
10 The revised landscape plans shall be used
11 in preparing and included in whole in the
12 draft environmental impact statement de-
13 veloped under the National Environmental
14 Policy Act of 1969 (42 U.S.C. 4321 et
15 seq.) and section 104(a).

16 **“SEC. 104. STREAMLINED PROCEDURES.**

17 “(a) COMPREHENSIVE ENVIRONMENTAL IMPACT
18 STATEMENT.—

19 “(1) IN GENERAL.—Not later than 18 months
20 after the date of enactment of the Oregon and Cali-
21 fornia Land Grant Act of 2013, the Secretary shall
22 complete—

23 “(A) a large-scale comprehensive environ-
24 mental impact statement in accordance with the
25 National Environmental Policy Act of 1969 (42

1 U.S.C. 4321 et seq.) for the moist forest in the
2 forestry emphasis area; and

3 “(B) a large-scale comprehensive environ-
4 mental impact statement in accordance with the
5 National Environmental Policy Act of 1969 (42
6 U.S.C. 4321 et seq.) for the dry forest in the
7 forestry emphasis area.

8 “(2) PERIOD.—The environmental impact
9 statements required under paragraph (1) shall cover
10 the 10-year period beginning on the date on which
11 the record of decision for the environmental impact
12 statement is issued.

13 “(3) INDIVIDUAL PROJECTS.—The final com-
14 prehensive environmental impact statement shall be
15 used for individual projects during the 10-year pe-
16 riod described in paragraph (2).

17 “(4) ADDITIONAL ANALYSIS.—No additional
18 analysis under the National Environmental Policy
19 Act of 1969 (42 U.S.C. 4321 et seq.) shall be re-
20 quired for individual projects under this Act unless
21 explicitly required by this Act or there exists clear
22 and convincing evidence regarding significant ad-
23 verse environmental impacts of the project that were
24 not considered in the comprehensive environmental
25 impact statements.

1 “(5) EFFECTIVE DATE OF EACH ENVIRON-
 2 MENTAL IMPACT STATEMENT.—After the initial
 3 comprehensive environmental impact statement de-
 4 veloped under paragraph (1), each subsequent com-
 5 prehensive environmental impact statement shall be
 6 prepared and be in effect for the 10-period begin-
 7 ning on the date on which the previous environ-
 8 mental impact statement expires.

9 “(b) CRITERIA AND PARAMETERS OF THE ENVIRON-
 10 MENTAL IMPACT STATEMENT.—

11 “(1) IN GENERAL.—Each environmental impact
 12 statement developed under subsection (a) shall ana-
 13 lyze 3 alternatives, including—

14 “(A) 1 no-action alternative; and

15 “(B) 2 other alternatives that are con-
 16 sistent the management prescriptions and this
 17 Act for the forest type.

18 “(2) LIMITATIONS.—

19 “(A) IN GENERAL.—The analysis of effects
 20 of each environmental impact statement de-
 21 scribed in subsection (a)(1) shall be limited to
 22 the effects of the actions authorized under sec-
 23 tion 103 that are consistent with the forest
 24 type.

25 “(B) ANALYSIS.—

1 “(i) IN GENERAL.—The information
2 contained within the timber prioritization
3 plan, watershed analysis, dry forest land-
4 scape plan, and moist forest landscape
5 plan shall—

6 “(I) be used to develop an envi-
7 ronmental impact statement described
8 in subsection (a)(1); but

9 “(II) not be separately analyzed
10 in an environmental impact statement
11 described in subsection (a)(1).

12 “(ii) ADDITIONAL ANALYSIS.—Not-
13 withstanding the National Environmental
14 Policy Act of 1969 (42 U.S.C. 4321 et
15 seq.); no analysis that is in addition to the
16 environmental impact statement described
17 in subsection (a)(1) shall be required
18 under that Act for the timber prioritization
19 plan, watershed analysis, dry forest land-
20 scape plan, and moist forest landscape
21 plan.

22 “(3) AREA INCLUDED IN ENVIRONMENTAL IM-
23 PACT STATEMENT.—

24 “(A) IN GENERAL.—Each environmental
25 impact statement shall cover the area required

1 to be treated in section 103(d) for moist forests
 2 and section 103(e) for dry forests.

3 “(B) DISTRIBUTION.—The requirement
 4 under subparagraph (A) shall be—

5 “(i) distributed in a manner that is
 6 approximately equal over the 10-year pe-
 7 riod; and

8 “(ii) divided among the Bureau of
 9 Land Management districts in a manner
 10 that—

11 “(I) is approximately propor-
 12 tional to the yield that can be pro-
 13 duced by those forests; and

14 “(II) ensures that each Bureau
 15 of Land Management district has ade-
 16 quate harvest and revenue to share
 17 with affected counties.

18 “(4) SPECIFIC ENVIRONMENTAL IMPACTS.—

19 Each environmental impact statement shall include,
 20 in addition to other necessary analysis, the impacts
 21 to—

22 “(A) wetlands;

23 “(B) municipal watersheds;

24 “(C) inventoried roadless areas;

25 “(D) Indian cultural sites;

1 “(E) archeological sites; and

2 “(F) nest trees.

3 “(e) PUBLIC NOTICE AND COMMENT; CHAL-
4 LENGES.—

5 “(1) DEFINITIONS.—In this subsection:

6 “(A) AGENCY ACTION.—The term ‘agency
7 action’ has the meaning given the term in sec-
8 tion 551 of title 5, United States Code.

9 “(B) COVERED AGENCY ACTION.—The
10 term ‘covered agency action’ means an agency
11 action by the Secretary relating to the manage-
12 ment of the forestry emphasis areas.

13 “(C) COVERED CIVIL ACTION.—The term
14 ‘covered civil action’ means a civil action seek-
15 ing judicial review of a covered agency action.

16 “(2) PUBLIC NOTICE AND COMMENT.—

17 “(A) NOTICE OF INTENT.—

18 “(i) NOTICE OF INTENT.—Not later
19 than 7 days after the date of enactment of
20 the Oregon and California Land Grant Act
21 of 2013, the Secretary shall publish in the
22 Federal Register a notice of intent to pre-
23 pare each of the following documents:

1 “(I) Comprehensive environ-
2 mental impact statement for the moist
3 forests.

4 “(II) Comprehensive environ-
5 mental impact statement for the dry
6 forests.

7 “(III) Prioritization plan for the
8 forestry emphasis area.

9 “(IV) Watershed analysis.

10 “(V) Dry forest landscape plan.

11 “(VI) Moist forest landscape
12 plan.

13 “(ii) PUBLIC COMMENT.—During the
14 45-day period beginning on date on which
15 the notice of intent is published, the Sec-
16 retary shall—

17 “(I) provide an opportunity for
18 public comment for the scoping pro-
19 cess; and

20 “(II) solicit public comment on
21 topics to be analyzed in the draft envi-
22 ronmental impact statement under
23 subparagraph (B).

24 “(B) DRAFT ENVIRONMENTAL IMPACT
25 STATEMENTS.—

1 “(i) IN GENERAL.—Not later than 1
2 year after the date of enactment of the Or-
3 egon and California Land Grant Act of
4 2013, the Secretary shall issue the first
5 draft environmental impact statements de-
6 scribed in subsection (a)(1).

7 “(ii) PUBLIC COMMENT.—During the
8 60-day period beginning on the date on
9 which the draft environmental impact
10 statements are issued, the Secretary shall
11 provide an opportunity for public comment
12 on the draft environmental impact state-
13 ments.

14 “(iii) EXTENSIONS.—The Secretary
15 may not extend the period for public com-
16 ment.

17 “(iv) TOPICS.—During the period de-
18 scribed in clause (ii), the public shall be
19 able to provide comment on the
20 prioritization plan, watershed analysis, dry
21 forest landscape plan, and moist forest
22 landscape plan included in the draft envi-
23 ronmental impact statement.

24 “(C) FINAL ENVIRONMENTAL IMPACT
25 STATEMENTS.—

1 “(i) IN GENERAL.—The Secretary
2 shall issue the record of decision for the
3 final environmental impact statements—

4 “(I) 45 days after the date on
5 which the final environmental impact
6 statements are issued or immediately
7 after the Secretary responds to an ob-
8 jection filed under clause (ii); and

9 “(II) not later than 18 months
10 after the date of enactment of the Or-
11 egon and California Land Grant Act
12 of 2013.

13 “(ii) OBJECTIONS.—

14 “(I) IN GENERAL.—During the
15 first 30 days of the period established
16 under clause (i)(I), in lieu of any
17 other appeals that may be available,
18 any person may file an objection to
19 the final environmental impact state-
20 ments in accordance with section 105
21 of the Healthy Forests Restoration
22 Act of 2003 (16 U.S.C. 6515).

23 “(II) RESPONSE.—The Secretary
24 shall respond in writing to any objec-
25 tion filed under subclause (I) not later

1 than 30 days after the date on which
2 the objection is filed.

3 “(iii) EXCEPTION.—If the Secretary
4 determines that an objection filed under
5 clause (ii) requires a revision of the final
6 environmental impact statement, the Sec-
7 retary shall—

8 “(I) issue a revised final environ-
9 mental impact statement as soon as
10 practicable; and

11 “(II) issue a record of decision
12 not later than 30 days after the date
13 on which the revised final environ-
14 mental impact statement is issued.

15 “(3) JUDICIAL REVIEW.—

16 “(A) VENUE.—A covered civil action may
17 only be brought in the United States District
18 Court for the District of Oregon or the United
19 States District Court for the District of Colum-
20 bia.

21 “(B) OBJECTIONS.—No objection to the
22 record of decision shall be considered by the
23 court that has not previously been raised in
24 writing during the agency administrative pro-
25 cess.

1 “(C) LIMITATION OF ACTIONS.—A covered
2 civil action shall not be maintained unless com-
3 menced not later than 30 days after the date on
4 which the covered agency action to which the
5 covered civil action relates is final.

6 “(D) EXPEDITED PROCEEDINGS.—

7 “(i) DISCOVERY.—Discovery shall—

8 “(I) commence immediately after
9 a covered civil action is commenced;
10 and

11 “(II) conclude not later than 180
12 days after the date on which a covered
13 civil action is commenced.

14 “(ii) TRIAL.—In any covered civil ac-
15 tion, a trial shall commence not later than
16 180 days after the date on which the cov-
17 ered civil action is commenced.

18 “(iii) EXPEDITIOUS COMPLETION OF
19 JUDICIAL REVIEW.—Congress encourages a
20 court of competent jurisdiction to expedite,
21 to the maximum extent practicable, the
22 proceedings in a covered civil action with
23 the goal of rendering a final determination
24 on the merits of the covered civil action as
25 soon as practicable after the date on which

1 a complaint or appeal is filed to initiate
2 the action.

3 “(E) APPLICABILITY OF APA.—Except as
4 provided in this section, judicial review of a cov-
5 ered agency action shall be conducted in accord-
6 ance with chapter 7 of title 5, United States
7 Code.

8 “(F) INJUNCTIONS.—

9 “(i) IN GENERAL.—Subject to clause
10 (ii), the length of any preliminary injunc-
11 tion and any stay pending appeal regard-
12 ing a covered agency action shall not ex-
13 ceed 60 days.

14 “(ii) RENEWALS.—

15 “(I) IN GENERAL.—A court of
16 competent jurisdiction may issue 1 or
17 more renewals of any preliminary in-
18 junction, or stay pending appeal,
19 granted under clause (i).

20 “(II) UPDATES.—For each re-
21 newal of an injunction under this
22 clause, the parties to the action shall
23 present the court with updated infor-
24 mation on the status of the covered

1 agency action that is the basis of the
2 covered civil action.

3 “(iii) ~~BALANCING OF SHORT- AND~~
4 ~~LONG-TERM EFFECTS.~~—As part of the
5 weighing of the equities while considering
6 any request for an injunction that applies
7 to the covered agency action, the court
8 shall balance the impact on the ecosystem
9 likely to be affected by the covered agency
10 action of—

11 “(I) the short- and long-term ef-
12 fects of undertaking the covered agen-
13 cy action; and

14 “(II) the short- and long-term ef-
15 fects of not undertaking the covered
16 agency action.

17 “(d) ~~CONSISTENCY DOCUMENT.~~—

18 “(1) ~~IN GENERAL.~~—For each project imple-
19 mented under an environmental impact statement,
20 the decision to proceed with the project shall be doc-
21 umented in a consistency document, which shall in-
22 clude, at a minimum—

23 “(A) the record prepared, including the
24 names of interested people groups and agencies
25 contacted;

1 “(B) a determination that no extraor-
2 dinary circumstances exist; and

3 “(C) a determination that the scope of
4 work of the project is consistent with the origi-
5 nal analysis and assumptions in the record of
6 decision.

7 “(2) TIME BEFORE IMPLEMENTING A
8 PROJECT.—The Secretary shall not implement a
9 project described in paragraph (1) earlier than the
10 date that is 30 days after the date on which a con-
11 sistency document is made public.

12 “(3) CAUSE OF ACTION.—

13 “(A) IN GENERAL.—The only cause of ac-
14 tion that may be brought challenging a consist-
15 ency document shall be claims that the work to
16 be performed under the consistency document is
17 inconsistent with the record of decision or
18 causes adverse impacts to species not listed
19 under the Endangered Species Act of 1973 (16
20 U.S.C. 1531 et seq.) at the time the record of
21 decision was prepared but which have been list-
22 ed subsequent to the record of decision.

23 “(B) LIMITATION OF ACTIONS.—No cause
24 of action may be maintained under subpara-
25 graph (A) unless commenced not later than 30

1 days after the date on which the consistency
2 document is issued.

3 “(4) PROJECTS OUTSIDE SCOPE.—With respect
4 to work in the forestry emphasis areas that falls out-
5 side the scope of the environmental impact state-
6 ments prepared under this title—

7 “(A) the work shall only be authorized
8 under this title for a project that does not ex-
9 ceed 5,000 acres; and

10 “(B) environmental analysis documents re-
11 quired under the National Environmental Pol-
12 icy Act of 1969 (42 U.S.C. 4321 et seq.) shall
13 be completed for that work.

14 “(e) COORDINATION WITH OTHER AGENCIES; CON-
15 SULTATION.—

16 “(1) MULTIAGENCY COORDINATION.—

17 “(A) UP-FRONT PLANNING AND CON-
18 SULTATION.—Not later than 7 days after the
19 date of enactment of the Oregon and California
20 Land Grant Act of 2013, the Secretary shall in-
21 vite the Director of the United States Fish and
22 Wildlife Service, the Administrator of the Na-
23 tional Oceanic and Atmospheric Administration,
24 the Administrator of the Environmental Protec-
25 tion Agency, the Governor of Oregon, the heads

1 or equivalent duly-elected tribal government
2 leaders of federally-recognized Indian tribes
3 with aboriginal land in the covered area, and
4 local governments in the covered area to partici-
5 pate in—

6 “(i) the development of any environ-
7 mental impact statement necessary to
8 carry out this Act; and

9 “(ii) subsequently, the revision of any
10 resource management plan necessary to
11 carry out this Act.

12 “(B) ASSESSMENTS UNDER THE ENDAN-
13 GERED SPECIES ACT OF 1973.—

14 “(i) IN GENERAL.—Not later than 90
15 days after the date of enactment of the Or-
16 egon and California Land Grant Act of
17 2013, the Director the United States Fish
18 and Wildlife Service and the Administrator
19 of the National Oceanic and Atmospheric
20 Administration shall commence any assess-
21 ments required under the Endangered Spe-
22 cies Act of 1973 (16 U.S.C. 1531 et seq.)
23 to provide adequate consultation and quan-
24 tify acceptable take levels for the planned

1 treatments and projects under the environ-
2 mental impact statement.

3 “(ii) PROJECT-SPECIFIC CONCUR-
4 RENCE.—

5 “(I) IN GENERAL.—The Sec-
6 retary may seek project-specific con-
7 currence from the Director the United
8 States Fish and Wildlife Service and
9 the Administrator of the National
10 Oceanic and Atmospheric Administra-
11 tion.

12 “(II) CONCURRENCE OR OBJEC-
13 TION.—For a specific project that re-
14 quires a consistency document under
15 subsection (d) and would require doc-
16 umentation relating to the Endan-
17 gered Species Act of 1973 (16 U.S.C.
18 1531 et seq.) in accordance with sub-
19 clause (I), not later than 21 days
20 after the date on which the Secretary
21 seeks project-specific concurrence, the
22 Director the United States Fish and
23 Wildlife Service or the Administrator
24 of the National Oceanic and Atmos-

1 pherie Administration, as applicable,
2 shall—

3 “(aa) submit to the Sec-
4 retary written concurrence that
5 the project is not likely to ad-
6 versely affect listed species or
7 critical habitat, in accordance
8 with the Endangered Species Act
9 of 1973 (16 U.S.C. 1531 et seq.);
10 or

11 “(bb) notify the Secretary
12 that formal consultation will be
13 required.

14 “(C) PARTICIPATION BY NON-FEDERAL
15 ENTITIES.—Non-Federal entities may submit to
16 the Secretary a request to participate in the de-
17 velopment of any environmental impact state-
18 ment and any resource management plan nec-
19 essary under this Act.

20 “(2) LIAISONS.—Not later than 45 days after
21 the date of enactment of the Oregon and California
22 Land Grant Act, the Director the United States
23 Fish and Wildlife Service and the Administrator of
24 the National Oceanic and Atmospheric Administra-

1 tion shall identify personnel that will serve as a liai-
2 son to the Secretary—

3 “(A) to develop the environmental impact
4 statements and resource management plans
5 necessary under this Act; and

6 “(B) address any issues at the project level
7 under the Endangered Species Act of 1973 (16
8 U.S.C. 1531 et seq.).

9 “(3) CONCURRENT REVIEW.—

10 “(A) IN GENERAL.—Each cooperating
11 agency, the Director of the United States Fish
12 and Wildlife Service, and the Administrator of
13 the National Oceanic and Atmospheric Admin-
14 istration shall carry out the obligations of that
15 agency under other applicable law concurrently
16 and in conjunction with the required environ-
17 mental review process for the comprehensive en-
18 vironmental impact statement, unless doing so
19 would impair the ability of the agency to con-
20 duct needed analysis or otherwise carry out
21 those obligations.

22 “(B) CONSULTATION AND DOCUMENTS RE-
23 QUIRED UNDER THE ENDANGERED SPECIES
24 ACT OF 1973.—

1 “(i) INFORMAL CONSULTATION.—Not
2 later than 7 days after the date of enact-
3 ment of the Oregon and California Land
4 Grant Act of 2013, the Secretary shall
5 commence informal consultation with the
6 Director of the United States Fish and
7 Wildlife Service and the Administrator of
8 the National Oceanic and Atmospheric Ad-
9 ministration on the implementation of this
10 Act.

11 “(ii) FORMAL CONSULTATION.—Not
12 later than 90 days after the date of enact-
13 ment of the Oregon and California Land
14 Grant Act of 2013, the Secretary shall
15 commence formal consultation with the Di-
16 rector of the United States Fish and Wild-
17 life Service and the Administrator of the
18 National Oceanic and Atmospheric Admin-
19 istration on the development of the draft
20 environmental impact statement developed
21 under subsection (c), in accordance with
22 section 7 of the Endangered Species Act of
23 1973 (16 U.S.C. 1536).

24 “(iii) DRAFT ENVIRONMENTAL IM-
25 PACT STATEMENT.—Not later than 1 year

1 after the date of enactment of the Oregon
2 and California Land Grant Act of 2013,
3 the Secretary shall submit to the Director
4 of the United States Fish and Wildlife
5 Service and the Administrator of the Na-
6 tional Oceanic and Atmospheric Adminis-
7 tration the draft environmental impact
8 statement developed under subsection (c),
9 in accordance with section 7 of the Endan-
10 gered Species Act of 1973 (16 U.S.C.
11 1536).

12 “(iv) SUPPORTING DOCUMENTS.—Not
13 later than 60 days after the date on which
14 a draft environmental impact statement is
15 published, the cooperating agencies shall
16 submit to the Secretary any documents re-
17 quired of the cooperating agencies under
18 the Endangered Species Act of 1973 (16
19 U.S.C. 1531 et seq.).

20 “(4) ESCALATION OF INTERAGENCY CON-
21 FFLICTS.—

22 “(A) IN GENERAL.—If a disagreement be-
23 tween the liaisons identified in paragraph (2)
24 cannot be resolved within 14 days, the disagree-
25 ment shall be escalated to the State directors,

1 or if there are no State directors, the regional
2 directors.

3 “(B) FURTHER ESCALATION.—

4 “(i) IN GENERAL.—If the State direc-
5 tors or regional directors, as applicable,
6 cannot resolve the disagreement within the
7 period beginning on the date on which the
8 14-day period described in subparagraph
9 (A) expires and ending on the date that is
10 7 days after the date on which the 14-day
11 period expires, the matter shall be esca-
12 lated to the head of the applicable Federal
13 agency.

14 “(ii) FINAL RESOLUTION.—The head
15 of the applicable Federal agency shall re-
16 solve the disagreement not later than 7
17 days after the date on which the disagree-
18 ment is escalated under clause (i).

19 “(5) APPLICABILITY OF NORTHWEST FOREST
20 PLAN.—The Northwest Forest Plan Survey and
21 Manage Mitigation Measure Standard and Guide-
22 lines shall not apply to forestry emphasis areas.

23 “(6) SALMON.—

24 “(A) IN GENERAL.—The State shall be
25 considered a cooperating agency for purposes of

1 assisting the Administrator of the National
2 Oceanic and Atmospheric Administration in
3 managing salmon.

4 “(B) MEMORANDUM OF UNDER-
5 STANDING.—The State and the Administrator
6 of the National Oceanic and Atmospheric Ad-
7 ministration may enter into a memorandum of
8 understanding or an agreement under section 6
9 of the Endangered Species Act of 1973 (16
10 U.S.C. 1535) in carrying out activities under
11 subparagraph (A).

12 “(C) ADMINISTRATION.—

13 “(i) IN GENERAL.—If the Adminis-
14 trator of the National Oceanic and Atmos-
15 pheric Administration fails to provide any
16 necessary documentation relating to salm-
17 on required under the Endangered Species
18 Act of 1973 (16 U.S.C. 1531 et seq.) with-
19 in the required deadlines under this sec-
20 tion, the Secretary shall consider as com-
21 pleted any documentation required of the
22 Administrator under the environmental im-
23 pact statement, unless the Secretary of
24 Commerce notifies the Secretary of the In-
25 terior that additional time is needed.

1 “(ii) NONDELEGATION.—The Sec-
2 retary of Commerce shall not delegate the
3 authority described in clause (i).

4 ~~“(7) 5-YEAR REEVALUATION.—~~

5 “(A) IN GENERAL.—Not later than 5 years
6 after the date on which an environmental im-
7 pact statement is developed, the Director of the
8 United States Fish and Wildlife Service and the
9 Administrator of the National Oceanic and At-
10 mospheric Administration shall reevaluate the
11 performed and proposed work and determine if
12 the work complies with—

13 “(i) the Endangered Species Act of
14 1973 (16 U.S.C. 1531 et seq.); and

15 “(ii) the environmental impact state-
16 ment.

17 ~~“(B) REINITIATION.—~~

18 “(i) IN GENERAL.—Subject to sub-
19 paragraph (A) and clause (ii), if the Direc-
20 tor of the United States Fish and Wildlife
21 Service and the Administrator of the Na-
22 tional Oceanic and Atmospheric Adminis-
23 tration determine that reinitiation of con-
24 sultation is required due to new informa-
25 tion relating to a threatened or endangered

1 species, changed circumstances relating to
2 a threatened or endangered species, or
3 changed conditions relating to a threatened
4 or endangered species—

5 “(I) the consultation process
6 under this subsection shall be reinitiated
7 by reassessing changed circumstances
8 or conditions relating to
9 the threatened or endangered species
10 not originally evaluated in the environmental
11 impact statements; and

12 “(II) the supporting documentation shall be
13 modified not later than
14 90 days after the date on which the
15 consultation commences to reflect the
16 actual conditions.

17 “(ii) MANAGEMENT ACTIVITIES.—
18 Management activities under the comprehensive
19 environmental impact statements developed
20 under the National Environmental Policy Act
21 of 1969 (42 U.S.C. 4321 et seq.) and
22 subsection (a) shall continue while the
23 modifications described in clause (i)(II)
24 are being prepared.

25 “(8) LISTINGS OF ENDANGERED SPECIES.—

1 “(A) IN GENERAL.—The Secretary shall
2 redesignate some of a conservation emphasis
3 area as a forestry emphasis area and redesign-
4 nate a forestry emphasis area that contains
5 critical habitat as a conservation emphasis area
6 if—

7 “(i) a species is added to the list of
8 endangered or threatened species under
9 section 4(c) of the Endangered Species Act
10 of 1973 (16 U.S.C. 1533(c)); and

11 “(ii) critical habitat (as defined in sec-
12 tion 3 of the Endangered Species Act of
13 1973 (16 U.S.C. 1532)) is designated
14 within the forestry emphasis area that is
15 incompatible with the harvest of timber
16 under this Act.

17 “(B) IDENTIFICATION OF LANDS TO BE
18 REDESIGNATED.—Not later than 120 days after
19 the date of enactment of the Oregon and Cali-
20 fornia Land Grant Act, the Secretary shall
21 identify 10,000 acres of conservation emphasis
22 area that could be redesignated under subpara-
23 graph (A).

1 **“SEC. 105. MANAGEMENT OF CONSERVATION EMPHASIS**
2 **AREAS.**

3 “(a) IN GENERAL.—A conservation emphasis area
4 shall be managed in accordance with this Act and for the
5 general purposes of ecological and conservation benefits,
6 including providing forest reserves that include—

7 “(1) old growth and late successional habitat;

8 “(2) clean air;

9 “(3) water quality filtration, purification, and
10 storage;

11 “(4) watershed health;

12 “(5) soil stabilization;

13 “(6) flood control;

14 “(7) native wildlife biodiversity;

15 “(8) connectivity;

16 “(9) long-term storage of carbon;

17 “(10) climate stabilization;

18 “(11) pollination, seed dispersal, soil formation,
19 and nutrient cycling;

20 “(12) recreational, educational, and tourism op-
21 portunities; and

22 “(13) aesthetic, spiritual, and cultural heritage
23 values.

24 “(b) MANAGEMENT DIRECTION FOR CONSERVATION
25 EMPHASIS AREAS.—

1 “(1) **TIMBER HARVEST LIMITATIONS.**—The cut-
2 ting, sale, or removal of timber within a conservation
3 emphasis area may be permitted—

4 “(A) to the extent necessary to improve
5 the health of the forest in a manner that—

6 “(i) maximizes the retention of large
7 trees—

8 “(I) as appropriate to the forest
9 type; and

10 “(II) to the extent that the trees
11 promote stands that are fire resilient
12 and healthy;

13 “(ii) improves the habitats of threat-
14 ened or endangered species or species con-
15 sidered sensitive by the Secretary over the
16 long term following completion of the
17 project;

18 “(iii) maintains or restores the com-
19 position and structure of the ecosystem by
20 reducing the risk of uncharacteristic wild-
21 fire; or

22 “(iv) in the case of harvests in moist
23 forest sites, is conducted—

24 “(I) through variable density and
25 clump-based thinning;

1 “(H) in stands up to 80 years of
2 age to accelerate development of
3 structurally complex forest conditions;
4 and

5 “(III) in a manner that retains
6 older trees and old growth;

7 “(B) to carry out an approved manage-
8 ment activity in furtherance of the purposes of
9 this section, if the cutting, sale, or removal of
10 timber is incidental to the management activity;
11 or

12 “(C) for de minimis personal or adminis-
13 trative use within the conservation emphasis
14 area, if the use will not impact the purposes of
15 this section.

16 “(2) ROAD CONSTRUCTION.—No new or tem-
17 porary roads shall be constructed or reconstructed
18 within a conservation emphasis area after the date
19 of enactment of the Oregon and California Land
20 Grant Act of 2013 except as necessary—

21 “(A) to protect the health and safety of in-
22 dividuals in cases of an imminent threat of
23 flood, fire, or any other catastrophic event that,
24 without intervention, would result in the loss of
25 life or property;

1 “(B) to carry out environmental cleanup
2 activities required by the Federal Government;

3 “(C) to allow for the exercise of reserved
4 or outstanding rights provided for by treaty or
5 Federal law;

6 “(D) to prevent irreparable resource dam-
7 age by a road constructed before the date of en-
8 actment of the Oregon and California Land
9 Grant Act; or

10 “(E) to rectify a hazardous road condition.

11 “(3) WITHDRAWAL.—Subject to valid existing
12 rights, all Federal land within the conservation em-
13 phasis area is withdrawn from—

14 “(A) all forms of entry, appropriation, or
15 disposal under the public land laws, except dis-
16 posal by exchange or sale in accordance with
17 section 117;

18 “(B) location, entry, and patent under the
19 mining laws; and

20 “(C) disposition under all laws relating to
21 mineral and geothermal leasing.

22 “(e) WATER QUALITY PROTECTION IN CONSERVA-
23 TION EMPHASIS AREAS.—

24 “(1) RIPARIAN RESERVES.—In carrying out the
25 aquatic conservation strategy for conservation em-

1 phasis areas, key watersheds and drinking water em-
2 phasis areas, the Secretary shall establish riparian
3 reserves that—

4 “(A) in the case of land located along a
5 fish-bearing stream, are 2 site-potential tree
6 height or 300-foot slope distance, whichever is
7 greater;

8 “(B) in the case of land located along a
9 permanently flowing nonfish-bearing stream,
10 are 1 site-potential tree height or 150-foot slope
11 distance, whichever is greater;

12 “(C) in the case of land located along a
13 seasonally flowing or intermittent stream, are
14 whichever is greater among—

15 “(i) the stream channel to the top of
16 the inner gorge and out to the edge of the
17 riparian vegetation;

18 “(ii) a distance of 1 site-potential tree
19 height; or

20 “(iii) 100-foot slope distance;

21 “(D) in the case of a wetland that is great-
22 er than 1 acre, a lake, or a natural pond, are
23 whichever is greater among—

1 “(i) the body of water and land lo-
2 cated along the wetland, lake, or pond to
3 the outer edges of riparian vegetation;

4 “(ii) a distance \geq site-potential tree
5 height; or

6 “(iii) 300-foot slope distance;

7 “(E) in the case of a constructed pond or
8 a reservoir, are the area from the maximum
9 pool elevation to a distance equal to the height
10 of \geq site-potential tree or 150-foot slope dis-
11 tance, whichever is greater; and

12 “(F) in the case of a wetland that is less
13 than $\frac{1}{2}$ acre or an unstable or potentially unsta-
14 ble area, are whichever is greater among—

15 “(i) the extent of the unstable and po-
16 tentially unstable area or the wetland less
17 than $\frac{1}{2}$ acre, as applicable, to the outer
18 edges of the riparian vegetation;

19 “(ii) a distance of \geq site-potential tree
20 height; or

21 “(iii) 150-foot slope distance.

22 “(2) WATERSHED ANALYSIS AND REVIEW.—

23 “(A) IN GENERAL.—The Secretary shall
24 regularly conduct watershed analysis and a re-
25 view of aquatic and riparian resources to ensure

1 adequate protections are being provided, con-
2 sistent with the objectives described in section
3 102(e)(1).

4 “(B) CRITERIA.—Criteria considered in
5 the analysis shall include—

6 “(i) the importance of the streams to
7 salmon populations;

8 “(ii) the impacts of thermal loading;

9 “(iii) water quality; and

10 “(iv) the potential for the delivery or
11 deposition of sediment and wood from
12 upslope sources.

13 “(C) CHANGES TO STRATEGY.—If a peer-
14 reviewed, multiagency report calls for changes
15 to the aquatic conservation strategy or any ri-
16 parian reserves on the conservation land to be
17 consistent with purposes described in section
18 102(e)(1), the Secretary may consider changes
19 as part of any modifications (revisions or
20 amendments) to the relevant resource manage-
21 ment plans.

22 “(d) MAPS AND LEGAL DESCRIPTIONS.—

23 “(1) IN GENERAL.—As soon as practicable
24 after the date of enactment of the Oregon and Cali-
25 fornia Land Grant Act, the Secretary shall prepare

1 a map and legal description for the land described
2 in sections 106 through 116.

3 “(2) FORCE OF LAW.—The maps and legal de-
4 scriptions described in paragraph (1) shall have the
5 same force and effect as if included in this Act, ex-
6 cept that the Secretary may correct typographical
7 errors in the maps and legal descriptions.

8 “(3) PUBLIC AVAILABILITY.—The maps and
9 legal descriptions described in paragraph (1) shall be
10 on file and available for public inspection in the ap-
11 propriate offices of the Bureau of Land Manage-
12 ment.

13 **“SEC. 106. ROGUE NATIONAL RECREATION AREA.**

14 “(a) DESIGNATION.—There is established a Rogue
15 National Recreational Area to provide for the protection,
16 preservation, and enhancement of recreational, ecological,
17 scenic, cultural, watershed, and fish and wildlife values.

18 “(b) BOUNDARY.—The Rogue National Recreation
19 Area shall consist of certain Federal land managed by the
20 Bureau of Land Management, comprising approximately
21 94,700 acres, as generally depicted on the map entitled
22 ‘O&C Land Grant Act of 2013: Rogue National Recre-
23 ation Area’ and dated November 18, 2013.

24 “(c) ADMINISTRATION.—The Secretary shall—

1 “(1) administer the Rogue National Recreation
2 Area—

3 “(A) in accordance with the applicable
4 Federal laws (including regulations) and rules
5 applicable to the Bureau of Land Management;
6 and

7 “(B) consistent with section 105; and

8 “(2) only allow uses of the Rogue National
9 Recreation Area that are consistent with the pur-
10 poses described in subsection (a).

11 “(d) OFF-ROAD VEHICLES.—The use of motorized
12 vehicles on Bureau of Land Management holdings in the
13 Rogue National Recreation Area shall be limited to roads
14 designated by the Secretary.

15 “(e) FISH AND WILDLIFE.—Nothing in this section
16 affects the jurisdiction or responsibilities of the State with
17 respect to fish and wildlife in the State.

18 “(f) ADJACENT MANAGEMENT.—Nothing in this sec-
19 tion creates any protective perimeter or buffer zone
20 around the Rogue National Recreation Area.

21 “(g) PROTECTION OF TRIBAL RIGHTS.—Nothing in
22 this section diminishes any treaty rights of any Indian
23 tribe.

24 “(h) LAND RECLASSIFICATION.—

1 “(1) IN GENERAL.—The Secretary shall reclass-
 2 sify the approximately 8,600 acres of Federal land
 3 generally depicted on the map described in sub-
 4 section (b) as ‘Other BLM lands’ as Oregon and
 5 California Railroad grant land.

6 “(2) APPLICABILITY.—The land reclassified
 7 under paragraph (1) shall be considered to satisfy
 8 any requirement to reclassify public domain land as
 9 Oregon and California Railroad grant land, includ-
 10 ing under sections 206 and 216 of the Oregon and
 11 California Land Grant Act of 2013.

12 **“SEC. 107. MOLALLA NATIONAL RECREATION AREA.**

13 “(a) DESIGNATION.—There is established a Molalla
 14 National Recreational Area to provide for the protection,
 15 preservation, and enhancement of recreational, ecological,
 16 scenic, cultural, watershed, and fish and wildlife values.

17 “(b) BOUNDARY.—The Molalla National Recreation
 18 Area shall consist of certain Federal land managed by the
 19 Bureau of Land Management, comprising approximately
 20 24,100 acres, as generally depicted on the map entitled
 21 ‘O&C Land Grant Act of 2013: Molalla National Recre-
 22 ation Area’ and dated November 18, 2013.

23 “(c) ADMINISTRATION.—The Secretary shall—

24 “(1) administer the Molalla National Recreation
 25 Area—

1 “(A) in accordance with the applicable
2 Federal laws (including regulations) and rules
3 applicable to the Bureau of Land Management;
4 and

5 “(B) consistent with section 105; and

6 “(2) only allow uses of the Molalla National
7 Recreation Area that are consistent with the pur-
8 poses described in subsection (a).

9 “(d) OFF-ROAD VEHICLES.—The use of motorized
10 vehicles on Bureau of Land Management holdings in the
11 Molalla National Recreation Area shall be limited to roads
12 designated by the Secretary.

13 “(e) FISH AND WILDLIFE.—Nothing in this section
14 affects the jurisdiction or responsibilities of the State with
15 respect to fish and wildlife in the State.

16 “(f) ADJACENT MANAGEMENT.—Nothing in this sec-
17 tion creates any protective perimeter or buffer zone
18 around the Molalla National Recreation Area.

19 “(g) PROTECTION OF TRIBAL RIGHTS.—Nothing in
20 this section diminishes any treaty rights of any Indian
21 tribe.

22 “(h) LAND RECLASSIFICATION.—

23 “(1) IN GENERAL.—The Secretary shall reclas-
24 sify the approximately 12,000 acres of Federal land
25 generally depicted on the map described in sub-

1 section (b) as ‘Other BLM lands’ as Oregon and
 2 California Railroad grant land.

3 “(2) **APPLICABILITY.**—The land reclassified
 4 under paragraph (1) shall be considered to satisfy
 5 any requirement to reclassify public domain land as
 6 Oregon and California Railroad grant land, includ-
 7 ing under sections 206 and 216 of the Oregon and
 8 California Land Grant Act of 2013.

9 **“SEC. 108. MCKENZIE DRINKING WATER SPECIAL MANAGE-
 10 MENT UNIT.**

11 “(a) **ESTABLISHMENT.**—There is established a spe-
 12 cial resources management unit in the State consisting of
 13 certain Federal land managed by the Bureau of Land
 14 Management, generally depicted as the ‘McKenzie Drink-
 15 ing Water Special Management Unit’ on the map entitled
 16 ‘O&C Land Grant Act of 2013: McKenzie Drinking Water
 17 Area’ and dated November 18, 2013, to be known as the
 18 ‘McKenzie Drinking Water Special Management Unit’ (re-
 19 ferred to in this section as the ‘Management Unit’).

20 “(b) **PURPOSES.**—The purposes of the Management
 21 Unit are—

22 “(1) to ensure the protection of the McKenzie
 23 Watershed as a clean drinking water source safe-
 24 guarding the water quality and quantity of the Wa-

1 watershed, for the residents of Lane County, Oregon;
2 and

3 ~~“(2) to allow visitors to enjoy the special scenic,~~
4 natural, cultural, and fish and wildlife values of the
5 McKenzie Watershed.

6 ~~“(c) ADMINISTRATION.—~~

7 ~~“(1) IN GENERAL.—The Secretary shall—~~

8 ~~“(A) administer the Management Unit—~~

9 ~~“(i) in accordance with the laws (in-~~
10 cluding regulations) and rules applicable to
11 the Bureau of Land Management; and

12 ~~“(ii) consistent with section 105; and~~

13 ~~“(B) only allow uses of the Management~~
14 Unit that are consistent with the purposes de-
15 scribed in subsection (b).

16 ~~“(d) PROHIBITED ACTIVITIES.—Subject to valid ex-~~
17 isting rights, the following activities shall be prohibited on
18 Bureau of Land Management land in the Management
19 Unit:

20 ~~“(1) Commercial livestock grazing.~~

21 ~~“(2) The placement of new fuel storage tanks.~~

22 ~~“(3) Except to the extent necessary to further~~
23 the purposes described in subsection (b), the applica-
24 tion of any toxic chemicals (other than fire
25 retardants), including pesticides.

1 Area' and dated November 18, 2013, to be known as the
2 'Hillsboro Drinking Water Special Management Unit' (re-
3 ferred to in this section as the 'Management Unit').

4 “(b) PURPOSES.—The purposes of the Management
5 Unit are—

6 “(1) to ensure the protection of the Hillsboro
7 Watershed as a clean drinking water source, safe-
8 guarding the quality and quantity of the Watershed,
9 for the residents of Washington County, Oregon;
10 and

11 “(2) to allow visitors to enjoy the special scenic,
12 natural, cultural, and fish and wildlife values of the
13 Hillsboro Watershed.

14 “(c) ADMINISTRATION.—

15 “(1) IN GENERAL.—The Secretary shall—

16 “(A) administer the Management Unit—

17 “(i) in accordance with the laws (in-
18 cluding regulations) and rules applicable to
19 the Bureau of Land Management; and

20 “(ii) consistent with section 105; and

21 “(B) only allow uses of the Management
22 Unit that are consistent with the purposes de-
23 scribed in subsection (b).

24 “(d) PROHIBITED ACTIVITIES.—Subject to valid, ex-
25 isting rights, the following activities shall be prohibited on

1 Bureau of Land Management land on the conservation
2 emphasis areas in the Management Unit:

3 “(1) Commercial livestock grazing.

4 “(2) The placement of new fuel storage tanks.

5 “(3) Except to the extent necessary to further
6 the purposes described in subsection (b), the applica-
7 tion of any toxic chemicals (other than fire
8 retardants), including pesticides.

9 “(e) COOPERATION ON PRIVATE LAND.—The Sec-
10 retary is encouraged to work with adjacent private land-
11 owners who have agreed to cooperate with the Secretary
12 to further the purposes of this section.

13 “(f) OFF-ROAD VEHICLES.—The use of motorized
14 vehicles on Bureau of Land Management holdings in the
15 Management Unit shall be limited to roads designated by
16 the Secretary.

17 “(g) FISH AND WILDLIFE.—Nothing in this section
18 affects the jurisdiction or responsibilities of the State with
19 respect to fish and wildlife in the State.

20 “(h) ADJACENT MANAGEMENT.—Nothing in this sec-
21 tion creates any protective perimeter or buffer zone
22 around the Management Unit.

23 “(i) PROTECTION OF TRIBAL RIGHTS.—Nothing in
24 this section diminishes any treaty rights of any Indian
25 tribe.

1 **“SEC. 110. CLACKAMAS DRINKING WATER SPECIAL MAN-**
 2 **AGEMENT UNIT.**

3 “(a) **ESTABLISHMENT.**—There is established a spe-
 4 cial resources management unit in the State consisting of
 5 certain Federal land managed by the Bureau of Land
 6 Management, generally depicted as the ‘Clackamas Drink-
 7 ing Water Special Management Unit’ on the map entitled
 8 ‘O&C Land Grant Act of 2013: Clackamas Drinking
 9 Water Area’ and dated November 18, 2013, to be known
 10 as the ‘Clackamas Drinking Water Special Management
 11 Unit’ (referred to in this section as the ‘Management
 12 Unit’).

13 “(b) **PURPOSES.**—The purposes of the Management
 14 Unit are—

15 “(1) to ensure the protection of the Clackamas
 16 Watershed as a clean drinking water source, safe-
 17 guarding the water quality and quantity of the Wa-
 18 tershed, for the residents of Clackamas County, Or-
 19 egon; and

20 “(2) to allow visitors to enjoy the special scenic,
 21 natural, cultural, and fish and wildlife values of the
 22 Clackamas Watershed.

23 “(c) **ADMINISTRATION.**—

24 “(1) **IN GENERAL.**—The Secretary shall—

25 “(A) administer the Management Unit—

1 “(i) in accordance with the laws (in-
2 cluding regulations) and rules applicable to
3 the Bureau of Land Management; and

4 “(ii) consistent with section 105; and

5 “(B) only allow uses of the Management
6 Unit that are consistent with the purposes de-
7 scribed in subsection (b).

8 “(d) PROHIBITED ACTIVITIES.—Subject to valid, ex-
9 isting rights, the following activities shall be prohibited on
10 Bureau of Land Management land on the conservation
11 emphasis areas in the Management Unit:

12 “(1) Commercial livestock grazing.

13 “(2) The placement of new fuel storage tanks.

14 “(3) Except to the extent necessary to further
15 the purposes described in subsection (b), the applica-
16 tion of any toxic chemicals (other than fire
17 retardants), including pesticides.

18 “(e) COOPERATION ON PRIVATE LAND.—The Sec-
19 retary is encouraged to work with adjacent private land-
20 owners who have agreed to cooperate with the Secretary
21 to further the purposes of this section.

22 “(f) OFF-ROAD VEHICLES.—The use of motorized
23 vehicles on Bureau of Land Management holdings in the
24 Management Unit shall be limited to roads designated by
25 the Secretary.

1 “(g) FISH AND WILDLIFE.—Nothing in this section
 2 affects the jurisdiction or responsibilities of the State with
 3 respect to fish and wildlife in the State.

4 “(h) ADJACENT MANAGEMENT.—Nothing in this sec-
 5 tion creates any protective perimeter or buffer zone
 6 around the Management Unit.

7 “(i) PROTECTION OF TRIBAL RIGHTS.—Nothing in
 8 this section diminishes any treaty rights of any Indian
 9 tribe.

10 **“SEC. 111. SPRINGFIELD DRINKING WATER SPECIAL MAN-
 11 AGEMENT UNIT.**

12 “(a) ESTABLISHMENT.—There is established a spe-
 13 cial resources management unit in the State consisting of
 14 certain Federal land managed by the Bureau of Land
 15 Management, generally depicted as the ‘Springfield Drink-
 16 ing Water Special Management Unit’ on the map entitled
 17 ‘O&C Land Grant Act of 2013: Springfield Drinking
 18 Water Area’ and dated November 18, 2013, to be known
 19 as the ‘Springfield Drinking Water Special Management
 20 Unit’ (referred to in this section as the ‘Management
 21 Unit’).

22 “(b) PURPOSES.—The purposes of the Management
 23 Unit are—

24 “(1) to ensure the protection of the Springfield
 25 Watershed as a clean drinking water source, safe-

1 guarding the water quality and quantity of the Wa-
 2 tershed, for the residents of Springfield, Oregon and
 3 nearby communities; and

4 ~~“(2) to allow visitors to enjoy the special scenic,~~
 5 natural, cultural, and fish and wildlife values of the
 6 Springfield Watershed.

7 ~~“(c) ADMINISTRATION.—~~

8 ~~“(1) IN GENERAL.—The Secretary shall—~~

9 ~~“(A) administer the Management Unit—~~

10 ~~“(i) in accordance with the laws (in-~~
 11 cluding regulations) and rules applicable to
 12 the Bureau of Land Management; and

13 ~~“(ii) consistent with section 105; and~~

14 ~~“(B) only allow uses of the Management~~
 15 Unit that are consistent with the purposes de-
 16 scribed in subsection (b).

17 ~~“(d) PROHIBITED ACTIVITIES.—Subject to valid, ex-~~
 18 isting rights, the following activities shall be prohibited on
 19 Bureau of Land Management land on the conservation
 20 emphasis areas in the Management Unit:

21 ~~“(1) Commercial livestock grazing.~~

22 ~~“(2) The placement of new fuel storage tanks.~~

23 ~~“(3) Except to the extent necessary to further~~
 24 the purposes described in subsection (b), the applica-

1 Monument Expansion’ on the map entitled ‘O&C Land
2 Grant Act of 2013: Cascade-Siskiyou National Monument
3 Expansion and Pacific Crest Trail Protection Corridor’
4 and dated November 18, 2013, as part of the Cascade-
5 Siskiyou National Monument (referred to in this section
6 as the ‘Monument’), in accordance with—

7 “(1) this section;

8 “(2) Presidential Proclamation Number 7318,
9 dated June 9, 2000 (65 Fed. Reg. 37247); and

10 “(3) section 105 and any law (including regula-
11 tions) generally applicable to Bureau of Land Man-
12 agement land, including the Federal Land Policy
13 and Management Act of 1976 (43 U.S.C. 1701 et
14 seq.);

15 “(b) FIRE MANAGEMENT.—As soon as practicable
16 after the date of enactment of this section, the Secretary
17 shall—

18 “(1) revise the fire management plan for the
19 Monument to include the land added to the Monu-
20 ment under subsection (a); and

21 “(2) in accordance with the revised plan, carry
22 out hazardous fuel management activities within the
23 boundaries of the Monument.

24 “(c) GRAZING.—

1 “(1) IN GENERAL.—Subject to paragraph (2),
 2 the Secretary may allow the grazing of livestock
 3 within the approximately 2,050 acres of expansion
 4 land to continue as authorized under permits or
 5 leases in existence as of the date of enactment of
 6 this section.

7 “(2) APPLICABLE LAW.—Grazing under para-
 8 graph (1) shall be—

9 “(A) at a level not greater than the level
 10 at which the grazing exists as of the date of en-
 11 actment of this section, as measured in Animal
 12 Unit Months; and

13 “(B) in accordance with applicable law.

14 “(d) FISH AND WILDLIFE.—Nothing in this section
 15 affects the jurisdiction or responsibilities of the State with
 16 respect to fish and wildlife in the State.

17 “(e) ADJACENT MANAGEMENT.—Nothing in this sec-
 18 tion creates any protective perimeter or buffer zone
 19 around the Monument additions.

20 “(f) PROTECTION OF TRIBAL RIGHTS.—Nothing in
 21 this section diminishes any treaty rights of any Indian
 22 tribe.

23 “(g) LAND RECLASSIFICATION.—

24 “(1) IN GENERAL.—The Secretary shall reclas-
 25 sify the approximately 200 acres of Federal land

1 generally depicted as ‘Other BLM lands’ on the map
 2 described in subsection (b) as Oregon and California
 3 Railroad grant land.

4 “(2) **APPLICABILITY.**—The land reclassified
 5 under paragraph (1) shall be considered to satisfy
 6 any requirement to reclassify public domain land as
 7 Oregon and California Railroad grant land, includ-
 8 ing under sections 206 and 216 of the Oregon and
 9 California Land Grant Act of 2013.

10 **“SEC. 113. ILLINOIS VALLEY SALMON AND BOTANICAL**
 11 **AREA SPECIAL MANAGEMENT UNIT.**

12 “(a) **ESTABLISHMENT.**—There is established a spe-
 13 cial resources management unit in the State consisting of
 14 certain Federal land managed by the Bureau of Land
 15 Management, as generally depicted on the map entitled
 16 ‘O&C Land Grant Act of 2013: Illinois Valley Salmon and
 17 Botanical Area’ and dated November 18, 2013, to be
 18 known as the ‘Illinois Valley Salmon and Botanical Area’
 19 (referred to in this section as the ‘Botanical Area’).

20 “(b) **PURPOSES.**—The purposes of the Botanical
 21 Area are to provide for the protection, preservation, and
 22 enhancement of botanical, nonmotorized recreational, eco-
 23 logical, scenic, cultural, watershed, and fish and wildlife
 24 values.

25 “(c) **ADMINISTRATION.**—The Secretary shall—

1 “(1) administer the Botanical Area—

2 “(A) in accordance with the laws (includ-
3 ing regulations) and rules applicable to the Bu-
4 reau of Land Management; and

5 “(B) consistent with section 105; and

6 “(2) only allow uses of the Botanical Area that
7 are consistent with the purposes described in sub-
8 section (b).

9 “(d) OFF-ROAD VEHICLES.—The use of motorized
10 vehicles on Bureau of Land Management holdings in the
11 Botanical Area shall be limited to roads designated by the
12 Secretary.

13 “(e) FISH AND WILDLIFE.—Nothing in this section
14 affects the jurisdiction or responsibilities of the State with
15 respect to fish and wildlife in the State.

16 “(f) ADJACENT MANAGEMENT.—Nothing in this sec-
17 tion creates any protective perimeter or buffer zone
18 around the Botanical Area.

19 “(g) PROTECTION OF TRIBAL RIGHTS.—Nothing in
20 this section diminishes any treaty rights of any Indian
21 tribe.

22 “(h) LAND RECLASSIFICATION.—

23 “(1) IN GENERAL.—The Secretary shall reclas-
24 sify the approximately 7,200 acres of Federal land
25 generally depicted as ‘Other BLM lands’ on the map

1 described in subsection (a) as Oregon and California
2 Railroad grant land.

3 “(2) **APPLICABILITY.**—The land reclassified
4 under paragraph (1) shall be considered to satisfy
5 any requirement to reclassify public domain land as
6 Oregon and California Railroad grant land, includ-
7 ing under sections 206 and 216 of the Oregon and
8 California Land Grant Act of 2013.

9 **“SEC. 114. PACIFIC CREST NATIONAL SCENIC TRAIL PRO-**
10 **TECTION CORRIDOR.**

11 “(a) **ESTABLISHMENT.**—The Secretary shall—

12 “(1) not later than 1 year after the date of en-
13 actment of the Oregon and California Land Grant
14 Act of 2013, establish a protection and management
15 corridor in the State consisting of certain Federal
16 land managed by the Bureau of Land Management,
17 generally depicted as ‘Pacific Crest Trail Protection
18 Corridor’ on the map entitled ‘O&C Land Grant Act
19 of 2013: Cascade-Siskiyou National Monument Ex-
20 pansion and Pacific Crest Trail Protection Corridor’
21 and dated November 18, 2013, to be known as the
22 ‘Pacific Crest Trail Corridor’ (referred to in this sec-
23 tion as the ‘PCT Corridor’); and

24 “(2) draw the PCT Corridor boundaries to in-
25 clude—

1 “(A) all the Bureau of Land Management
2 land within approximately $\frac{1}{4}$ mile on either
3 side of the Pacific Crest National Scenic Trail;
4 and

5 “(B) to the extent practicable, recreational,
6 scenic, historical, wildlife, water, and other re-
7 sources associated with the Pacific Crest Na-
8 tional Scenic Trail that are in need of protec-
9 tion.

10 “(b) ADMINISTRATION.—

11 “(1) IN GENERAL.—The Secretary shall man-
12 age the Federal land administered by the Bureau of
13 Land Management described in subsection (a) to
14 protect and enhance enjoyment of the recreational,
15 scenic, historical, wildlife, and water values of the
16 PCT Corridor in as natural and undeveloped state
17 as practicable.

18 “(2) ACTIVITIES.—Forest thinning and vegeta-
19 tion treatments should be considered consistent with
20 paragraph (1) if the purpose is—

21 “(A) to improve forest health when faced
22 by a threat of fire, insect outbreak, or disease;

23 “(B) to improve or maintain recreational
24 facilities and opportunities; or

25 “(C) to protect public health or safety.

1 “(c) FOREST ROADS.—Forest roads crossing the
2 PCT Corridor or within the PCT Corridor shall be limited
3 to those necessary for the proper use and administration
4 of adjacent public land, as determined by the Secretary
5 in applicable management plans.

6 “(d) APPLICABLE LAW.—If the PCT Corridor estab-
7 lished by this subsection is within an area designated by
8 Congress for special management, the most restrictive
9 provisions of law shall apply.

10 “(e) FISH AND WILDLIFE.—Nothing in this section
11 affects the jurisdiction or responsibilities of the State with
12 respect to fish and wildlife in the State.

13 “(f) ADJACENT MANAGEMENT.—Nothing in this sec-
14 tion creates any protective perimeter or buffer zone
15 around the PCT Corridor.

16 “(g) PROTECTION OF TRIBAL RIGHTS.—Nothing in
17 this section diminishes any treaty rights of any Indian
18 tribe.

19 **“SEC. 115. PRIMITIVE BACKCOUNTRY SPECIAL MANAGE-
20 MENT AREAS.**

21 “(a) MANAGEMENT.—

22 “(1) IN GENERAL.—The Secretary shall man-
23 age the Federal land administered by the Bureau of
24 Land Management described in subsection (b) in a
25 manner that preserves the natural and primitive

1 character of the land for recreational, scenic, and
2 scientific use.

3 “(2) ACTIVITIES.—Forest thinning and vegeta-
4 tion treatments should be considered consistent with
5 paragraph (1) if the purpose is—

6 “(A) to improve forest health when faced
7 by a threat of fire, insect outbreak, or disease;

8 “(B) to improve or maintain recreational
9 facilities and opportunities; or

10 “(C) to protect public health or safety.

11 “(b) DESCRIPTION OF LAND.—The Federal land re-
12 ferred to in subsection (a) is the following:

13 “(1) GRIZZLY PEAK PRIMITIVE BACKCOUNTRY
14 AREA.—Certain Federal land managed by the Bu-
15 reau of Land Management, comprising approxi-
16 mately 2,100 acres, as generally depicted on the
17 map entitled ‘O&C Land Grant Act of 2013: Grizzly
18 Peak Primitive Backcountry Area,’ dated November
19 18, 2013, which shall be known as the ‘Grizzly Peak
20 Primitive Backcountry Area’.

21 “(2) DAKUBETEDE PRIMITIVE BACKCOUNTRY
22 AREA.—Certain Federal land managed by the Bu-
23 reau of Land Management, comprising approxi-
24 mately 21,200 acres, as generally depicted on the
25 map entitled ‘O&C Land Grant Act of 2013:

1 ~~Dakubetede Primitive Backcountry Area,~~’ dated No-
2 ~~vember 18, 2013,~~ which shall be known as the
3 ~~‘Dakubetede Primitive Backcountry Area’.~~

4 ~~“(3) WELLINGTON WILDLANDS PRIMITIVE~~
5 ~~BACKCOUNTRY AREA.—~~Certain Federal land man-
6 ~~aged by the Bureau of Land Management,~~ com-
7 ~~prising approximately 5,700 acres,~~ as generally de-
8 ~~pieted on the map entitled ‘O&C Land Grant Act of~~
9 ~~2013: Wellington Wildlands Primitive Backcountry~~
10 ~~Area,~~’ dated November 18, 2013, which shall be
11 ~~known as the ‘Wellington Wildlands Primitive~~
12 ~~Backcountry Area’.~~

13 ~~“(4) MUNGERS BUTTE PRIMITIVE~~
14 ~~BACKCOUNTRY AREA.—~~Certain Federal land man-
15 ~~aged by the Bureau of Land Management,~~ com-
16 ~~prising approximately 10,200 acres,~~ as generally de-
17 ~~pieted on the map entitled ‘O&C Land Grant Act of~~
18 ~~2013: Mungers Butte Primitive Backcountry Area,~~’
19 ~~dated November 18, 2013,~~ which shall be known as
20 ~~the ‘Mungers Butte Primitive Backcountry Area’.~~

21 ~~“(5) BRUMMITT FIR PRIMITIVE BACKCOUNTRY~~
22 ~~AREA.—~~Certain Federal land managed by the Bu-
23 ~~reau of Land Management,~~ comprising approxi-
24 ~~mately 2,000 acres,~~ as generally depicted on the
25 ~~map entitled ‘O&C Land Grant Act of 2013:~~

1 Brummitt Fir Primitive Backcountry Area,² dated
 2 November 18, 2013, which shall be known as the
 3 ‘Brummitt Fir Primitive Backcountry Area’.

4 “(6) CRABTREE VALLEY PRIMITIVE
 5 BACKCOUNTRY AREA.—Certain Federal land man-
 6 aged by the Bureau of Land Management, com-
 7 prising approximately 2,100 acres, as generally de-
 8 picted on the map entitled ‘O&C Land Grant Act of
 9 2013: Crabtree Valley Primitive Backcountry Area,’
 10 dated November 18, 2013, which shall be known as
 11 the ‘Crabtree Valley Primitive Backcountry Area’.

12 “(e) OFF-ROAD VEHICLES.—The use of motorized
 13 vehicles on Bureau of Land Management holdings in the
 14 land described in subsection (b) shall be limited to roads
 15 designated by the Secretary.

16 “(d) FISH AND WILDLIFE.—Nothing in this section
 17 affects the jurisdiction or responsibilities of the State with
 18 respect to fish and wildlife in the State.

19 “(e) ADJACENT MANAGEMENT.—Nothing in this sec-
 20 tion creates any protective perimeter or buffer zone
 21 around the land described in subsection (b).

22 “(f) PROTECTION OF TRIBAL RIGHTS.—Nothing in
 23 this section diminishes any treaty rights of any Indian
 24 tribe.

25 “(g) LAND RECLASSIFICATION.—

1 “(1) IN GENERAL.—The Secretary shall reclassi-
2 sify the approximately 3,600 acres of Federal gen-
3 erally depicted as ‘Other BLM lands’ on the maps
4 described in subsection (b) as Oregon and California
5 Railroad grant land.

6 “(2) APPLICABILITY.—The land reclassified
7 under paragraph (1) shall be considered to satisfy
8 any requirement to reclassify public domain land as
9 Oregon and California Railroad grant land, includ-
10 ing under sections 206 and 216 of the Oregon and
11 California Land Grant Act of 2013.

12 **“SEC. 116. SPECIAL ENVIRONMENTAL ZONES.**

13 “(a) DESIGNATION.—There are established special
14 resources management units consisting of current and
15 proposed areas of critical environmental concern managed
16 by the Bureau of Land Management that are not other-
17 wise designated by this Act, as generally depicted on the
18 map entitled ‘O&C Land Grant Act of 2013: Special Envi-
19 ronmental Zones’ and dated November 18, 2013, to be
20 known as ‘Special Environmental Zones’ (referred to in
21 this section as ‘Special Environmental Zones’).

22 “(b) PURPOSES.—The purposes of the Special Envi-
23 ronmental Zones are to provide for the protection, preser-
24 vation, and enhancement of ecological, scenic, cultural,
25 watershed, and fish and wildlife values.

1 “(c) ADMINISTRATION.—The Secretary shall—

2 “(1) administer the Special Environmental
3 Zones—

4 “(A) in accordance with the laws (includ-
5 ing regulations) and rules applicable to the Bu-
6 reau of Land Management; and

7 “(B) consistent with section 105; and

8 “(2) only allow uses of the Special Environ-
9 mental Zones that are consistent with the purposes
10 described in subsection (b).

11 “(d) OFF-ROAD VEHICLES.—The use of motorized
12 vehicles on Bureau of Land Management holdings in the
13 Special Environmental Zones shall be limited to roads des-
14 ignated by the Secretary.

15 “(e) FISH AND WILDLIFE.—Nothing in this section
16 affects the jurisdiction or responsibilities of the State with
17 respect to fish and wildlife in the State.

18 “(f) ADJACENT MANAGEMENT.—Nothing in this sec-
19 tion creates any protective perimeter or buffer zone
20 around the Special Environmental Zones.

21 “(g) PROTECTION OF TRIBAL RIGHTS.—Nothing in
22 this section diminishes any treaty rights of any Indian
23 tribe.

24 “(h) EFFECT ON OTHER LAWS.—If a Special Envi-
25 ronmental Zone established by this section is located with-

1 in an area designated by Congress for special manage-
 2 ment, the most restrictive provisions of Federal law shall
 3 apply.

4 **“SEC. 117. LAND OWNERSHIP CONSOLIDATION.**

5 “(a) IN GENERAL.—The Secretary shall seek to con-
 6 solidate Federal and non-Federal land by conveying the
 7 covered land and by acquiring private or State-owned land
 8 to create more contiguous blocks of land under the juris-
 9 diction of the Secretary—

10 “(1) to improve the efficiency of management of
 11 the Federal land;

12 “(2) to facilitate resource management on the
 13 Federal land; or

14 “(3) to improve the conservation value of the
 15 Federal land.

16 “(b) REVIEW.—Not later than 180 days after the
 17 date of enactment of the Oregon and California Land
 18 Grant Act of 2013, the Secretary shall review and inven-
 19 tory the covered land to identify any public land that—

20 “(1) as the result of location or other char-
 21 acteristic, is no longer necessary or appropriate for
 22 continued Federal management in accordance with
 23 this Act; or

24 “(2) is determined to facilitate achieving any of
 25 the purposes described in subsection (a).

1 “(e) CONSULTATION WITH ADJACENT LAND-
2 OWNERS.—As soon as practicable after completing the re-
3 view and inventory under subsection (b), the Secretary
4 shall consult with the owners of adjacent land to deter-
5 mine whether there is mutual interest in entering into land
6 exchanges if the exchange will meet any of the purposes
7 described in subsection (a).

8 “(d) EXPEDITED LAND EXCHANGES.—

9 “(1) IN GENERAL.—If an owner of adjacent
10 land described in subsection (c) expresses interest in
11 participating in a land exchange under this section,
12 the Secretary may complete that land exchange in
13 accordance with paragraphs (2) through (5).

14 “(2) PUBLIC INTEREST DETERMINATION.—

15 “(A) IN GENERAL.—If an owner of adja-
16 cent land described in subsection (c) proposes
17 to the Secretary entering into a land exchange
18 under this section, the Secretary shall, not later
19 than 90 days after receiving the proposal, de-
20 termine whether the public interest will be well-
21 served by making the exchange.

22 “(B) FAILURE TO MAKE PUBLIC INTEREST
23 DETERMINATION.—If the Secretary fails to
24 make the determination by the date described
25 in subparagraph (A), the Secretary shall submit

1 to the Committee on Energy and Natural Re-
2 sources of the Senate and the Committee on
3 Natural Resources of the House of Representa-
4 tives—

5 “(i) a report explaining the reason
6 why the determination has not been made;
7 and

8 “(ii) every 30 days after the report
9 described in clause (i) is submitted until
10 the date on which the Secretary makes a
11 determination, an updated report.

12 “(3) EXCHANGE PENDING COMPLETION OF AP-
13 PRAISALS.—If the Secretary determines that a pro-
14 posed land exchange is in the public interest, the
15 Secretary may allow for the Federal and non-Fed-
16 eral land to be exchanged pending completion of ap-
17 praisals, subject to a binding commitment from the
18 non-Federal landowner and any terms and condi-
19 tions the Secretary may require to ensure that the
20 values of the Federal and non-Federal land are ulti-
21 mately equal or equalized in accordance with section
22 206(b) of the Federal Land Policy and Management
23 Act of 1976 (43 U.S.C. 1716(b)).

24 “(4) LAND OF APPROXIMATELY EQUAL
25 VALUE.—In order to expedite a land exchange that

1 the Secretary has determined to be in the public in-
2 terest under paragraph (2), the Secretary may use
3 the authority to exchange land of approximately
4 equal value in accordance with section 206(h) of the
5 Federal Land Policy and Management Act of 1976
6 (43 U.S.C. 1716(h)) as applicable.

7 “(5) ADDITIONAL EXCHANGE AUTHORITY.—

8 The Secretary may exercise the authority under the
9 Act of March 20, 1922 (16 U.S.C. 485), to facilitate
10 land exchanges under this section, except that any
11 reference to the Secretary of Agriculture in that Act
12 shall be considered to be a reference to the Sec-
13 retary, and any reference to national forests in that
14 Act shall be considered to be a reference to covered
15 land.

16 “(e) SALE OF PUBLIC LAND.—

17 “(1) IN GENERAL.—

18 “(A) ESTABLISHMENT.—The Secretary
19 shall establish a program to complete appraisals
20 and satisfy other legal requirements for the sale
21 or exchange of public land identified for dis-
22 posal under this section.

23 “(B) PRIORITY SALES.—The Secretary
24 shall prioritize the sales of land of those parcels
25 identified by the Secretary as suitable for dis-

1 posal as of the date of enactment of the Oregon
2 and California Land Grant Act of 2013, identi-
3 fied as ‘Land Tenure, Zone 3’ as generally de-
4 picted on the map entitled ‘Western Oregon
5 Forestry Land Tenure, Zone 3’ and dated Sep-
6 tember 6, 2013.

7 “(2) SALE PROCEDURES.—The sale of public
8 land identified under subsection (a) shall be con-
9 ducted in accordance with sections 203 and 209 of
10 the Federal Land Policy and Management Act of
11 1976 (43 U.S.C. 1713, 1719).

12 “(3) EXCEPTIONS TO COMPETITIVE BIDDING
13 REQUIREMENTS.—The exceptions to competitive bid-
14 ding requirements under section 203(f) of the Fed-
15 eral Land Policy and Management Act of 1976 (43
16 U.S.C. 1713(f)) shall apply to this section in cases
17 in which the Secretary determines it to be necessary.

18 “(f) USE OF PROCEEDS.—

19 “(1) IN GENERAL.—Notwithstanding any other
20 provision of law (other than a law that specifically
21 provides for a portion of the proceeds of a land sale
22 to be distributed to any trust fund of the State),
23 proceeds from the sale under subsection (e) of land
24 described in subsection (a) shall—

1 “(A) in the case of land sold within a for-
2 estry emphasis area, be deposited into a sepa-
3 rate account in the Treasury to be known as
4 the ‘O&C Land—Forestry Emphasis Areas Ac-
5 quisition Account’; and

6 “(B) in the case of land sold within a con-
7 servation emphasis area, be deposited into a
8 separate account in the Treasury to be known
9 as the ‘O&C Land—Conservation Emphasis
10 Areas Acquisition Account’.

11 “(2) AVAILABILITY.—Amounts in the accounts
12 described in paragraph (1) shall be available to the
13 Secretary, without further appropriation, to pur-
14 chase land or interests in land, from willing sellers
15 only, if acquisition of the non-Federal land will meet
16 1 or more of the purposes described in subsection
17 (a).

18 “(3) ADMINISTRATIVE EXPENSES.—An amount
19 not to exceed 20 percent of the funds deposited in
20 the accounts described in paragraph (1) may be used
21 by the Secretary for administrative and other ex-
22 penses necessary to carry out the activities author-
23 ized in this section.

1 “(g) BALANCE IN ACCOUNTS.—The Secretary shall
2 administer the balance in the accounts described in sub-
3 section (f)(1) as follows:

4 “(1) The Secretary shall not complete the sale
5 of more than 5,000 acres of the land identified
6 under subsection (b) prior to obligating funds from
7 the accounts described in subsection (f)(1) for the
8 acquisition of at least 1 parcel.

9 “(2) The Secretary shall seek to keep the bal-
10 ances in the accounts described in subsection (f)(1)
11 low by using the funds in the accounts to acquire
12 parcels as soon as practicable.

13 “(h) ACQUIRED LAND.—

14 “(1) FORESTRY EMPHASIS AREAS.—Any land
15 or interest in land acquired using funds from the
16 O&C Land—Forestry Emphasis Areas Acquisition
17 Account shall be administered by the Secretary in
18 accordance with section 103.

19 “(2) CONSERVATION EMPHASIS AREAS.—Any
20 land or interest in land acquired using funds from
21 the O&C Land—Conservation Emphasis Areas Ac-
22 quisition Account shall be administered by the Sec-
23 retary in accordance with section 105.

1 **“SEC. 118. CATEGORICAL EXCLUSIONS.**

2 “(a) **IN GENERAL.**—Except as provided in subsection
3 (c), the eligible activities described in subsection (b) that
4 are conducted on covered land in accordance with this sec-
5 tion shall be—

6 “(1) considered an action categorically excluded
7 from the requirements for an environmental assess-
8 ment or an environmental impact statement under
9 the National Environmental Policy Act of 1969 (42
10 U.S.C. 4321 et seq.) or section 1508.4 of title 40,
11 Code of Federal Regulations (or a successor regula-
12 tion); and

13 “(2) exempt from administrative review.

14 “(b) **ELIGIBLE ACTIVITIES.**—The eligible activities
15 referred to in subsection (a) consist of the following:

16 “(1) The placement of trees and portions of
17 trees in streams to benefit fish species.

18 “(2) The planting of riparian vegetation with
19 species of vegetation native to the State.

20 “(3) The replacement of culverts that—

21 “(A) impede fish passage; or

22 “(B) are unable to withstand a 100-year
23 flood event.

24 “(4) The removal of any road that—

25 “(A) was not established by the Bureau of
26 Land Management; and

1 “(B) was established less than 20 years be-
2 fore the date of removal of the road.

3 “(e) ~~EXCLUSION OF CERTAIN AREAS.~~—Subsection
4 (a) does not apply to eligible activities located in—

5 “(1) a component of the National Wilderness
6 Preservation System;

7 “(2) a wilderness study area; or

8 “(3) an area in which activities described in
9 subsection (b) would be inconsistent with the appli-
10 eable resource management plan.

11 **“SEC. 119. CLOSURE OR DECOMMISSIONING OF BUREAU OF**
12 **LAND MANAGEMENT ROADS.**

13 “(a) ~~CLOSURE OR DECOMMISSIONING OF BLM~~
14 ~~ROADS.~~—

15 “(1) ~~IN GENERAL.~~—The Secretary shall seek to
16 close or decommission nonessential roads on covered
17 land in a manner that, minimizes, to the maximum
18 extent practicable, the hydrologic impact of the clo-
19 sure or decommissioning.

20 “(2) ~~PRIORITY.~~—In carrying out paragraph (1),
21 the Secretary shall prioritize nonessential roads for
22 closure or decommissioning, using the following cri-
23 teria:

1 “(A) Nonessential roads that are most
2 likely to cause the greatest magnitude of envi-
3 ronmental harm, including—

4 “(i) roads located on steep slopes;

5 “(ii) roads located in a manner that
6 cause, or are at a risk of causing, chronic
7 sedimentation, road failure, landslides, or
8 other environmental concerns (including
9 roads with high densities of stream cross-
10 ings);

11 “(iii) roads that pose public safety
12 concerns; or

13 “(iv) roads that, if closed or decom-
14 missioned, would significantly enhance wa-
15 tershed function and wildlife habitat
16 through the restoration of large blocks of
17 habitat.

18 “(B) The usage of the nonessential road
19 for administrative activities of the Bureau of
20 Land Management or by the public.

21 “(C) The expenses necessary to complete
22 the closure or decommissioning of the non-
23 essential road.

24 “(b) LEGACY ROADS AND TRAILS PROGRAM.—

1 “(1) IN GENERAL.—The Secretary shall estab-
2 lish a program to be known as the ‘Legacy Roads
3 and Trails’ program to provide—

4 “(A) urgently needed road decommis-
5 sioning, road and trail repair and maintenance
6 and associated activities, and removal of fish
7 passage barriers, especially in areas in which
8 roads may be contributing to water quality
9 problems in streams and water bodies that sup-
10 port threatened, endangered, or sensitive spe-
11 cies or community water sources;

12 “(B) urgently needed road repairs required
13 due to recent storm events; or

14 “(C) the decommissioning of unauthorized
15 roads that are not part of the transportation
16 system.

17 “(2) PROJECT SELECTION.—

18 “(A) IN GENERAL.—The Secretary shall
19 use public input in the selection of projects and
20 display its selection process on the website of
21 the Bureau of Land Management.

22 “(B) PRIORITIES.—In selecting projects
23 under this subsection, the Secretary shall give
24 priority to—

1 “(i) decommissioning and repairing
2 roads and trails in environmentally sen-
3 sitive areas; and

4 “(ii) areas in which roads may be con-
5 tributing to water quality problems in
6 streams and water bodies the support
7 threatened or endangered species, or spe-
8 cies considered sensitive by the Secretary.

9 “(3) REPORT TO CONGRESS.—Not later than
10 120 days after the end of each fiscal year, the Sec-
11 retary shall submit to Congress a report on the sta-
12 tus of the projects selected for completion in the fol-
13 lowing 2 fiscal years.

14 “(4) AUTHORIZATION OF APPROPRIATIONS.—
15 There is authorized to be appropriated to carry out
16 this subsection \$5,000,000 for each of fiscal years
17 2013 through 2023.

18 **“SEC. 120. SPECIAL MANAGEMENT AND RESEARCH AREAS.**

19 “(a) IN GENERAL.—The Secretary shall designate
20 50,000 acres across 2 to 5 sites in both moist forests and
21 dry forests to be managed by the Secretary and Oregon
22 State University as special management and research
23 areas in accordance with the criteria described in sub-
24 section (b).

1 “(b) CRITERIA.—In designating land as special man-
2 agement and research areas under subsection (a), the Sec-
3 retary shall designate—

4 “(1) 20 to 30 percent of land that is designated
5 as ‘Conservation Emphasis Areas’ on the maps de-
6 scribed in section 102(a)(2);

7 “(2) 70 to 80 percent of land that is designated
8 as ‘Forestry Emphasis Areas’ on the maps described
9 in section 102(a)(2);

10 “(3) land, to the maximum extent practicable,
11 contiguous to other land designated under sub-
12 section (a);

13 “(4) land within close proximity of other land
14 designated under subsection (a);

15 “(5) land located within 150 miles of the main
16 campus of Oregon State University in Corvallis, Or-
17 egon; and

18 “(6) selected in consultation with Oregon State
19 University.

20 “(c) AUTHORIZED PROJECTS.—Land designated
21 under subsection (a) shall be used for the conducting by
22 institutions of higher education in the State of research
23 projects and demonstration projects that address—

24 “(1) increasing social awareness and knowledge
25 of the environmental, social, and economic impacts

1 on the implementation of ecological forestry on pub-
 2 lic land;

3 “(2) improving the health of rural communities
 4 and citizens;

5 “(3) reducing catastrophic fires and the deg-
 6 radation of ecosystem health;

7 “(4) increasing conservation with a landscape
 8 approach; and

9 “(5) understanding the riparian reserve ap-
 10 proaches authorized under this Act.

11 “(d) MONITORING.—Work performed on land des-
 12 ignated under subsection (a) shall include—

13 “(1) post-treatment monitoring of the effects of
 14 the treatments on the land; and

15 “(2) if practicable, monitoring of other projects
 16 implemented under this Act, including monitoring
 17 by—

18 “(A) diverse stakeholders;

19 “(B) collaborative groups;

20 “(C) Federal agencies; and

21 “(D) institutions of higher education.

22 “(e) INSTITUTIONS OF HIGHER EDUCATION.—At
 23 least 10 percent of the authorized projects conducted an-
 24 nually under this section shall be conducted by an institu-

1 tion of higher education in the State other than Oregon
2 State University.

3 “(f) MINIMUM ACREAGE.—

4 “(1) IN GENERAL.—At least 3,750 acres of the
5 land designated under subsection (a) shall be treated
6 during each 5-year period.

7 “(2) FAILURE TO TREAT.—If the minimum
8 acreage under paragraph (1) is not treated for two
9 5-year periods during a 20-year period, management
10 of the land designated under subsection (a) shall re-
11 vert to traditional management status by the Sec-
12 retary.

13 “(g) REVIEW.—The Bureau of Land Management
14 State Director shall—

15 “(1) review and decide whether to permit each
16 proposed treatment to be conducted as part of an
17 authorized project; and

18 “(2) review for adequacy the paperwork re-
19 quired to be prepared for each treatment.

20 “(h) EFFECT.—Nothing in this section supersedes or
21 modifies any provision of Federal law not expressly super-
22 seded or modified by this section.

1 **“SEC. 121. COMPLIANCE.**

2 “(a) **IN GENERAL.**—The Secretary shall establish
3 guidelines to ensure that the following trees are not cut
4 in the covered area in violation of this Act:

5 “(1) Nest trees.

6 “(2) Trees equal to or greater than 250 years
7 of age measured at breast height.

8 “(3) Old growth trees less than 250 years of
9 age measured at breast height.

10 “(b) **ISSUANCE OF PENALTY TO THE CON-**
11 **TRACTOR.**—If a contractor cuts a tree described in para-
12 graph (1) or (2) of subsection (a), the contractor shall
13 make a payment to the Secretary equal to 3 times the
14 value of that tree, as determined under subsection (c).

15 “(c) **VALUATION.**—

16 “(1) **IN GENERAL.**—The stumpage value of the
17 1 or more trees described in paragraph (1) or (2) of
18 subsection (a) shall be used to calculate the amount
19 of the payment to be made under subsection (b) in
20 accordance with this subsection.

21 “(2) **VOLUME OF TREES CUT.**—The volume of
22 the trees cut shall be calculated using—

23 “(A) the Scribner Decimal C Log Rule;

24 and

25 “(B) West-Side Sealing methods.

26 “(3) **STUMPAGE VALUE OF TREES.**—

1 “(A) IN GENERAL.—The stumpage value
2 of the trees cut shall be determined using the
3 Log Price Report or other similar document
4 prepared regularly by the Oregon Department
5 of Forestry in accordance with this subsection.

6 “(B) STUMPAGE VALUE.—The stumpage
7 value of the trees used shall be based on the av-
8 erage price paid by mills on delivery for similar
9 trees harvested—

10 “(i) in the same calendar year quarter
11 that the trees cut were discovered to be in
12 violation of this Act; and

13 “(ii) in the same region of the State,
14 as determined by the Oregon Department
15 of Forestry.

16 “(C) TRANSPORTATION COSTS.—The costs
17 of transporting the cut trees to a mill shall not
18 be considered when determining the value of the
19 trees under this subsection.

20 “(d) PENALTY SYSTEM.—

21 “(1) IN GENERAL.—Subject to paragraph (2),
22 not later than 180 days after the date of enactment
23 of the Oregon and California Land Grant Act of
24 2013, the Secretary shall establish a penalty system
25 designed to deter contractors from cutting trees in

1 the covered area, in violation of this Act, that are
 2 between the ages of 150 and 250 measured at breast
 3 height.

4 “(2) RESTRICTIONS.—

5 “(A) IN GENERAL.—The penalty system
 6 under paragraph (1) shall allow for some de
 7 minimis quantity of trees described in that
 8 paragraph, as determined by the Secretary, to
 9 be determined to be trees cut in error and not
 10 subject to penalty.

11 “(B) MODIFICATION OF PENALTY SYS-
 12 TEM.—If the quantity of trees described in
 13 paragraph (1) that are cut by a contractor is
 14 greater than twice the de minimis quantity es-
 15 tablished by the Secretary, the Secretary shall,
 16 after public notice and opportunity to comment
 17 for a period of 30 days, revise the penalty sys-
 18 tem accordingly.

19 **“SEC. 122. REVIEW BY ADVISORY PANEL.**

20 “(a) IN GENERAL.—Not later than 10 years after the
 21 date of enactment of the Oregon and California Land
 22 Grant Act of 2013 and every 10 years thereafter, the Sec-
 23 retary shall convene a scientific and technical advisory
 24 panel of scientists that are not permanent employees of
 25 the Bureau of Land Management to perform a com-

1 prehensive scientific and managerial review on whether the
 2 provisions of this Act have been implemented in a manner
 3 that results in robust timber harvests and maintains envi-
 4 ronmental values, including—

5 “(1) the effect on forest health;

6 “(2) the effect on watershed health;

7 “(3) impacts to early and late successional
 8 habitat; and

9 “(4) the effectiveness of the riparian reserves.

10 “(b) REPORT.—Not later than 180 days after the
 11 date on which a panel is convened under subsection (a),
 12 the panel shall submit to Congress a report that includes
 13 recommendations with respect to the implementation of
 14 this Act, including recommendations for any additional
 15 legislation needed to implement this Act.

16 **“SEC. 123. TRANSITION.**

17 “(a) IN GENERAL.—During the period beginning on
 18 the date of enactment of the Oregon and California Land
 19 Grant Act of 2013 and ending 90 days after the date the
 20 record of decision is completed under section 104, a transi-
 21 tion period (referred to in this section as the ‘transition
 22 period’) shall be in effect in accordance with this section.

23 “(b) MANAGEMENT.—

24 “(1) IN GENERAL.—Except as provided in para-
 25 graph (2), during the transition period, the Sec-

1 retary shall manage the covered land, including con-
2 tinuing to plan timber sales and restoration projects,
3 in accordance with the designations, allocation, and
4 requirements of this Act.

5 “(2) PENDING TIMBER SALES.—Timber sales
6 for which an environmental impact statement, envi-
7 ronmental assessment, or categorical exclusion docu-
8 mentation required under the National Environ-
9 mental Policy Act of 1969 (42 U.S.C. 4321 et seq.)
10 has been completed or will be completed during the
11 60-day period beginning on the date of enactment of
12 the Oregon and California Land Grant Act of 2013
13 shall proceed in accordance with the terms of the
14 sales.

15 “(e) SPECIAL ADMINISTRATIVE REVIEW PROCESS.—
16 The procedures established under section 105 of the
17 Healthy Forests Restoration Act of 2003 (16 U.S.C.
18 6515) shall be the only process to administratively chal-
19 lenge projects during the transition period.

20 “(d) EXISTING CONTRACTS.—

21 “(1) IN GENERAL.—Any work or timber con-
22 tract sold or awarded by the Secretary on or with
23 respect to covered land before the date of enactment
24 of the Oregon and California Land Grant Act of

1 2013 shall remain binding and effective according to
2 the terms of the contract.

3 “(2) ADMINISTRATION.—The Secretary shall
4 seek to make such accommodations as are necessary
5 to avoid interfering with the performance of a con-
6 tract described in paragraph (1).

7 “(e) EXISTING ACCESS RIGHTS.—

8 “(1) IN GENERAL.—During the transition pe-
9 riod, the Secretary shall preserve all rights of access
10 and use of covered land (including reciprocal rights-
11 of-way agreements, tail hold agreements, or other
12 right-of-way or easement obligations) existing on the
13 date of enactment of the Oregon and California
14 Land Grant Act of 2013.

15 “(2) ADMINISTRATION.—Rights described in
16 paragraph (1) shall remain applicable to covered
17 land in the same manner and to the same extent as
18 the rights applied before the date of enactment of
19 the Oregon and California Land Grant Act of 2013.

20 **“SEC. 124. EFFECT.**

21 “Nothing in this Act affects any private ownership
22 or rights, including rights-of-way and tribal treaty rights,
23 or terminates any valid lease, permit, patent, or other
24 right of authorization existing on the date of enactment

1 of the Oregon and California Land Grant Act of 2013 with
 2 regard to covered land.”.

3 **SEC. 102. DISTRIBUTION OF FUNDS.**

4 (a) **IN GENERAL.**—Title II of the Oregon and Cali-
 5 formia Land Grant Act (43 U.S.C. 1181f) is amended to
 6 read as follows:

7 **“TITLE II—DISTRIBUTION OF**
 8 **FUNDS**

9 **“SEC. 201. DISTRIBUTION OF FUNDS.**

10 “(a) **FUND.**—Effective for fiscal year 2014 and each
 11 fiscal year thereafter, all funds deposited in the Treasury
 12 in the special fund designated the ‘Oregon and California
 13 Railroad Land-Grant Fund’ shall be distributed annually
 14 in accordance with this section.

15 “(b) **GENERAL FUND.**—Subject to subsection
 16 (d)(4)(C), as soon as practicable after the end of each fis-
 17 cal year described in subsection (a), \$4,000,000 of all
 18 amounts received for the applicable fiscal year by the Sec-
 19 retary from the covered land shall be transferred to the
 20 general fund of the Treasury.

21 “(c) **ADMINISTRATIVE COSTS.**—

22 “(1) **IN GENERAL.**—Subject to paragraph (2)
 23 and subsection (d)(4)(C), all amounts received for
 24 the applicable fiscal year by the Secretary from the
 25 covered land shall be used to pay for the manage-

1 ment and administrative expenses for, and capital
2 improvement costs on, covered land.

3 “(2) LIMITATIONS.—The amount of revenue
4 that is used to pay for expenses and costs for a fis-
5 cal year under paragraph (1) shall not exceed—

6 “(A) 25 percent of all amounts received for
7 the applicable fiscal year by the Secretary from
8 the covered land during the fiscal year; or

9 “(B) \$20,000,000.

10 “(d) PAYMENTS TO COUNTIES.—

11 “(1) IN GENERAL.—All amounts received for
12 the applicable fiscal year by the Secretary from the
13 covered land during a fiscal year that is in excess of
14 the amount necessary to carry out subsections (b)
15 and (c) shall be provided to the counties that con-
16 tain covered land (referred to in this subsection as
17 a ‘covered county’) in the form of annual payments.

18 “(2) TIMING.—Payments shall be made avail-
19 able to covered counties under this subsection as
20 soon as practicable following the end of each fiscal
21 year.

22 “(3) OTHER COUNTY FUNDS.—Payments made
23 to covered counties under this subsection shall be
24 used as other county funds.

25 “(4) AMOUNT.—

1 “(A) IN GENERAL.—Subject to subpara-
2 graphs (B) and (C), for each fiscal year de-
3 scribed in subsection (a), the amount of pay-
4 ments allocated under this subsection to each
5 covered county for a fiscal year shall be equal
6 to the ratio that—

7 “(i) the assessed value of covered land
8 in the covered county for fiscal year 1915;
9 bears to

10 “(ii) the assessed value of covered
11 land in all covered counties for fiscal year
12 1915.

13 “(B) NONASSESSED LAND.—For purposes
14 of subparagraph (A), the portion of the covered
15 lands in each of the covered counties that was
16 not assessed for fiscal year 1915 shall be con-
17 sidered to have been assessed at the average as-
18 sessed value of the covered land in the covered
19 county.

20 “(C) MINIMUM AMOUNT.—

21 “(i) IN GENERAL.—Subject to clauses
22 (ii) and (iii), the annual payment paid to
23 a covered county under this subsection, to
24 the extent practicable, shall not be less
25 than the payment that the covered county

1 would have received solely under this Act
2 for fiscal year 2013 if the covered county
3 had elected to receive payment under this
4 Act and not under any other law.

5 “(ii) USE OF GENERAL FUND
6 SHARE.—If the portion of revenues to be
7 provided to a covered county for a fiscal
8 year is less than the amount described in
9 clause (i), the payment made to the Treas-
10 ury for the fiscal year under subsection (b)
11 shall be reduced by an amount necessary
12 to provide the minimum payments required
13 under clause (i) for the covered county.

14 “(iii) USE OF ADMINISTRATIVE COSTS
15 SHARE.—If the minimum payments re-
16 quired under clause (i) could not be made
17 to all covered counties after the payment
18 made to the Treasury is reduced under
19 clause (ii), the payment made for adminis-
20 trative expenses for the fiscal year under
21 subsection (c) shall be reduced by an
22 amount necessary to provide the minimum
23 payments required under clause (i) for all
24 covered counties.”

1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) takes effect on October 1, 2013.

3 **SEC. 103. WILD AND SCENIC RIVER DESIGNATIONS.**

4 (a) IN GENERAL.—Section 3(a) of the Wild and Scenic Rivers Act (16 U.S.C. 1274(a)) is amended by adding
5 at the end the following:
6

7 “(208) NESTUCCA RIVER, OREGON.—The ap-
8 proximately 15-mile segment from its confluence
9 with Ginger Creek downstream until it crosses T. 4
10 S., R. 7 W., sec. 7, Willamette Meridian, to be ad-
11 ministered by the Secretary of the Interior as a rec-
12 reational river.

13 “(209) WALKER CREEK, OREGON.—The ap-
14 proximately 3-mile segment from the headwaters in
15 T. 3 S., R. 6 W., sec. 20 downstream to the con-
16 fluence with the Nestucca River in T. 3 S., R. 6 W.,
17 sec. 15, Willamette Meridian, to be administered by
18 the Secretary of the Interior as a recreational river.

19 “(210) NORTH FORK SILVER CREEK, OR-
20 EGON.—The approximately 6-mile segment from the
21 headwaters in T. 35 S., R. 9 W., sec. 1 downstream
22 to the edge of the Bureau of Land Management
23 boundary in T. 35 S., R. 9 W., sec. 17, Willamette
24 Meridian, to be administered by the Secretary of the
25 Interior as a recreational river.

1 “(211) JENNY CREEK, OREGON.—The approxi-
 2 mately 20-mile segment from the Bureau of Land
 3 Management boundary located at the north bound-
 4 ary of the southwest quarter of the southeast quar-
 5 ter of T. 38 S., R. 4 E., sec. 34, Willamette Merid-
 6 ian, downstream to the Oregon State border, to be
 7 administered by the Secretary of the Interior as a
 8 scenic river.

9 “(212) SPRING CREEK, OREGON.—The approxi-
 10 mately 1-mile segment from its source at Shoat
 11 Springs in T. 40 S., R. 4 E., sec. 34, Willamette
 12 Meridian, downstream to the confluence with Jenny
 13 Creek in T. 41 S., R. 4 E., sec. 3, Willamette Merid-
 14 ian, to be administered by the Secretary of the Inte-
 15 rior as a scenic river.

16 “(213) LOBSTER CREEK, OREGON.—The ap-
 17 proximately 6-mile segment from T. 15 S., R. 8 W.,
 18 sec. 35, Willamette Meridian, downstream to the
 19 edge of the Bureau of Land Management boundary
 20 in T. 15 S., R. 8 W., sec. 15, Willamette Meridian,
 21 to be administered by the Secretary of the Interior
 22 as a recreational river.”.

23 (b) WITHDRAWAL.—Subject to valid existing rights,
 24 the Federal land within the boundaries of the river seg-
 25 ments designated by paragraphs (208) through (213) of

1 section 3(a) of the Wild and Scenic Rivers Act (16 U.S.C.
2 1274(a)) is withdrawn from all forms of—

3 (1) entry, appropriation, or disposal under the
4 public land laws;

5 (2) location, entry, and patent under the mining
6 laws; and

7 (3) disposition under all laws relating to min-
8 eral and geothermal leasing or mineral materials.

9 **TITLE II—TRIBAL LAND**

10 **Subtitle A—Oregon Coastal Land**

11 **Conveyance**

12 **SEC. 201. DEFINITIONS.**

13 In this subtitle:

14 (1) **FEDERAL LAND.**—The term “Federal land”
15 means the approximately 14,804 acres of Federal
16 land, as generally depicted on the map entitled “Or-
17 egon Coastal Land Conveyance”, and dated March
18 27, 2013.

19 (2) **PLANNING AREA.**—The term “planning
20 area” means land—

21 (A) administered by the Director of the
22 Bureau of Land Management; and

23 (B) located in—

24 (i) the Coos Bay District;

25 (ii) the Eugene District;

- 1 (iii) the Medford District;
 2 (iv) the Roseburg District;
 3 (v) the Salem District; and
 4 (vi) the Klamath Falls Resource Area
 5 of the Lakeview District.

6 ~~(3) PUBLIC DOMAIN LAND.—~~

7 ~~(A) IN GENERAL.—~~The term “public do-
 8 main land” has the meaning given the term
 9 “public lands” in section 103 of the Federal
 10 Land Policy and Management Act of 1976 (43
 11 U.S.C. 1702).

12 ~~(B) EXCLUSION.—~~The term “public do-
 13 main land” does not include any land managed
 14 in accordance with the Act of August 28, 1937
 15 (43 U.S.C. 1181a et seq.).

16 ~~(4) SECRETARY.—~~The term “Secretary” means
 17 the Secretary of the Interior.

18 ~~(5) TRIBE.—~~The term “Tribe” means the Con-
 19 federated Tribes of Coos, Lower Umpqua, and
 20 Siuslaw Indians.

21 **SEC. 202. CONVEYANCE.**

22 ~~(a) IN GENERAL.—~~Subject to valid existing rights,
 23 including rights-of-way, all right, title, and interest of the
 24 United States in and to the Federal land, including any
 25 improvements located on the Federal land, appurtenances

1 to the Federal land, and minerals on or in the Federal
2 land, including oil and gas, shall be—

3 (1) held in trust by the United States for the
4 benefit of the Tribe; and

5 (2) part of the reservation of the Tribe.

6 (b) SURVEY.—Not later than 180 days after the date
7 of enactment of this Act, the Secretary shall complete a
8 survey of the boundary lines to establish the boundaries
9 of the land taken into trust under subsection (a).

10 **SEC. 203. MAP AND LEGAL DESCRIPTION.**

11 (a) IN GENERAL.—As soon as practicable after the
12 date of enactment of this Act, the Secretary shall file a
13 map and legal description of the Federal land with—

14 (1) the Committee on Energy and Natural Re-
15 sources of the Senate; and

16 (2) the Committee on Natural Resources of the
17 House of Representatives.

18 (b) FORCE AND EFFECT.—The map and legal de-
19 scription filed under subsection (a) shall have the same
20 force and effect as if included in this subtitle, except that
21 the Secretary may correct any clerical or typographical er-
22 rors in the map or legal description.

23 (c) PUBLIC AVAILABILITY.—The map and legal de-
24 scription filed under subsection (a) shall be on file and

1 available for public inspection in the Office of the Sec-
2 retary.

3 **SEC. 204. ADMINISTRATION.**

4 (a) **IN GENERAL.**—Unless expressly provided in this
5 subtitle, nothing in this subtitle affects any right or claim
6 of the Tribe existing on the date of enactment of this Act
7 to any land or interest in land.

8 (b) **PROHIBITIONS.**—

9 (1) **EXPORTS OF UNPROCESSED LOGS.**—Fed-
10 eral law (including regulations) relating to the ex-
11 port of unprocessed logs harvested from Federal
12 land shall apply to any unprocessed logs that are
13 harvested from the Federal land.

14 (2) **NON-PERMISSIBLE USE OF LAND.**—Any real
15 property taken into trust under section 202 shall not
16 be eligible, or used, for any gaming activity carried
17 out under Public Law 100–497 (25 U.S.C. 2701 et
18 seq.).

19 **SEC. 205. FOREST MANAGEMENT.**

20 Any commercial forestry activity that is carried out
21 on the Federal land shall be managed in accordance with
22 all applicable Federal laws.

23 **SEC. 206. LAND RECLASSIFICATION.**

24 (a) **IDENTIFICATION OF OREGON AND CALIFORNIA**
25 **RAILROAD GRANT LAND.**—Not later than 180 days after

1 the date of enactment of this Act, the Secretary of Agri-
2 culture and the Secretary shall identify any Oregon and
3 California Railroad grant land that is conveyed under sec-
4 tion 202.

5 (b) IDENTIFICATION OF PUBLIC DOMAIN LAND.—

6 Not later than 18 months after the date of enactment of
7 this Act, the Secretary shall identify public domain land
8 that—

9 (1) is approximately equal in acreage and con-
10 dition as the land identified under subsection (a);
11 and

12 (2) is located within the planning area.

13 (c) MAPS.—Not later than 2 years after the date of
14 enactment of this Act, the Secretary shall submit to Con-
15 gress and publish in the Federal Register 1 or more maps
16 depicting the land identified in subsections (a) and (b).

17 (d) RECLASSIFICATION.—

18 (1) IN GENERAL.—After providing an oppor-
19 tunity for public comment, the Secretary shall re-
20 classify the land identified in subsection (b) as Or-
21 egon and California Railroad grant land.

22 (2) APPLICABILITY.—The Act of August 28,
23 1937 (43 U.S.C. 1181a et seq.), shall apply to land
24 reclassified as Oregon and California Railroad grant
25 land under paragraph (1).

1 **Subtitle B—Canyon Mountain Land**
 2 **Conveyance**

3 **SEC. 211. DEFINITIONS.**

4 In this subtitle:

5 (1) **FEDERAL LAND.**—The term “Federal land”
 6 means the approximately 17,826 acres of Federal
 7 land, as generally depicted on the map entitled
 8 “Canyon Mountain Land Conveyance”, and dated
 9 June 27, 2013.

10 (2) **PLANNING AREA.**—The term “planning
 11 area” means land—

12 (A) administered by the Director of the
 13 Bureau of Land Management; and

14 (B) located in—

15 (i) the Coos Bay District;

16 (ii) the Eugene District;

17 (iii) the Medford District;

18 (iv) the Roseburg District;

19 (v) the Salem District; and

20 (vi) the Klamath Falls Resource Area
 21 of the Lakeview District.

22 (3) **PUBLIC DOMAIN LAND.**—

23 (A) **IN GENERAL.**—The term “public do-
 24 main land” has the meaning given the term
 25 “public lands” in section 103 of the Federal

1 Land Policy and Management Act of 1976 (43
2 U.S.C. 1702).

3 (B) EXCLUSION.—The term “public do-
4 main land” does not include any land managed
5 in accordance with the Act of August 28, 1937
6 (43 U.S.C. 1181a et seq.).

7 (4) SECRETARY.—The term “Secretary” means
8 the Secretary of the Interior.

9 (5) TRIBE.—The term “Tribe” means the Cow
10 Creek Band of Umpqua Tribe of Indians.

11 **SEC. 212. CONVEYANCE.**

12 (a) IN GENERAL.—Subject to valid existing rights,
13 including rights-of-way, all right, title, and interest of the
14 United States in and to the Federal land, including any
15 improvements located on the Federal land, appurtenances
16 to the Federal land, and minerals on or in the Federal
17 land, including oil and gas, shall be—

18 (1) held in trust by the United States for the
19 benefit of the Tribe; and

20 (2) part of the reservation of the Tribe.

21 (b) SURVEY.—Not later than 180 days after the date
22 of enactment of this Act, the Secretary shall complete a
23 survey of the boundary lines to establish the boundaries
24 of the land taken into trust under subsection (a).

1 **SEC. 213. MAP AND LEGAL DESCRIPTION.**

2 (a) **IN GENERAL.**—As soon as practicable after the
3 date of enactment of this Act, the Secretary shall file a
4 map and legal description of the Federal land with—

5 (1) the Committee on Energy and Natural Re-
6 sources of the Senate; and

7 (2) the Committee on Natural Resources of the
8 House of Representatives.

9 (b) **FORCE AND EFFECT.**—The map and legal de-
10 scription filed under subsection (a) shall have the same
11 force and effect as if included in this subtitle except that
12 the Secretary may correct any clerical or typographical er-
13 rors in the map or legal description.

14 (c) **PUBLIC AVAILABILITY.**—The map and legal de-
15 scription filed under subsection (a) shall be on file and
16 available for public inspection in the Office of the Sec-
17 retary.

18 **SEC. 214. ADMINISTRATION.**

19 (a) **IN GENERAL.**—Unless expressly provided in this
20 subtitle, nothing in this subtitle affects any right or claim
21 of the Tribe existing on the date of enactment of this Act
22 to any land or interest in land.

23 (b) **PROHIBITIONS.**—

24 (1) **EXPORTS OF UNPROCESSED LOGS.**—Fed-
25 eral law (including regulations) relating to the ex-
26 port of unprocessed logs harvested from Federal

1 land shall apply to any unprocessed logs that are
 2 harvested from the Federal land.

3 ~~(2) NON-PERMISSIBLE USE OF LAND.—Any real~~
 4 ~~property taken into trust under section 212 shall not~~
 5 ~~be eligible, or used, for any gaming activity carried~~
 6 ~~out under Public Law 100–497 (25 U.S.C. 2701 et~~
 7 ~~seq.).~~

8 **SEC. 215. FOREST MANAGEMENT.**

9 Any commercial forestry activity that is carried out
 10 on the Federal land shall be managed in accordance with
 11 all applicable Federal laws.

12 **SEC. 216. LAND RECLASSIFICATION.**

13 (a) ~~IDENTIFICATION OF OREGON AND CALIFORNIA~~
 14 ~~RAILROAD GRANT LAND.—Not later than 180 days after~~
 15 ~~the date of enactment of this Act, the Secretary of Agri-~~
 16 ~~culture and the Secretary shall identify any Oregon and~~
 17 ~~California Railroad grant land that is conveyed under sec-~~
 18 ~~tion 212.~~

19 (b) ~~IDENTIFICATION OF PUBLIC DOMAIN LAND.—~~
 20 ~~Not later than 18 months after the date of enactment of~~
 21 ~~this Act, the Secretary shall identify public domain land~~
 22 ~~that—~~

23 ~~(1) is approximately equal in acreage and con-~~
 24 ~~dition as the land identified under subsection (a);~~
 25 ~~and~~

1 (2) is located within the planning area.

2 (e) MAPS.—Not later than 2 years after the date of
3 enactment of this Act, the Secretary shall submit to Con-
4 gress and publish in the Federal Register 1 or more maps
5 depicting the land identified in subsections (a) and (b).

6 (d) RECLASSIFICATION.—

7 (1) IN GENERAL.—After providing an oppor-
8 tunity for public comment, the Secretary shall re-
9 classify the land identified in subsection (b) as Or-
10 egon and California Railroad grant land.

11 (2) APPLICABILITY.—The Act of August 28,
12 1937 (43 U.S.C. 1181a et seq.), shall apply to land
13 reclassified as Oregon and California Railroad grant
14 land under paragraph (1).

15 **Subtitle C—Amendments to** 16 **Coquille Restoration Act**

17 **SEC. 221. AMENDMENTS TO COQUILLE RESTORATION ACT.**

18 Section 5(d) of the Coquille Restoration Act (25
19 U.S.C. 715e(d)) is amended—

20 (1) by striking paragraph (5) and inserting the
21 following:

22 “(5) MANAGEMENT.—

23 “(A) IN GENERAL.—Subject to subpara-
24 graph (B), the Secretary of the Interior, acting

1 through the Assistant Secretary for Indian Af-
2 fairs, shall—

3 “(i) manage the Coquille Forest in ac-
4 cordance with the laws pertaining to the
5 management of Indian trust land; and

6 “(ii) distribute revenues in accordance
7 with the National Indian Forest Resources
8 Management Act (25 U.S.C. 3101 et seq.).

9 “(B) ADMINISTRATION.—

10 “(i) UNPROCESSED LOGS.—Unproc-
11 essed logs harvested from the Coquille For-
12 est shall be subject to the same Federal
13 statutory restrictions on export to foreign
14 nations that apply to unprocessed logs har-
15 vested from Federal land.

16 “(ii) SALES OF TIMBER.—Notwith-
17 standing any other provision of law, all
18 sales of timber from land subject to this
19 subsection shall be advertised, offered, and
20 awarded according to competitive bidding
21 practices, with sales being awarded to the
22 highest responsible bidder.”;

23 (2) by striking paragraph (9); and

24 (3) by redesignating paragraphs (10) through
25 (12) as paragraphs (9) through (11), respectively.

1 **TITLE III—OREGON TREASURES**
 2 **Subtitle A—Wild Rogue Wilderness**
 3 **Area**

4 **SEC. 301. WILD ROGUE WILDERNESS AREA.**

5 (a) DEFINITIONS.—In this section:

6 (1) COMMISSION.—The term “Commission”
 7 means the Federal Energy Regulatory Commission.

8 (2) MAP.—The term “map” means the map en-
 9 titled “Wild Rogue Wilderness Additions” and dated
 10 June 12, 2013.

11 (3) SECRETARY.—The term “Secretary”
 12 means—

13 (A) the Secretary of the Interior, with re-
 14 spect to public land administered by the Sec-
 15 retary of the Interior; or

16 (B) the Secretary of Agriculture, with re-
 17 spect to National Forest System land.

18 (4) WILDERNESS ADDITIONS.—The term “Wil-
 19 derness additions” means the land added to the Wild
 20 Rogue Wilderness under subsection (b)(1).

21 (b) EXPANSION OF WILD ROGUE WILDERNESS
 22 AREA.—

23 (1) EXPANSION.—The approximately 56,100
 24 acres of Federal land in the State of Oregon gen-
 25 erally depicted on the map as “BLM Proposed Wil-

1 derness” and “Proposed USFS Wilderness” shall be
2 added to and administered as part of the Wild
3 Rogue Wilderness in accordance with Public Law
4 95–237 (16 U.S.C. 1132 note; 92 Stat. 43), except
5 that—

6 (A) the Secretary of the Interior and the
7 Secretary of Agriculture shall administer the
8 Federal land under their respective jurisdiction;
9 and

10 (B) any reference in that Act to the Sec-
11 retary of Agriculture shall be considered to be
12 a reference to the Secretary of Agriculture or
13 the Secretary of the Interior, as applicable.

14 (2) MAP; LEGAL DESCRIPTION.—

15 (A) IN GENERAL.—As soon as practicable
16 after the date of enactment of this Act, the Sec-
17 retary shall prepare a map and legal description
18 of the wilderness area designated by paragraph
19 (1).

20 (B) FORCE OF LAW.—The map and legal
21 description filed under subparagraph (A) shall
22 have the same force and effect as if included in
23 this section, except that the Secretary may cor-
24 rect typographical errors in the map and legal
25 description.

1 (C) PUBLIC AVAILABILITY.—The map and
2 legal description filed under subparagraph (A)
3 shall be on file and available for public inspec-
4 tion in the appropriate offices of the Bureau of
5 Land Management and Forest Service.

6 (3) CORRECTION.—Section 3(b) of the Endan-
7 gered American Wilderness Act of 1978 (16 U.S.C.
8 1132 note; Public Law 95–237; 92 Stat. 43) is
9 amended by striking “3(a)(5)” and inserting
10 “3(a)(5)(A)”.

11 (4) WITHDRAWAL.—Subject to valid existing
12 rights, the Wilderness additions are withdrawn from
13 all forms of—

14 (A) entry, appropriation, or disposal under
15 the public land laws;

16 (B) location, entry, and patent under the
17 mining laws; and

18 (C) disposition under all laws pertaining to
19 mineral and geothermal leasing or mineral ma-
20 terials.

21 (5) TRIBAL RIGHTS.—Nothing in this sub-
22 section alters, modifies, enlarges, diminishes, or ab-
23 rogates the treaty rights of any Indian tribe.

24 (c) POTENTIAL ADDITION TO WILDERNESS AREA.—

1 (1) DESIGNATION.—Subject to paragraph (3)
2 and in furtherance of the purposes of the Wilderness
3 Act (16 U.S.C. 1131 et seq.), certain public land in
4 the State of Oregon administered by the Secretary
5 of the Interior, comprising approximately 600
6 acres, as generally depicted on the map as “Poten-
7 tial Wilderness”, shall be added to and administered
8 as part of the Wild Rogue Wilderness.

9 (2) INTERIM MANAGEMENT.—Subject to valid
10 existing rights, the Secretary shall manage the land
11 described in paragraph (1) to protect its suitability
12 for designation as wilderness until the date on which
13 the land is designated as wilderness in accordance
14 with paragraph (3).

15 (3) WILDERNESS DESIGNATION.—

16 (A) IN GENERAL.—The land described in
17 paragraph (1) shall be designated as wilderness
18 and added to and administered as part of the
19 Wild Rogue Wilderness on the date on which
20 the Secretary publishes in the Federal Register
21 notice that the conditions in the potential wil-
22 derness area that are incompatible with the
23 Wilderness Act (16 U.S.C. 1131 et seq.) have
24 been removed.

1 (B) ADMINISTRATION.—On designation as
2 wilderness under paragraph (1), the land de-
3 scribed in that paragraph shall be administered
4 in accordance with this Act, the Wilderness Act
5 (16 U.S.C. 1131 et seq.), and Public Law 95-
6 237 (16 U.S.C. 1132 note; 92 Stat. 40).

7 (4) WITHDRAWAL.—Subject to valid existing
8 rights, the land described in paragraph (1) is with-
9 drawn from all forms of—

10 (A) entry, appropriation, or disposal under
11 the public land laws;

12 (B) location, entry, and patent under the
13 mining laws; and

14 (C) disposition under all laws pertaining to
15 mineral and geothermal leasing or mineral ma-
16 terials.

17 (d) WITHDRAWAL AREA PROTECTIONS.—

18 (1) IN GENERAL.—The Secretary shall manage
19 the Federal land described in paragraph (2) in a
20 manner that preserves the natural and primitive
21 character of the land for recreational, scenic, and
22 scientific use.

23 (2) DESCRIPTION OF THE LAND.—The Federal
24 land referred to in paragraph (1) is the approxi-

1 mately 4,000 acres generally depicted on the map as
2 “Withdrawal Area”.

3 ~~(3)~~ MAPS AND LEGAL DESCRIPTIONS.—

4 (A) IN GENERAL.—As soon as practicable
5 after the date of enactment of this Act, the Sec-
6 retary shall prepare a map and legal description
7 of the land described in paragraph (2).

8 (B) FORCE OF LAW.—The map and legal
9 description filed under subparagraph (A) shall
10 have the same force and effect as if included in
11 this section, except that the Secretary may cor-
12 rect typographical errors in the map and legal
13 description.

14 (C) PUBLIC AVAILABILITY.—The map and
15 legal description filed under subparagraph (A)
16 shall be on file and available for public inspec-
17 tion in the appropriate offices of the Bureau of
18 Land Management.

19 ~~(4)~~ USE OF LAND.—

20 (A) IN GENERAL.—Subject to valid exist-
21 ing rights, with respect to the Federal land de-
22 scribed in paragraph (2), the Secretary shall
23 only allow uses that are consistent with the pur-
24 poses described in paragraph (1).

1 (B) ~~PROHIBITED USES.~~—The following
 2 shall be prohibited on the Federal land de-
 3 scribed in paragraph (2):

4 (i) Permanent roads.

5 (ii) Commercial enterprises.

6 (iii) Except as necessary to meet the
 7 minimum requirements for the administra-
 8 tion of the Federal land and to protect
 9 public health and safety—

10 (I) the use of motor vehicles; or

11 (II) the establishment of tem-
 12 porary roads.

13 (5) ~~WITHDRAWAL.~~—Subject to valid existing
 14 rights, the Federal land described in paragraph (2)
 15 is withdrawn from—

16 (A) all forms of entry, appropriation, or
 17 disposal under the public land laws;

18 (B) location, entry, and patent under the
 19 mining laws; and

20 (C) disposition under all laws relating to
 21 mineral and geothermal leasing or mineral ma-
 22 terials.

23 (e) ~~WILD AND SCENIC RIVER DESIGNATIONS, ROGUE~~
 24 ~~RIVER AREA.~~—

1 (1) AMENDMENTS.—Section 3(a) of the Wild
2 and Scenic Rivers Act (16 U.S.C. 1274(a)) is
3 amended by striking paragraph (5) and inserting the
4 following:

5 “(5) ROGUE, OREGON.—

6 “(A) IN GENERAL.—The segment of the
7 river extending from the mouth of the Applegate
8 River downstream to the Lobster Creek
9 Bridge, to be administered by the Secretary of
10 the Interior or the Secretary of Agriculture, as
11 agreed to by the Secretaries of the Interior and
12 Agriculture or as directed by the President.

13 “(B) ADDITIONS.—In addition to the seg-
14 ment described in subparagraph (A), there are
15 designated the following segments in the Rogue
16 River:

17 “(i) KELSEY CREEK.—The approxi-
18 mately 4.8-mile segment of Kelsey Creek
19 from the east section line of T. 32 S., R.
20 9 W., sec. 34, Willamette Meridian, to the
21 confluence with the Rogue River, as a wild
22 river.

23 “(ii) EAST FORK KELSEY CREEK.—
24 The approximately 4.6-mile segment of
25 East Fork Kelsey Creek from the Wild

1 Rogue Wilderness boundary in T. 33 S., R.
2 8 W., sec. 5, Willamette Meridian, to the
3 confluence with Kelsey Creek, as a wild
4 river.

5 “(iii) WHISKY CREEK.—

6 “(I) RECREATIONAL RIVER.—

7 The approximately 0.6-mile segment
8 of Whisky Creek from the confluence
9 of the East Fork and West Fork to
10 0.1 miles downstream from road 33-8-
11 23, as a recreational river.

12 “(II) WILD RIVER.—The ap-

13 proximately 1.9-mile segment of Whis-
14 ky Creek from 0.1 miles downstream
15 from road 33-8-23 to the confluence
16 with the Rogue River, as a wild river.

17 “(iv) EAST FORK WHISKY CREEK.—

18 “(I) WILD RIVER.—The approxi-

19 mately 2.6-mile segment of East Fork
20 Whisky Creek from the Wild Rogue
21 Wilderness boundary in T. 33 S., R.
22 8 W., sec. 11, Willamette Meridian,
23 to 0.1 miles downstream of road 33-
24 8-26 crossing, as a wild river.

1 “(II) RECREATIONAL RIVER.—

2 The approximately 0.3-mile segment
3 of East Fork Whisky Creek from 0.1
4 miles downstream of road 33-8-26 to
5 the confluence with Whisky Creek, as
6 a recreational river.

7 “(v) WEST FORK WHISKY CREEK.—

8 The approximately 4.8-mile segment of
9 West Fork Whisky Creek from its head-
10 waters to the confluence with Whisky
11 Creek, as a wild river.

12 “(vi) BIG WINDY CREEK.—

13 “(I) SCENIC RIVER.—The ap-
14 proximately 1.5-mile segment of Big
15 Windy Creek from its headwaters to
16 0.1 miles downstream from road 34-9-
17 17.1, as a scenic river.

18 “(II) WILD RIVER.—The ap-
19 proximately 5.8-mile segment of Big
20 Windy Creek from 0.1 miles down-
21 stream from road 34-9-17.1 to the
22 confluence with the Rogue River, as a
23 wild river.

24 “(vii) EAST FORK BIG WINDY
25 CREEK.—

1 “(I) SCENIC RIVER.—The ap-
 2 proximately 0.2-mile segment of East
 3 Fork Big Windy Creek from its head-
 4 waters to 0.1 miles downstream from
 5 road 34-8-36, as a scenic river.

6 “(II) WILD RIVER.—The ap-
 7 proximately 3.7-mile segment of East
 8 Fork Big Windy Creek from 0.1 miles
 9 downstream from road 34-8-36 to the
 10 confluence with Big Windy Creek, as
 11 a wild river.

12 “(viii) LITTLE WINDY CREEK.—The
 13 approximately 1.9-mile segment of Little
 14 Windy Creek from 0.1 miles downstream
 15 of road 34-8-36 to the confluence with the
 16 Rogue River, as a wild river.

17 “(ix) HOWARD CREEK.—

18 “(I) SCENIC RIVER.—The ap-
 19 proximately 0.3-mile segment of How-
 20 ard Creek from its headwaters to 0.1
 21 miles downstream of road 34-9-34, as
 22 a scenic river.

23 “(II) WILD RIVER.—The ap-
 24 proximately 6.9-mile segment of How-
 25 ard Creek from 0.1 miles downstream

1 of road 34-9-34 to the confluence with
2 the Rogue River, as a wild river.

3 “(x) MULE CREEK.—The approxi-
4 mately 6.3-mile segment of Mule Creek
5 from the east section line of T. 32 S., R.
6 10 W., sec. 25, Willamette Meridian, to the
7 confluence with the Rogue River, as a wild
8 river.

9 “(xi) ANNA CREEK.—The approxi-
10 mately 3.5-mile segment of Anna Creek
11 from its headwaters to the confluence with
12 Howard Creek, as a wild river.

13 “(xii) MISSOURI CREEK.—The ap-
14 proximately 1.6-mile segment of Missouri
15 Creek from the Wild Rogue Wilderness
16 boundary in T. 33 S., R. 10 W., sec. 24,
17 Willamette Meridian, to the confluence
18 with the Rogue River, as a wild river.

19 “(xiii) JENNY CREEK.—The approxi-
20 mately 1.8-mile segment of Jenny Creek
21 from the Wild Rogue Wilderness boundary
22 in T. 33 S., R. 9 W., sec. 28, Willamette
23 Meridian, to the confluence with the Rogue
24 River, as a wild river.

1 “(xiv) RUM CREEK.—The approxi-
2 mately 2.2-mile segment of Rum Creek
3 from the Wild Rogue Wilderness boundary
4 in T. 34 S., R. 8 W., sec. 9, Willamette
5 Meridian, to the confluence with the Rogue
6 River, as a wild river.

7 “(xv) EAST FORK RUM CREEK.—The
8 approximately 1.3-mile segment of East
9 Rum Creek from the Wild Rogue Wilder-
10 ness boundary in T. 34 S., R. 8 W., sec.
11 10, Willamette Meridian, to the confluence
12 with Rum Creek, as a wild river.

13 “(xvi) WILDCAT CREEK.—The ap-
14 proximately 1.7-mile segment of Wildeat
15 Creek from its headwaters downstream to
16 the confluence with the Rogue River, as a
17 wild river.

18 “(xvii) MONTGOMERY CREEK.—The
19 approximately 1.8-mile segment of Mont-
20 gomery Creek from its headwaters down-
21 stream to the confluence with the Rogue
22 River, as a wild river.

23 “(xviii) HEWITT CREEK.—The ap-
24 proximately 1.2-mile segment of Hewitt
25 Creek from the Wild Rogue Wilderness

1 boundary in T. 33 S., R. 9 W., sec. 19,
2 Willamette Meridian, to the confluence
3 with the Rogue River, as a wild river.

4 “(xix) BUNKER CREEK.—The approxi-
5 mately 6.6-mile segment of Bunker Creek
6 from its headwaters to the confluence with
7 the Rogue River, as a wild river.

8 “(xx) DULOG CREEK.—

9 “(I) SCENIC RIVER.—The ap-
10 proximately 0.8-mile segment of
11 Dulog Creek from its headwaters to
12 0.1 miles downstream of road 34-8-
13 36, as a scenic river.

14 “(II) WILD RIVER.—The ap-
15 proximately 1.0-mile segment of
16 Dulog Creek from 0.1 miles down-
17 stream of road 34-8-36 to the con-
18 fluence with the Rogue River, as a
19 wild river.

20 “(xxi) QUAIL CREEK.—The approxi-
21 mately 1.7-mile segment of Quail Creek
22 from the Wild Rogue Wilderness boundary
23 in T. 33 S., R. 10 W., sec. 1, Willamette
24 Meridian, to the confluence with the Rogue
25 River, as a wild river.

1 “(xxii) MEADOW CREEK.—The ap-
2 proximately 4.1-mile segment of Meadow
3 Creek from its headwaters to the con-
4 fluence with the Rogue River, as a wild
5 river.

6 “(xxiii) RUSSIAN CREEK.—The ap-
7 proximately 2.5-mile segment of Russian
8 Creek from the Wild Rogue Wilderness
9 boundary in T. 33 S., R. 8 W., sec. 20,
10 Willamette Meridian, to the confluence
11 with the Rogue River, as a wild river.

12 “(xxiv) ALDER CREEK.—The approxi-
13 mately 1.2-mile segment of Alder Creek
14 from its headwaters to the confluence with
15 the Rogue River, as a wild river.

16 “(xxv) BOOZE CREEK.—The approxi-
17 mately 1.5-mile segment of Booze Creek
18 from its headwaters to the confluence with
19 the Rogue River, as a wild river.

20 “(xxvi) BRONCO CREEK.—The ap-
21 proximately 1.8-mile segment of Bronco
22 Creek from its headwaters to the con-
23 fluence with the Rogue River, as a wild
24 river.

1 “(xxvii) COPSEY CREEK.—The ap-
2 proximately 1.5-mile segment of Copsey
3 Creek from its headwaters to the con-
4 fluence with the Rogue River, as a wild
5 river.

6 “(xxviii) CORRAL CREEK.—The ap-
7 proximately 0.5-mile segment of Corral
8 Creek from its headwaters to the con-
9 fluence with the Rogue River, as a wild
10 river.

11 “(xxix) COWLEY CREEK.—The ap-
12 proximately 0.9-mile segment of Cowley
13 Creek from its headwaters to the con-
14 fluence with the Rogue River, as a wild
15 river.

16 “(xxx) DITCH CREEK.—The approxi-
17 mately 1.8-mile segment of Ditch Creek
18 from the Wild Rogue Wilderness boundary
19 in T. 33 S., R. 9 W., sec. 5, Willamette
20 Meridian, to its confluence with the Rogue
21 River, as a wild river.

22 “(xxxi) FRANCIS CREEK.—The ap-
23 proximately 0.9-mile segment of Francis
24 Creek from its headwaters to the con-

1 fluence with the Rogue River, as a wild
2 river.

3 “(xxxii) LONG GULCH.—The approxi-
4 mately 1.1-mile segment of Long Gulch
5 from the Wild Rogue Wilderness boundary
6 in T. 33 S., R. 10 W., sec. 23, Willamette
7 Meridian, to the confluence with the Rogue
8 River, as a wild river.

9 “(xxxiii) BAILEY CREEK.—The ap-
10 proximately 1.7-mile segment of Bailey
11 Creek from the west section line of T. 34
12 S., R. 8 W., sec. 14, Willamette Meridian, to
13 the confluence of the Rogue River, as a
14 wild river.

15 “(xxxiv) SHADY CREEK.—The ap-
16 proximately 0.7-mile segment of Shady
17 Creek from its headwaters to the con-
18 fluence with the Rogue River, as a wild
19 river.

20 “(xxxv) SLIDE CREEK.—

21 “(I) SCENIC RIVER.—The ap-
22 proximately 0.5-mile segment of Slide
23 Creek from its headwaters to 0.1
24 miles downstream from road 33-9-6,
25 as a scenic river.

1 “~~(H)~~ WILD RIVER.—The ap-
2 proximately 0.7-mile section of Slide
3 Creek from 0.1 miles downstream of
4 road ~~33-9-6~~ to the confluence with the
5 Rogue River, as a wild river.”.

6 ~~(2)~~ MANAGEMENT.—Each river segment des-
7 ignated by subparagraph (B) of section ~~3(a)(5)~~ of
8 the Wild and Scenic Rivers Act (16 U.S.C.
9 ~~1274(a)(5)~~) (as added by paragraph (1)) shall be
10 managed as part of the Rogue Wild and Scenic
11 River.

12 ~~(3)~~ WITHDRAWAL.—Subject to valid existing
13 rights, the Federal land within the boundaries of the
14 river segments designated under subparagraph (B)
15 of section ~~3(a)(5)~~ of the Wild and Scenic Rivers Act
16 (16 U.S.C. ~~1274(a)(5)~~) (as added by paragraph (1))
17 is withdrawn from all forms of—

18 ~~(A)~~ entry, appropriation, or disposal under
19 the public land laws;

20 ~~(B)~~ location, entry, and patent under the
21 mining laws; and

22 ~~(C)~~ disposition under all laws pertaining to
23 mineral and geothermal leasing or mineral ma-
24 terials.

1 (f) ADDITIONAL PROTECTIONS FOR ROGUE RIVER
2 TRIBUTARIES.—

3 (1) LICENSING BY COMMISSION.—The Commis-
4 sion shall not license the construction of any dam,
5 water conduit, reservoir, powerhouse, transmission
6 line, or other project works on or directly affecting
7 any stream described in paragraph (4).

8 (2) OTHER AGENCIES.—

9 (A) IN GENERAL.—No department or
10 agency of the United States shall assist by loan,
11 grant, license, or otherwise in the construction
12 of any water resources project on or directly af-
13 fecting any stream segment that is described in
14 paragraph (4), except to maintain or repair
15 water resources projects in existence on the
16 date of enactment of this Act.

17 (B) EFFECT.—Nothing in this paragraph
18 prohibits any department or agency of the
19 United States in assisting by loan, grant, li-
20 cense, or otherwise, a water resources project—

21 (i) the primary purpose of which is ee-
22 cological or aquatic restoration; and

23 (ii) that provides a net benefit to
24 water quality and aquatic resources.

1 (3) WITHDRAWAL.—Subject to valid existing
2 rights, the Federal land located within a ¼ mile on
3 either side of the stream segments described in para-
4 graph (4), is withdrawn from all forms of—

5 (A) entry, appropriation, or disposal under
6 the public land laws;

7 (B) location, entry, and patent under the
8 mining laws; and

9 (C) disposition under all laws pertaining to
10 mineral and geothermal leasing or mineral ma-
11 terials.

12 (4) DESCRIPTION OF STREAM SEGMENTS.—The
13 following are the stream segments referred to in
14 paragraph (1):

15 (A) KELSEY CREEK.—The approximately
16 4.5-mile segment of Kelsey Creek from its
17 headwaters to the east section line of T. 32 S.,
18 R. 9 W., sec. 34.

19 (B) EAST FORK KELSEY CREEK.—The ap-
20 proximately 0.2-mile segment of East Fork
21 Kelsey Creek from its headwaters to the Wild
22 Rogue Wilderness boundary in T. 33 S., R. 8
23 W., sec. 5.

24 (C) EAST FORK WHISKY CREEK.—The ap-
25 proximately 0.9-mile segment of East Fork

1 Whisky Creek from its headwaters to the Wild
 2 Rogue Wilderness boundary in T. 33 S., R. 8
 3 W., sec. 11.

4 (D) LITTLE WINDY CREEK.—The approxi-
 5 mately 1.2-mile segment of Little Windy Creek
 6 from its headwaters to the west section line of
 7 T. 33 S., R. 9 W., sec. 34.

8 (E) MULE CREEK.—The approximately
 9 5.1-mile segment of Mule Creek from its head-
 10 waters to the east section line of T. 32 S., R.
 11 10 W., sec. 25.

12 (F) MISSOURI CREEK.—The approximately
 13 3.1-mile segment of Missouri Creek from its
 14 headwaters to the Wild Rogue Wilderness
 15 boundary in T. 33 S., R. 10 W., sec. 24.

16 (G) JENNY CREEK.—The approximately
 17 3.1-mile segment of Jenny Creek from its head-
 18 waters to the Wild Rogue Wilderness boundary
 19 in T. 33 S., R. 9 W., sec. 28.

20 (H) RUM CREEK.—The approximately 2.2-
 21 mile segment of Rum Creek from its head-
 22 waters to the Wild Rogue Wilderness boundary
 23 in T. 34 S., R. 8 W., sec. 9.

24 (I) EAST FORK RUM CREEK.—The approxi-
 25 mately 0.8-mile segment of East Fork Rum

1 Creek from its headwaters to the Wild Rogue
 2 Wilderness boundary in T. 34 S., R. 8 W., sec.
 3 10.

4 (J) HEWITT CREEK.—The approximately
 5 1.4-mile segment of Hewitt Creek from its
 6 headwaters to the Wild Rogue Wilderness
 7 boundary in T. 33 S., R. 9 W., sec. 19.

8 (K) QUAIL CREEK.—The approximately
 9 0.8-mile segment of Quail Creek from its head-
 10 waters to the Wild Rogue Wilderness boundary
 11 in T. 33 S., R. 10 W., sec. 1.

12 (L) RUSSIAN CREEK.—The approximately
 13 0.1-mile segment of Russian Creek from its
 14 headwaters to the Wild Rogue Wilderness
 15 boundary in T. 33 S., R. 8 W., sec. 20.

16 (M) DITCH CREEK.—The approximately
 17 0.7-mile segment of Ditch Creek from its head-
 18 waters to the Wild Rogue Wilderness boundary
 19 in T. 33 S., R. 9 W., sec. 5.

20 (N) LONG GULCH.—The approximately
 21 1.4-mile segment of Long Gulch from its head-
 22 waters to the Wild Rogue Wilderness boundary
 23 in T. 33 S., R. 10 W., sec. 23.

24 (O) BAILEY CREEK.—The approximately
 25 1.4-mile segment of Bailey Creek from its head-

1 waters to the west section line of T. 34 S., R.
2 8 W., sec. 14.

3 (P) QUARTZ CREEK.—The approximately
4 3.3-mile segment of Quartz Creek from its
5 headwaters to its confluence with the North
6 Fork Galice Creek.

7 (Q) NORTH FORK GALICE CREEK.—The
8 approximately 5.7-mile segment of the North
9 Fork Galice Creek from its headwaters to its
10 confluence with Galice Creek.

11 (R) GRAVE CREEK.—The approximately
12 10.2-mile segment of Grave Creek from the
13 confluence of Wolf Creek downstream to the
14 confluence with the Rogue River.

15 (S) CENTENNIAL GULCH.—The approxi-
16 mately 2.2-mile segment of Centennial Gulch
17 from its headwaters to its confluence with the
18 Rogue River.

19 (T) GALICE CREEK.—The approximately
20 2.2-mile segment of Galice Creek from the con-
21 fluence with the South Fork Galice Creek
22 downstream to the Rogue River.

1 **Subtitle B—Devil’s Staircase**
 2 **Wilderness**

3 **SEC. 311. DEFINITIONS.**

4 In this subtitle:

5 (1) **MAP.**—The term “map” means the map en-
 6 titled “Devil’s Staircase Wilderness Proposal” and
 7 dated June 15, 2010.

8 (2) **SECRETARY.**—The term “Secretary”
 9 means—

10 (A) with respect to land under the jurisdic-
 11 tion of the Secretary of Agriculture, the Sec-
 12 retary of Agriculture; and

13 (B) with respect to land under the jurisdic-
 14 tion of the Secretary of the Interior, the Sec-
 15 retary of the Interior.

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

18 (4) **WILDERNESS.**—The term “Wilderness”
 19 means the Devil’s Staircase Wilderness designated
 20 by section 312(a).

21 **SEC. 312. DEVIL’S STAIRCASE WILDERNESS, OREGON.**

22 (a) **DESIGNATION.**—In accordance with the Wilder-
 23 ness Act (16 U.S.C. 1131 et seq.), the approximately
 24 30,540 acres of Forest Service land and Bureau of Land
 25 Management land in the State, as generally depicted on

1 the map, is designated as wilderness and as a component
2 of the National Wilderness Preservation System, to be
3 known as the “Devil’s Staircase Wilderness”.

4 (b) MAP; LEGAL DESCRIPTION.—

5 (1) IN GENERAL.—As soon as practicable after
6 the date of enactment of this Act, the Secretary
7 shall prepare a map and legal description of the Wil-
8 derness.

9 (2) FORCE OF LAW.—The map and legal de-
10 scription prepared under paragraph (1) shall have
11 the same force and effect as if included in this Act,
12 except that the Secretary may correct clerical and
13 typographical errors in the map and legal descrip-
14 tion.

15 (3) AVAILABILITY.—The map and legal descrip-
16 tion prepared under paragraph (1) shall be on file
17 and available for public inspection in the appropriate
18 offices of the Forest Service and Bureau of Land
19 Management.

20 (c) ADMINISTRATION.—Subject to valid existing
21 rights, the area designated as wilderness by this section
22 shall be administered by the Secretary in accordance with
23 the Wilderness Act (16 U.S.C. 1131 et seq.), except
24 that—

1 (1) any reference in that Act to the effective
2 date shall be considered to be a reference to the date
3 of enactment of this Act; and

4 (2) any reference in that Act to the Secretary
5 of Agriculture shall be considered to be a reference
6 to the Secretary that has jurisdiction over the land
7 within the Wilderness.

8 (d) FISH AND WILDLIFE.—Nothing in this section
9 affects the jurisdiction or responsibilities of the State with
10 respect to fish and wildlife in the State.

11 (e) ADJACENT MANAGEMENT.—

12 (1) IN GENERAL.—Nothing in this section cre-
13 ates any protective perimeter or buffer zone around
14 the Wilderness.

15 (2) ACTIVITIES OUTSIDE WILDERNESS.—The
16 fact that a nonwilderness activity or use on land out-
17 side the Wilderness can be seen or heard within the
18 Wilderness shall not preclude the activity or use out-
19 side the boundary of the Wilderness.

20 (f) PROTECTION OF TRIBAL RIGHTS.—Nothing in
21 this section diminishes any treaty rights of an Indian
22 tribe.

23 (g) TRANSFER OF ADMINISTRATIVE JURISDIC-
24 TION.—

1 (1) **IN GENERAL.**—Administrative jurisdiction
 2 over the approximately 49 acres of Bureau of Land
 3 Management land north of the Umpqua River in sec.
 4 32, T. 21 S., R. 11 W., is transferred from the Bu-
 5 reau of Land Management to the Forest Service.

6 (2) **ADMINISTRATION.**—The Secretary shall ad-
 7 minister the land transferred by paragraph (1) in
 8 accordance with—

9 (A) the Act of March 1, 1911 (commonly
 10 known as the “Weeks Law”) (16 U.S.C. 480 et
 11 seq.); and

12 (B) any laws (including regulations) appli-
 13 cable to the National Forest System.

14 **SEC. 313. WILD AND SCENIC RIVER DESIGNATIONS,**
 15 **WASSON CREEK AND FRANKLIN CREEK, OR-**
 16 **EGON.**

17 Section 3(a) of the Wild and Scenic Rivers Act (16
 18 U.S.C. 1274(a)) (as amended by section 103(a)) is amend-
 19 ed by adding at the end the following:

20 “(214) **FRANKLIN CREEK, OREGON.**—The 4.5-
 21 mile segment from its headwaters to the line of
 22 angle points within sec. 8, T. 22 S., R. 10 W.,
 23 shown on the survey recorded in the Official Records
 24 of Douglas County, Oregon, as M64-62, to be ad-

1 ministered by the Secretary of Agriculture as a wild
2 river.

3 “(215) WASSON CREEK, OREGON.—The 10.1-
4 mile segment in the following classes:

5 “(A) The 4.2-mile segment from the east-
6 ern boundary of sec. 17, T. 21 S., R. 9 W.,
7 downstream to the western boundary of sec. 12,
8 T. 21 S., R. 10 W., to be administered by the
9 Secretary of the Interior as a wild river.

10 “(B) The 5.9-mile segment from the west-
11 ern boundary of sec. 12, T. 21 S., R. 10 W.,
12 downstream to the eastern boundary of the
13 northwest quarter of sec. 22, T. 21 S., R. 10
14 W., to be administered by the Secretary of Ag-
15 riculture as a wild river.”.

16 **Subtitle C—Additional Wild and**
17 **Scenic River Designations and**
18 **Technical Corrections**

19 **SEC. 321. DESIGNATION OF WILD AND SCENIC RIVER SEG-**
20 **MENTS, MOLALLA RIVER, OREGON.**

21 (a) IN GENERAL.—Section 3(a) of the Wild and Scenic Rivers Act (16 U.S.C. 1274(a)) is amended by adding
22 at the end the following:
23

24 “(208) MOLALLA RIVER, OREGON.—

1 “(A) IN GENERAL.—The following seg-
2 ments in the State of Oregon, to be adminis-
3 tered by the Secretary of the Interior as a rec-
4 reational river:

5 “(i) MOLALLA RIVER.—The approxi-
6 mately 15.1-mile segment from the south-
7 ern boundary line of T. 7 S., R. 4 E., sec-
8 19, downstream to the edge of the Bureau
9 of Land Management boundary in T. 6 S.,
10 R. 3 E., sec. 7.

11 “(ii) TABLE ROCK FORK MOLALLA
12 RIVER.—The approximately 6.2-mile seg-
13 ment from the easternmost Bureau of
14 Land Management boundary line in the
15 NE $\frac{1}{4}$ sec. 4, T. 7 S., R. 4 E., down-
16 stream to the confluence with the Molalla
17 River.

18 “(B) WITHDRAWAL.—Subject to valid ex-
19 isting rights, the Federal land within the
20 boundaries of the river segments designated by
21 subparagraph (A) is withdrawn from all forms
22 of—

23 “(i) entry, appropriation, or disposal
24 under the public land laws;

1 “(ii) location, entry, and patent under
2 the mining laws; and

3 “(iii) disposition under all laws relat-
4 ing to mineral and geothermal leasing or
5 mineral materials.”.

6 (b) TECHNICAL CORRECTIONS.—Section 3(a)(102) of
7 the Wild and Scenic Rivers Act (16 U.S.C. 1274(a)(102))
8 is amended—

9 (1) in the heading, by striking “SQUAW CREEK”
10 and inserting “WHYCHUS CREEK”;

11 (2) in the matter preceding subparagraph (A),
12 by striking “McAllister Ditch, including the Soap
13 Fork Squaw Creek, the North Fork, the South
14 Fork, the East and West Forks of Park Creek, and
15 Park Creek Fork” and inserting “Plainview Ditch,
16 including the Soap Creek, the North and South
17 Forks of Whychus Creek, the East and West Forks
18 of Park Creek, and Park Creek”; and

19 (3) in subparagraph (B), by striking
20 “McAllister Ditch” and inserting “Plainview Ditch”.

21 **SEC. 322. TECHNICAL CORRECTIONS TO THE WILD AND**
22 **SCENIC RIVERS ACT.**

23 Section 3(a)(69) of the Wild and Scenic Rivers Act
24 (16 U.S.C. 1274(a)(69)) is amended—

1 (1) by redesignating subparagraphs (A), (B),
2 and (C) as clauses (i), (ii), and (iii), respectively,
3 and indenting appropriately;

4 (2) in the matter preceding clause (i) (as so re-
5 designated), by striking “The 44.5-mile” and insert-
6 ing the following:

7 “(A) DESIGNATIONS.—The 44.5-mile”;

8 (3) in clause (i) (as so redesignated)—

9 (A) by striking “25.5-mile” and inserting
10 “27.5-mile”; and

11 (B) by striking “Boulder Creek at the
12 Kalmiopsis Wilderness boundary” and inserting
13 “Mislatah Creek”;

14 (4) in clause (ii) (as so redesignated)—

15 (A) by striking “8-mile” and inserting
16 “7.5-mile”; and

17 (B) by striking “Boulder Creek to Steel
18 Bridge” and inserting “Mislatah Creek to
19 Eagle Creek”;

20 (5) in clause (iii) (as so redesignated)—

21 (A) by striking “11-mile” and inserting
22 “9.5-mile”; and

23 (B) by striking “Steel Bridge” and insert-
24 ing “Eagle Creek”; and

25 (6) by adding at the end the following:

1 “(B) WITHDRAWAL.—Subject to valid
2 rights, the Federal land within the boundaries
3 of the river segments designated by subpara-
4 graph (A), is withdrawn from all forms of—

5 “(i) entry, appropriation, or disposal
6 under the public land laws;

7 “(ii) location, entry, and patent under
8 the mining laws; and

9 “(iii) disposition under all laws per-
10 taining to mineral and geothermal leasing
11 or mineral materials.”.

12 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

13 (a) *SHORT TITLE.*—This Act may be cited as the “Or-
14 egon and California Land Grant Act of 2014”.

15 (b) *TABLE OF CONTENTS.*—The table of contents of this
16 Act is as follows:

Sec. 1. Short title; table of contents.

**TITLE I—MANAGEMENT ON OREGON AND CALIFORNIA RAILROAD
AND COOS BAY WAGON ROAD GRANT LAND**

*Sec. 101. Management of Oregon and California Railroad and Coos Bay Wagon
Road grant land.*

“Sec. 1. Short title.

“Sec. 2. Definitions.

“Sec. 3. Land management.

“Sec. 4. Aquatic and riparian protection.

“Sec. 5. Notice of intent.

“Sec. 6. Landscape prioritization plans.

“Sec. 7. Objections; O&C administrative review process; judicial review.

“Sec. 8. Moist Forestry Emphasis Area.

“Sec. 9. Dry Forestry Emphasis Area.

“Sec. 10. Conservation Emphasis Areas.

“Sec. 11. Land management rationalization.

“Sec. 12. Distribution of funds.

Sec. 102. Designation of wild and scenic rivers.

TITLE II—TRIBAL LAND

Subtitle A—Oregon Coastal Land Conveyance

- Sec. 201. Definitions.*
Sec. 202. Conveyance.
Sec. 203. Map and legal description.
Sec. 204. Administration.
Sec. 205. Forest management.

Subtitle B—Canyon Mountain Land Conveyance

- Sec. 211. Definitions.*
Sec. 212. Conveyance.
Sec. 213. Map and legal description.
Sec. 214. Administration.
Sec. 215. Forest management.

Subtitle C—Amendments to Coquille Restoration Act

- Sec. 221. Amendments to Coquille Restoration Act.*

TITLE III—OREGON TREASURES

Subtitle A—Wild Rogue Wilderness Area

- Sec. 301. Wild Rogue Wilderness area.*

Subtitle B—Devil's Staircase Wilderness

- Sec. 311. Definitions.*
Sec. 312. Devil's Staircase Wilderness, Oregon.
Sec. 313. Wild and scenic river designations, Wasson Creek and Franklin Creek, Oregon.

Subtitle C—Additional Wild and Scenic River Designations and Technical Corrections

- Sec. 321. Designation of wild and scenic river segments, Molalla River, Oregon.*
Sec. 322. Technical corrections to the Wild and Scenic Rivers Act.

Subtitle D—Frank Moore Wild Steelhead Sanctuary

- Sec. 331. Definitions.*
Sec. 332. Frank Moore Wild Steelhead Sanctuary, Oregon.

1 **TITLE I—MANAGEMENT ON OR-**
 2 **EGON AND CALIFORNIA RAIL-**
 3 **ROAD AND COOS BAY WAGON**
 4 **ROAD GRANT LAND**

5 **SEC. 101. MANAGEMENT OF OREGON AND CALIFORNIA**
 6 **RAILROAD AND COOS BAY WAGON ROAD**
 7 **GRANT LAND.**

8 *(a) IN GENERAL.—The Act of August 28, 1937 (43*
 9 *U.S.C. 1181a et seq.), is amended—*

10 *(1) by redesignating sections 2, 4, and 5 (43*
 11 *U.S.C. 1181b, 1181d, 1181e) as sections 13, 14, and*
 12 *15, respectively; and*

13 *(2) by striking the first section and inserting the*
 14 *following:*

15 **“SECTION 1. SHORT TITLE.**

16 *“This Act may be cited as the ‘Oregon and California*
 17 *Land Grant Act of 2014’.*

18 **“SEC. 2. DEFINITIONS.**

19 *“In this Act:*

20 *“(1) 80 YEAR OLD AGE CLASS.—The term ‘80*
 21 *year old age class,’ following the common usage by the*
 22 *Bureau of Land Management, means a group of trees*
 23 *of which the average age of the dominant trees is 75*
 24 *to 85 years old, comprising part of or an entire*
 25 *stand.*

1 “(2) 90 YEAR OLD AGE CLASS.—The term ‘90
2 year old age class’, following the common usage by the
3 Bureau of Land Management, means a group of trees
4 of which the average age of the dominant trees is 85
5 to 95 years old, comprising part of or an entire
6 stand.

7 “(3) ADJACENT PRIVATE LAND.—The term ‘adja-
8 cent private land’ means any privately owned land
9 that is—

10 “(A) contiguous to covered land as defined
11 in this Act; or

12 “(B) situated so that it is reasonably nec-
13 essary to use covered land as defined in this Act
14 to access the privately owned land.

15 “(4) AGENCY ACTION.—The term ‘agency action’
16 has the meaning given the term in section 551 of title
17 5, United States Code.

18 “(5) ARCHEOLOGICAL SITE.—The term ‘archeo-
19 logical site’ means any district, site, building, struc-
20 ture, or object that is included, or eligible for inclu-
21 sion, in the National Register under section 106 of the
22 National Historic Preservation Act (16 U.S.C. 470f).

23 “(6) CONSERVATION EMPHASIS AREA.—The term
24 ‘Conservation Emphasis Area’ means the lands allo-
25 cated for various purposes in section 10, except for

1 subsection (f), and generally depicted on the map en-
2 titled ‘O & C Land Grant Act of 2014: Conservation
3 Emphasis Areas’ and dated November 3, 2014 and
4 the lands generally depicted on the map entitled ‘O
5 & C Land Grant Act of 2014: Late Successional Old-
6 Growth Forest Heritage Areas and dated November 3,
7 2014.

8 “(7) COVERED AGENCY ACTION.—The term ‘cov-
9 ered agency action’ means an agency action carried
10 out by the Secretary, through the U.S. Bureau of
11 Land Management or U.S. Fish and Wildlife Service,
12 relating to the management of vegetation on covered
13 land.

14 “(8) COVERED CIVIL ACTION.—The term ‘covered
15 civil action’ means a civil action seeking judicial re-
16 view of a covered agency action.

17 “(9) COVERED LAND.—The term ‘covered land’
18 means the approximately 2,800,000 acres of land des-
19 ignated as ‘Oregon and California Railroad and Coos
20 Bay Wagon Road grant land’, generally depicted as
21 ‘covered lands’ on the map entitled ‘O & C Land
22 Grant Act of 2014’ and dated November 3, 2014,
23 which includes the approximately 410,000 acres of the
24 Public Domain and acquired lands in section 3(d),
25 the approximately 72,000 acres of the reconveyed Coos

1 *Bay Wagon Road grant land that is under the jurisdic-*
2 *tion of the Department, and the approximately*
3 *311,500 acres of final BLM land, formerly Forest*
4 *Service and Army Corps of Engineers land, denoted*
5 *in section 11 of this Act entitled ‘Land Management*
6 *Rationalization’ all to be designated O&C lands; pro-*
7 *vided further any lands later acquired by the Sec-*
8 *retary surrounding the area generally depicted on*
9 *this map shall also be covered lands and designated*
10 *O&C lands; and further provided that any lands oth-*
11 *erwise intended to be accepted into the O&C lands*
12 *land base also be considered ‘covered land’ by this*
13 *Act.*

14 “(10) *DECOMMISSION.*—*The term ‘decommis-*
15 *sion’, with respect to a road, means to restore any*
16 *natural drainage, watershed function, or other eco-*
17 *logical process that has been disrupted or adversely*
18 *impacted by the road by—*

19 “(A) *removing or hydrologically dis-*
20 *connecting the road prism;*

21 “(B) *reestablishing vegetation on the former*
22 *road prism; and*

23 “(C) *using the best available science to re-*
24 *store the integrity and form of associated hill*
25 *slopes, channels, and floodplains.*

1 “(11) *DEPARTMENT.*—*The term ‘Department’*
2 *means the Department of the Interior.*

3 “(12) *DRY FOREST EMPHASIS AREAS.*—*The term*
4 *‘Dry Forests’ means the land that is labeled as ‘Dry*
5 *Forest’ on the map entitled ‘O & C Land Grant Act*
6 *of 2014: Moist Forests and Dry Forests’ and dated*
7 *November 3, 2014 and that is located within the area*
8 *labeled as ‘Forestry Emphasis Area’ on the map enti-*
9 *tled ‘O & C Land Grant Act of 2014: Forestry Em-*
10 *phasis Areas’ and dated November 3, 2014.*

11 “(13) *FOREST HEALTH.*—*The term ‘forest health’*
12 *means conditions that enable forested land—*

13 “(A) *to be durable, resilient, and less prone*
14 *to uncharacteristic wildfire, insect, or pathogen*
15 *events, while—*

16 “(i) *supporting ecosystem services and*
17 *populations of native species; and*

18 “(ii) *allowing for natural disturbances;*

19 “(B) *to maintain or develop species com-*
20 *position, ecosystem function and structure, hy-*
21 *drologic function, and sediment regimes that are*
22 *within an acceptable range that considers—*

23 “(i) *historic variability; and*

24 “(ii) *anticipated future conditions.*

1 “(14) *FOREST MANAGEMENT.*—*The term ‘forest*
2 *management’, with respect to the activities of adjacent*
3 *private land owners, means any activity or plan rea-*
4 *sonably necessary for the prudent management, up-*
5 *keep, and use of forested land, including—*

6 “(A) *timber harvesting, thinning, reforest-*
7 *ation, vegetation and pest management, and*
8 *other silvicultural activities;*

9 “(B) *development and harvest of other forest*
10 *resources and products;*

11 “(C) *fire prevention and suppression activi-*
12 *ties; and*

13 “(D) *installing, constructing, maintaining,*
14 *improving, and reconstructing—*

15 “(i) *roads;*

16 “(ii) *landings;*

17 “(iii) *yarding corridors and wedges;*

18 “(iv) *guyline supports; and*

19 “(v) *tail holds for permanent or tem-*
20 *porary use that are reasonably necessary for*
21 *prudent land management.*

22 “(15) *LATE SUCCESSIONAL OLD-GROWTH FOR-*
23 *EST.*—*The term ‘late successional old-growth forest’*
24 *means a stand of trees equal to or greater than $\frac{1}{4}$*
25 *acre in size and with a 90-year or older age class of*

1 *trees as of the date of enactment of the Oregon and*
 2 *California Land Grant Act of 2014.*

3 “(16) *LEGACY TREE.*—*The term ‘legacy tree’*
 4 *means a live tree that is determined to be equal to or*
 5 *greater than 150 years of age, or a dead tree that is*
 6 *estimated to have been 150 years or older when it*
 7 *died.*

8 “(17) *MOIST FORESTRY EMPHASIS AREA.*—*The*
 9 *term ‘Moist Forestry Emphasis Area’ means the land*
 10 *that is labeled as ‘Moist Forest’ on the map entitled*
 11 *‘O & C Land Grant Act of 2014: Moist Forests and*
 12 *Dry Forests’ and dated November 3, 2014 and that is*
 13 *located within the area labeled as ‘Forestry Emphasis*
 14 *Area’ on the map entitled ‘O & C Land Grant Act*
 15 *of 2014: Forestry Emphasis Areas’ and dated Novem-*
 16 *ber 3, 2014, excluding the lands generally depicted on*
 17 *the map entitled ‘O & C Land Grant Act of 2014:*
 18 *Late Successional Old-Growth Forest Heritage Areas*
 19 *and dated November 3, 2014.*

20 “(18) *PLACE INTO STORAGE.*—*The term ‘place*
 21 *into storage’, with respect to a road, means—*

22 “(A) *to maintain the road in order to pre-*
 23 *vent resource damage; but*

24 “(B) *to alter the road to eliminate all vehic-*
 25 *ular traffic by—*

1 “(i) for purposes of controlling ero-
2 sion—

3 “(I) installing appropriate water
4 control structures, such as water bars;
5 or

6 “(II) ensuring the surface of the
7 road slopes such that water quickly
8 drains off the surface of the road;

9 “(ii) for purposes of preventing access
10 by vehicles—

11 “(I) blocking the entrance of the
12 road; and

13 “(II) scattering slash atop the
14 road surface; and

15 “(iii) for purposes of restoring native
16 vegetation—

17 “(I) scarifying lightly the surface
18 of the road;

19 “(II) seeding the surface of the
20 road, as needed; and

21 “(III) treating noxious weeds.

22 “(19) RESIDENCE.—The term ‘residence’ means
23 a privately owned, permanent structure that is main-
24 tained for habitation as a dwelling or workplace.

1 “(20) *SALMON*.—*The term ‘salmon’ means any*
2 *of the wild Oncorhynchus species that occur in the*
3 *State of Oregon.*

4 “(21) *SECRETARY*.—*The term ‘Secretary’ means*
5 *the Secretary of the Interior, acting through the Di-*
6 *rector of the Bureau of Land Management, or her des-*
7 *ignee.*

8 “(22) *SITE-POTENTIAL TREE*.—*The term ‘site-po-*
9 *tential tree’ means the average dominant tree, mod-*
10 *eled at 200 years of age, for a given site class.*

11 “(23) *SOURCE WATER EMPHASIS AREA*.—*The*
12 *term ‘Source Water Emphasis Area’ means the areas*
13 *identified as Source Water Emphasis Area on the*
14 *map entitled ‘O&C Land Grant Act of 2014: Source*
15 *Water Emphasis Areas’ and dated November 3, 2014.*

16 “(24) *SUSTAINED YIELD*.—*The term ‘sustained*
17 *yield’ means the definition of sustained yield under*
18 *the Federal Land Policy and Management Act of*
19 *1976 (43 U.S.C. 1701 et seq.) applying the ecological*
20 *forestry principles and other provisions of this Act.*

21 “(25) *TIMBER-BY-PRODUCT*.—*The term ‘timber-*
22 *by-product’ means timber produced as a consequence*
23 *of vegetative treatments or other management actions*
24 *undertaken solely to achieve ecological goals.*

1 “(26) *TREE TIPPING AND TREE FELLING ACTIV-*
 2 *ITY.*—*The term ‘tree tipping and tree felling activity’*
 3 *means any activity relating to the intentional felling*
 4 *and placement of a tree in a stream or on the forest*
 5 *floor during a timber harvest operation for the pur-*
 6 *poses of fish or stream or riparian habitat improve-*
 7 *ment.*

8 “(27) *VEGETATION MANAGEMENT PROJECT.*—*The*
 9 *term ‘vegetation management project’ means an activ-*
 10 *ity carried out on covered land that involves the cut-*
 11 *ting of vegetation to achieve the purposes of this Act.*

12 **“SEC. 3. LAND MANAGEMENT.**

13 “(a) *IN GENERAL.*—*Notwithstanding the Act of June*
 14 *9, 1916 (39 Stat. 218, chapter 137), and the Act of Feb-*
 15 *ruary 26, 1919 (40 Stat. 1179, chapter 47), any portion*
 16 *of the revested Oregon and California Railroad grant land*
 17 *or the reconveyed Coos Bay Wagon Road grant land that*
 18 *is under the jurisdiction of the Department, here to for part*
 19 *of the covered land as defined in this Act, shall be managed*
 20 *in accordance with this Act.*

21 “(b) *MANAGEMENT.*—*The purposes of lands managed*
 22 *through this Act are to provide collectively certainty and*
 23 *economic stability for local communities and industries,*
 24 *fish and wildlife benefits, improved ecological and*
 25 *hydrological function and health, improved forest health,*

1 *municipal and community drinking water, permanent for-*
 2 *est production for identified forestry areas, protection of*
 3 *watersheds and regulation of stream flow, and recreational*
 4 *opportunities.*

5 “(c) *APPLICABILITY OF SURVEY AND MANAGE RE-*
 6 *QUIREMENTS UNDER THE NORTHWEST FOREST PLAN.—*
 7 *The document entitled ‘Northwest Forest Plan Survey and*
 8 *Manage Mitigation Measure Standard and Guidelines’*
 9 *shall not apply to any—*

10 “(1) *Dry Forestry Emphasis Area; or*

11 “(2) *Moist Forestry Emphasis Area.*

12 “(d) *PUBLIC DOMAIN AND ACQUIRED LAND, COOS BAY*
 13 *WAGON ROAD LANDS, AND LAND MANAGEMENT RATIONAL-*
 14 *IZATION LANDS.—Any Federal public land generally de-*
 15 *picted as ‘covered lands’ on the map entitled ‘O & C Land*
 16 *Grant Act of 2014’ and dated November 3, 2014, that is*
 17 *not designated as Oregon and California Railroad grant*
 18 *lands under the Act of August 28, 1937 (43 U.S.C. 1181a*
 19 *et seq.), as of the date of enactment of the Oregon and Cali-*
 20 *fornia Land Grant Act of 2014 shall be designated as Or-*
 21 *egon and California Railroad grant lands and managed as*
 22 *covered land under this Act.*

23 “(e) *RESTRICTIONS REGARDING LATE SUCCESSIONAL*
 24 *OLD GROWTH FOREST AND LEGACY TREES.—*

1 “(1) *IN GENERAL.*—*The Secretary may not cut*
2 *or remove late successional old-growth forests within*
3 *any land designated under section 4(a)(3)(A) and*
4 *(B), section 8, within the Late Successional Old*
5 *Growth Heritage Forest Reserve or section 10 of this*
6 *Act, allowing action—*

7 “(A) *for public safety purposes; or*

8 “(B) *to fulfill existing obligations pursuant*
9 *to agreements affecting adjacent private lands.*

10 “(2) *FOREST MANAGEMENT OF LEGACY TREES.*—

11 “(A) *IN MOIST FORESTS.*—*(i) Legacy trees*
12 *shall not be cut in areas designated under section*
13 *4(a)(3)(A) and (B), allowing action for—*

14 “(I) *safety purposes; or*

15 “(II) *tree tipping and felling activities.*

16 “(ii) *When legacy trees are located within a*
17 *Moist Forest Emphasis Area the Secretary shall,*
18 *to the greatest extent practicable, protect legacy*
19 *trees by using them to meet the retention require-*
20 *ments applicable under section 8.*

21 “(B) *IN DRY FORESTS.*—*When legacy trees*
22 *are located within a Dry Forest Emphasis Area*
23 *the Secretary shall where appropriate protect*
24 *legacy trees by using trees to meet the retention*
25 *requirements applicable under section 9.*

1 “(f) *COMPLIANCE WITH EXISTING LAWS.*—Nothing in
2 *this Act modifies any obligation—*

3 “(1) *of the Secretary to prepare or implement a*
4 *land use plan in accordance with section 202 of the*
5 *Federal Land Policy and Management Act of 1976*
6 *(43 U.S.C. 1712);*

7 “(2) *under the Endangered Species Act of 1973*
8 *(16 U.S.C. 1531 et seq.);*

9 “(3) *under the Federal Water Pollution Control*
10 *Act (33 U.S.C. 1251 et seq.); or*

11 “(4) *under other law, except as expressly pro-*
12 *vided in this Act in regard to other law.*

13 “(g) *EFFECT ON PREVIOUS DESIGNATIONS.*—If there
14 *is a conflict between any portion of this Act and land pro-*
15 *tection designations included in the National Landscape*
16 *Conservation System or boundaries for such designations,*
17 *the more protective provision shall control.*

18 “(h) *ADJACENT PRIVATE LAND LANDOWNER AC-*
19 *TIONS.*—

20 “(1) *IN GENERAL.*—Without a permit from the
21 *Secretary, a person may enter and treat adjacent*
22 *Federal land in a Dry or Moist Forestry Emphasis*
23 *Area that is located within 100 feet of the residence*
24 *of that person if—*

1 “(A) *the residence is in existence on the*
2 *date of enactment of the Oregon and California*
3 *Land Grant Act of 2014;*

4 “(B) *the treatment is carried out at the ex-*
5 *pense of the person;*

6 “(C) *the person notifies the Secretary of the*
7 *intent to treat that land; and*

8 “(D) *the Secretary has adequate super-*
9 *visory, monitoring, and enforcement resources to*
10 *ensure that the person carries out the treatment*
11 *activities in accordance with paragraph (3).*

12 “(2) *NOTICE.—*

13 “(A) *IN GENERAL.—Not less than 30 days*
14 *before beginning to treat land described in para-*
15 *graph (1), the person shall notify, in writing, the*
16 *Secretary of the intention of that person to treat*
17 *that land.*

18 “(B) *ADDITIONAL NOTIFICATION.—The per-*
19 *son shall also notify the Secretary not less than*
20 *14 days before beginning the treatment.*

21 “(C) *COMMENCEMENT.—On receiving a no-*
22 *tification to treat land under paragraph (h), the*
23 *Secretary, if the requirements of paragraph*
24 *(1)(D) are satisfied, shall inform the person of*
25 *the treatment requirements in paragraph (3).*

1 “(3) *TREATMENT.*—A person treating land de-
2 scribed in paragraph (1) shall carry out the treat-
3 ment in accordance with the following requirements:

4 “(A) No dead tree, nest tree, legacy tree, or
5 tree greater than 16 inches in diameter shall be
6 cut.

7 “(B) No herbicide or insecticide application
8 shall be used.

9 “(C) Vegetation shall be cut so that—

10 “(i) less flammable species are favored
11 for retention; and

12 “(ii) the adequate height and spacing
13 between bushes and trees are maintained.

14 “(D) Any residual trees shall be pruned—

15 “(i) to a height of the lesser of 10 feet
16 or 50 percent of the crown height of the tree;
17 and

18 “(ii) so that all parts of the tree are at
19 not less than 10 feet away from the resi-
20 dence.

21 “(E) All slash created from treatment ac-
22 tivities under this subparagraph shall be re-
23 moved or treated not later than 60 days after the
24 date on which the slash is created.

1 “(F) Any material of commercial value gen-
 2 erated by the activity authorized in paragraph
 3 (1) is the property of the United States.

4 “(i) REDESIGNATIONS OF MOIST FORESTRY EMPHASIS
 5 AREA AND DRY FORESTRY EMPHASIS AREA LANDS.—

6 “(1) AUTHORIZATION TO REDESIGNATE.—

7 “(A) EVALUATION REQUIRED.—Not later
 8 than 5 years after the date of enactment of the
 9 Oregon and California Land Grant Act of 2014
 10 and every 5 years thereafter, the Secretary—

11 “(i) shall evaluate the initial assign-
 12 ments of ‘Dry Forest’ and ‘Moist Forest’ on
 13 the map entitled ‘O&C Land Grant Act of
 14 2014: Moist Forest and Dry Forest’ and
 15 dated November 3, 2014, and

16 “(ii) may, as the Secretary determines
 17 to be necessary and in accordance with the
 18 criteria described in paragraph (2)—

19 “(I) redesignate Moist Forestry
 20 Emphasis Area land as Dry Forestry
 21 Emphasis Area land; and

22 “(II) redesignate Dry Forestry
 23 Emphasis Area land as Moist Forestry
 24 Emphasis Area land.

1 “(B) *FIELD EXAMINATION.*—*In addition to*
2 *adjustments authorized under subparagraph (A),*
3 *the Secretary may adjust dry and moist forest*
4 *assignments in specific locations within a vege-*
5 *tation management project based on an on-the-*
6 *ground field examination by the Secretary.*

7 “(2) *CRITERIA.*—

8 “(A) *IN GENERAL.*—*In redesignating land*
9 *as Moist Forestry Emphasis Area or Dry For-*
10 *estry Emphasis Area, the Secretary shall use the*
11 *criteria described in this paragraph.*

12 “(B) *MOIST FORESTRY EMPHASIS AREA.*—
13 *For purposes of this subsection, land in the*
14 *Moist Forestry Emphasis Area generally—*

15 “(i)(I) *would have historically experi-*
16 *enced infrequent wildfires at intervals that*
17 *are greater than 100 years; and*

18 “(II) *these wildfires would have in-*
19 *cluded significant areas of partial or com-*
20 *plete stand-replacement intensity; and*

21 “(ii) *dominated by 1 or more of the*
22 *following plant association groups:*

23 “(I) *The Western Hemlock (*Tsuga**
24 *heterophylla) series.*

1 “(II) *The Sitka Spruce (Picea*
2 *sitchensis) series.*

3 “(III) *The Western Red cedar*
4 *(Thuja plicata) series.*

5 “(IV) *The Pacific Silver Fir*
6 *(Abies amabilis) series.*

7 “(V) *The Mountain Hemlock*
8 *(Tsuga mertensiana) series.*

9 “(VI) *The Subalpine Fir-*
10 *Engelmann Spruce (Abies lasiocarpa-*
11 *Picea engelmannii) series.*

12 “(VII) *The Tanoak (Lithocarpus*
13 *densiflorus) series.*

14 “(VIII) *The Moist Grand Fir*
15 *(Abies grandis) plant association*
16 *group.*

17 “(IX) *The Moist White Fir (Abies*
18 *concolor) plant association group.*

19 “(C) *DRY FORESTRY EMPHASIS AREA.—For*
20 *purposes of this subsection, land in the Dry For-*
21 *estry Emphasis Area generally—*

22 “(i)(I) *would have historically experi-*
23 *enced relatively frequent wildfires; and*

1 “(II) *these wildfires would have been*
 2 *predominantly low or mixed in severity;*
 3 *and*

4 “(ii) *dominated by 1 or more of the*
 5 *following plant association groups:*

6 “(I) *The Moist Grand Fir (Abies*
 7 *grandis) plant association group.*

8 “(II) *The Moist White Fir (Abies*
 9 *concolor) plant association group.*

10 “(III) *The Ponderosa Pine (Pinus*
 11 *ponderosa) series.*

12 “(IV) *The Oregon White Oak*
 13 *(Quercus garryana) series.*

14 “(V) *The Douglas-fir (Pseudotsuga*
 15 *menziesii) series.*

16 “(VI) *The Jeffrey Pine (Pinus*
 17 *jeffreyi) series.*

18 “(VII) *The Dry Grand Fir (Abies*
 19 *grandis) plant association group.*

20 “(VIII) *The Dry White Fir (Abies*
 21 *concolor) plant association group.*

22 “(D) *MIXED FORESTS.—*

23 “(i) *IN GENERAL.—For purposes of*
 24 *this subsection, the Secretary may consider*
 25 *land that contains a Moist Grand Fir or a*

1 *Moist White Fir plant association group as*
2 *Moist Forestry Emphasis Area or Dry For-*
3 *estry Emphasis Area based on the condition*
4 *of the land, landscape context, or manage-*
5 *ment goals.*

6 “(ii) *MIXED FORESTS.*—*For land that*
7 *meets criteria under both subparagraph (B)*
8 *and (C), the Secretary may choose to cat-*
9 *egorize the land as either Moist Forestry*
10 *Emphasis Area or Dry Forestry Emphasis*
11 *Area to align with the designations of adja-*
12 *cent covered land.*

13 “(3) *PUBLIC COMMENT.*—*In carrying out sub-*
14 *section (i)(1)(A), the Secretary shall provide the pub-*
15 *lic a period of not less than 60 days to comment on*
16 *a proposed redesignation of land.*

17 “(j) *EXISTING RIGHTS.*—*Notwithstanding any other*
18 *section of this Act, nothing in this Act—*

19 *“(1) affects any private ownership or rights, in-*
20 *cluding rights-of-way and reciprocal rights-of-way*
21 *agreements, tail hold agreements, permits, easement*
22 *obligations, and tribal treaty rights; or*

23 *“(2) affects the ability or process under which*
24 *the Secretary can grant new permissions or termi-*
25 *nates any valid existing lease, permit, patent, agree-*

1 *ment, or other right of authorization, including new*
 2 *permissions for an existing lease, permit, patent,*
 3 *agreement, or other right of authorization for forest*
 4 *management activities, upon enactment of the Oregon*
 5 *and California Land Grant Act of 2014.*

6 *“(k) JURISDICTION.—Nothing in this Act affects the*
 7 *jurisdiction of the State of Oregon with respect to the man-*
 8 *agement of fish and wildlife on public land in the State.*

9 *“(l) PESTICIDE USE AND FIRE PROTECTION.—*

10 *“(1) Pesticides may be used within the covered*
 11 *land, if the use—*

12 *“(A) is limited to plants listed by the Or-*
 13 *egon Department of Agriculture as invasive*
 14 *plants;*

15 *“(B) is part of an integrated pest manage-*
 16 *ment plan; and*

17 *“(C) is restricted to the use of various*
 18 *ground-based systems that are designed to target*
 19 *only invasive plants.*

20 *“(2) The Secretary and the State of Oregon shall*
 21 *develop an agreement to provide fire protection on the*
 22 *covered lands, renegotiable every 5 years after the*
 23 *date of enactment to reassess fire protection needs.*

24 *“(m) SPECIAL MANAGEMENT AND RESEARCH*
 25 *AREAS.—*

1 “(1) *IN GENERAL.*—*The Secretary shall des-*
2 *ignate 50,000 acres across 2 to 5 sites in the covered*
3 *land to include moist forests and dry forests, as gen-*
4 *erally depicted on the map entitled ‘O&C Land Grant*
5 *Act of 2014: Moist Forest and Dry Forest’ and dated*
6 *November 3, 2014, to be managed by the Secretary in*
7 *consultation and coordination with Oregon State*
8 *University as agreed to through a memorandum of*
9 *understanding as special management and research*
10 *areas in accordance with the criteria described in*
11 *paragraph (2).*

12 “(2) *CRITERIA.*—*In designating land as special*
13 *management and research areas under paragraph (1),*
14 *the Secretary shall designate—*

15 “(A) *land that is designated as ‘Forestry*
16 *Emphasis Areas’ on the map described in para-*
17 *graphs (12) and (17) of section 2;*

18 “(B) *land, to the maximum extent prac-*
19 *ticable, contiguous to other land designated*
20 *under paragraph (1);*

21 “(C) *land within close proximity of other*
22 *land designated under paragraph (1);*

23 “(D) *land located within 150 miles of the*
24 *main campus of Oregon State University in Cor-*
25 *vallis, Oregon; and*

1 “(E) land selected in consultation with Or-
2 regon State University.

3 “(3) *AUTHORIZED PROJECTS.*—Land designated
4 under paragraph (1) shall be used by institutions of
5 higher education, primarily in the State of Oregon,
6 for the conduct of research projects and demonstration
7 projects that address—

8 “(A) increasing social awareness and
9 knowledge of the environmental, social, and eco-
10 nomic impacts on the implementation of ecologi-
11 cal forestry on public land;

12 “(B) improving the health of rural commu-
13 nities and citizens;

14 “(C) reducing uncharacteristic fires and the
15 degradation of ecosystem health;

16 “(D) increasing conservation with a land-
17 scape approach;

18 “(E) relative to the retention requirements
19 at variable retention harvest, half of the Moist
20 Forestry Emphasis Area will be managed under
21 section 8(b)(4)(E) and half will be managed as
22 under section 8(b)(2)(c); and

23 “(F) understanding and conducting re-
24 search on riparian reserve approaches authorized
25 under this Act.

1 “(4) *MONITORING.*—Work performed on land
2 designated under paragraph (1) shall include pre-
3 and post-treatment monitoring on the land.

4 “(5) *INSTITUTIONS OF HIGHER EDUCATION.*—At
5 least 10 percent of the authorized projects conducted
6 annually under this subsection shall be conducted by
7 an institution of higher education other than Oregon
8 State University.

9 “(6) *MINIMUM ACREAGE.*—

10 “(A) *IN GENERAL.*—At least 3,750 acres of
11 the land designated under paragraph (1) shall be
12 treated during each 5-year period.

13 “(B) *FAILURE TO TREAT.*—If the minimum
14 acreage under subparagraph (A) is not treated
15 for 2 5-year periods during a 20-year period,
16 management of the land designated under para-
17 graph (1) shall revert to management by the Sec-
18 retary.

19 “(7) *REVIEW.*—The Secretary shall—

20 “(A) review and decide whether to permit
21 each proposed treatment to be conducted as part
22 of an authorized project under this subsection;
23 and

24 “(B) review for adequacy the documentation
25 required to be prepared for each treatment.

1 “(8) *CALCULATION.*—*The Secretary shall esti-*
2 *mate—*

3 “(A) *the quantity of timber that can be pro-*
4 *duced in the sustained yield base from the Moist*
5 *Forestry Emphasis Area, not including riparian*
6 *reserves established under section 4, late succes-*
7 *sional old-growth forest reserves and other re-*
8 *serves; and*

9 “(B) *the quantity of timber-by-product from*
10 *the Moist Forestry Emphasis Area, including ri-*
11 *parian reserves established under section 4, and*
12 *the portions of the Dry Forest Emphasis Area*
13 *covered by this section.*

14 “(n) *TRANSITION.*—

15 “(1) *IN GENERAL.*—*During the period beginning*
16 *on the date of enactment of the Oregon and California*
17 *Land Grant Act of 2014 and ending 90 days after the*
18 *date on which the record of decision is completed*
19 *under section 6, a transition period shall be in effect*
20 *in accordance with this section.*

21 “(2) *MANAGEMENT.*—

22 “(A) *EXISTING CONTRACTS.*—*Any timber*
23 *sale or agreement to perform work on covered*
24 *land that was entered into by the Secretary be-*
25 *fore the date of enactment of the Oregon and*

1 *California Land Grant Act of 2014 shall remain*
2 *binding and effective according to the terms of*
3 *the contract.*

4 “(B) *PENDING TIMBER SALES.*—*Timber*
5 *sales for which review under the National Envi-*
6 *ronmental Policy Act of 1969 (42 U.S.C. 4321 et*
7 *seq.) has been completed or will be completed not*
8 *later than 90 days following the date of enact-*
9 *ment of the Oregon and California Land Grant*
10 *Act of 2014 shall continue as planned.*

11 “(C) *INTERIM PROJECTS.*—*The Secretary*
12 *may conduct vegetation management projects on*
13 *the covered land during the transition period on*
14 *the conditions that the vegetation management*
15 *projects—*

16 “(i) *comply with the designations and*
17 *requirements of this Act; and*

18 “(ii) *are reviewed pursuant to the Na-*
19 *tional Environmental Policy Act of 1969*
20 *(42 U.S.C. 4321 et seq.), outside of the proc-*
21 *ess described in section 7.*

22 “(D) *ADMINISTRATION.*—*The Secretary*
23 *shall seek to make such accommodations as are*
24 *necessary to avoid interfering with the perform-*

1 *ance of a timber sale or work agreement de-*
2 *scribed in paragraph (1) or (2).*

3 “(3) *SPECIAL ADMINISTRATIVE REVIEW PROC-*
4 *ESS.—The procedures established under section 105 of*
5 *the Healthy Forests Restoration Act of 2003 (16*
6 *U.S.C. 6515) shall be the only process to administra-*
7 *tively challenge projects during the transition period.*

8 **“SEC. 4. AQUATIC AND RIPARIAN PROTECTION.**

9 “(a) *AQUATIC CONSERVATION STRATEGY.—*

10 “(1) *IN GENERAL.—The Secretary shall carry*
11 *out the Aquatic Conservation Strategy incorporated*
12 *in its entirety by reference for covered lands as set*
13 *forth in the Northwest Forest Plan 1994 Record of*
14 *Decision for Amendments to Forest Service and Bu-*
15 *reau of Land Management Planning Documents*
16 *Within the Range of the Northern Spotted Owl, (here-*
17 *inafter ‘NWFP’ and its Standards and Guidelines in*
18 *Attachment A to the 1994 Record of Decision (herein-*
19 *after referred to as ‘Aquatic Conservation Strategy’)*
20 *, and as modified herein.*

21 “(2) *PROGRAM COMPONENTS MODIFIED.—In ad-*
22 *dition to those program components contained in the*
23 *Aquatic Conservation Strategy of the NWFP, the*
24 *aquatic conservation strategy under paragraph (1)*
25 *shall also incorporate provisions for watershed anal-*

1 *ysis in accordance with paragraph (2)(A), and ripar-*
2 *ian reserve establishment and management within the*
3 *Moist Forestry Emphasis Area or Dry Forestry Em-*
4 *phasis Area but that are not within Source Water*
5 *Emphasis Areas or within Key Watersheds designated*
6 *in the Aquatic Conservation Strategy in accordance*
7 *with paragraph (3).*

8 “(A) *WATERSHED ANALYSIS.*—

9 “(i) *The Secretary shall develop appro-*
10 *priate management actions for a watershed,*
11 *including adjustment of riparian reserve*
12 *widths under subsection (b)(3)(A)(ii); and*

13 “(ii) *Within 90 days and via a con-*
14 *tractor if necessary, determine the ecological*
15 *importance of streams in the covered area*
16 *using the following criteria:*

17 “(I) *The importance of the*
18 *streams to salmonid and other native*
19 *aquatic species.*

20 “(II) *The potential impacts of*
21 *thermal loading.*

22 “(III) *The presence of areas of*
23 *high erosion potential.*

1 “(IV) *The potential for the deliv-*
2 *ery and deposition of sediment and*
3 *wood from upslope sources.*

4 “(B) *VEGETATION MANAGEMENT.—Vegeta-*
5 *tive management projects undertaken in ripar-*
6 *ian reserves or vegetative management projects*
7 *or harvest undertaken in the outer riparian zone*
8 *shall not cut or harvest trees in the 90 year age*
9 *class or above.*

10 “(3) *ESTABLISHMENT AND ACTIVITIES WITHIN*
11 *ONE SITE-POTENTIAL TREE HEIGHT OF STREAMS*
12 *WITHIN FOREST EMPHASIS AREAS AS VARIATIONS ON*
13 *SECTION 4(A).—*

14 “(A) *RIPARIAN RESERVE.—*

15 “(i) *IN GENERAL.—The Secretary shall*
16 *establish within Forestry Emphasis Areas*
17 *described in paragraph (2)(A) riparian re-*
18 *serves in accordance with clause (ii).*

19 “(ii) *WIDTHS.—The widths of a ripar-*
20 *ian reserve established under clause (i) shall*
21 *be as follows:*

22 “(I) *1 site-potential tree or 150-*
23 *feet slope distance, whichever is great-*
24 *er, from a fish-bearing stream of great*

1 *ecological importance, as determined*
2 *by the Secretary.*

3 “(II) *1 site-potential tree or 150-*
4 *feet slope distance, whichever is great-*
5 *er, from a nonfish-bearing stream of*
6 *great ecological importance, as deter-*
7 *mined by the Secretary*

8 “(III) *100-feet slope distance from*
9 *a fish-bearing stream that is not a*
10 *stream described in subclauses (I) and*
11 *(II).*

12 “(IV) *50-feet slope distance from a*
13 *nonfish-bearing stream that is not a*
14 *stream described in subclauses (I) and*
15 *(II).*

16 “(iii) *FOREST MANAGEMENT ACTIVI-*
17 *TIES.—The ecological forestry practices es-*
18 *tablished in sections 8 and 9 of this Act*
19 *shall apply the riparian reserves established*
20 *in clause (ii) and the riparian management*
21 *of section 4 of this Act.*

22 “(B) *OUTER RIPARIAN ZONES.—*

23 “(i) *ESTABLISHMENT AND MANAGE-*
24 *MENT OF THE OUTER RIPARIAN ZONE.—*

1 “(I) *IN GENERAL.*—*The outer ri-*
2 *parian zone is the area between the ri-*
3 *parian reserve established in clause*
4 *(A)(ii) and one site-potential tree*
5 *height.*

6 “(II) *MANAGEMENT.*—*The Sec-*
7 *retary may carry out harvest in areas*
8 *in the outer riparian zones using the*
9 *standards for ecological forestry in*
10 *Forestry Emphasis Areas subject to*
11 *section 4(a)(3)(D) and other relevant*
12 *provisions of this Act.*

13 “(C) *TREE-TIPPING AND TREE FELLING AC-*
14 *TIVITIES.*—*When harvesting timber within the*
15 *outer riparian zone, the Secretary shall employ*
16 *tree tipping and tree felling activities during the*
17 *harvest to maintain wood recruitment to adja-*
18 *cent streams.*

19 “(D) *TREE RETENTION LEVELS IN AQUATIC*
20 *AREAS.*—*Not later than 60 days after the date of*
21 *enactment of the Oregon and California Land*
22 *Grant Act of 2014, the Secretary, in consultation*
23 *with the Director of the United States Fish and*
24 *Wildlife Service, the Administrator of the Na-*
25 *tional Oceanic and Atmospheric Administration,*

1 *the Director of the United States Geological Sur-*
2 *vey and the Administrator of the Environmental*
3 *Protection Agency, shall establish minimum live*
4 *and dead tree retention levels for thinning and*
5 *other vegetation management projects consistent*
6 *with the goals identified in subsection (a)(1).*

7 “(4) *MANAGEMENT ACTIVITIES FOR CONSERVA-*
8 *TION AREA RIPARIAN RESERVES, KEY WATERSHEDS &*
9 *SOURCE WATER EMPHASIS AREAS.—Riparian reserves*
10 *and reserve widths within the Conservation Emphasis*
11 *Areas, source water emphasis areas, and Key Water-*
12 *sheds shall be managed to carry out the Aquatic Con-*
13 *servation Strategy as set forth in subsection (a)(1)*
14 *without modifications set forth in subsection (a)(2).*

15 “(5) *ADJUSTMENT OF RIPARIAN RESERVE*
16 *WIDTHS AND MANAGEMENT.—*

17 “(A) *IN GENERAL.—Not earlier than 5*
18 *years after the date of enactment of the Oregon*
19 *and California Land Grant Act of 2014, and not*
20 *more frequently than once each 5 years there-*
21 *after, the Secretary may adjust the riparian re-*
22 *serve widths established under paragraph (1), as*
23 *well as the size of designated key watersheds,*
24 *subject to the advice of the scientific committee*
25 *established under subparagraph (B).*

1 “(B) *SCIENTIFIC COMMITTEE.*—

2 “(i) *ESTABLISHMENT.*—*The Secretary*
3 *shall establish a scientific committee made*
4 *up of scientific and land management ex-*
5 *pertise to determine whether the riparian*
6 *reserve widths and management should be*
7 *adjusted to better attain the goals and objec-*
8 *tives of the Aquatic Conservation Strategy.*

9 “(ii) *OUTSIDE MEMBERSHIP.*—*In ad-*
10 *dition to not more than 6 representatives of*
11 *the Federal Government (including 1 rep-*
12 *resentative of each of the Bureau of Land*
13 *Management, the National Oceanic and At-*
14 *mospheric Administration, the United*
15 *States Geological Survey, the Environ-*
16 *mental Protection Agency, the United States*
17 *Forest Service, and the United States Fish*
18 *and Wildlife Service), the scientific com-*
19 *mittee shall include 6 individuals, to be ap-*
20 *pointed by the Secretary, who—*

21 “(I) *are not full-time employees of*
22 *the Federal Government; and*

23 “(II) *have expertise relating to*
24 *aquatic and riparian ecosystems, as*
25 *demonstrated by—*

1 “(aa) an advanced degree in
2 a related field; and

3 “(bb) subsequent relevant
4 work experience.

5 “(iii) DUTIES.—The scientific com-
6 mittee shall make recommendations regard-
7 ing whether the riparian reserve widths and
8 management should be adjusted on indi-
9 vidual bodies of water, and submit said rec-
10 ommendations to the Secretary in a report,
11 taking into consideration—

12 “(I) the criteria listed in section
13 4(a)(2)(A)(ii);

14 “(II) additional criteria deemed
15 appropriate;

16 “(III) new scientific information
17 and understanding; and

18 “(IV) the need to manage covered
19 lands per section 3(b).

20 “(iv) PUBLIC REVIEW & COMMENT.—
21 On receipt of the report under clause (iii),
22 the Secretary shall—

23 “(I) make the report available to
24 the public; and

1 “(II) provide a period of not less
2 than 60 days for public comment re-
3 garding the recommendations con-
4 tained in the report.

5 “(v) *DECISION TO ADJUST.*—After tak-
6 ing into consideration the report under
7 clause (iii) and any public comments re-
8 ceived under clause (iv)(II), the Secretary
9 may adjust the riparian reserve width—

10 “(I) taking into consideration the
11 recommendations included in the re-
12 port, and the public comments; and

13 “(II) if the Secretary determines
14 that the adjustment meet the aquatic
15 goals established in the Aquatic Con-
16 servation Strategy under paragraph
17 (a)(1) and would be in the public in-
18 terest.

19 “(b) *ROADS.*—

20 “(1) *IN GENERAL.*—Except as provided in sec-
21 tions 3(e) and 3(j) of this Act, and paragraph (2) of
22 this subsection, the Secretary shall not construct a
23 road inside a riparian reserve.

24 “(2) *EXCEPTIONS.*—

1 “(A) *TEMPORARY ROADS.*—*The Secretary*
2 *may construct a temporary road to enter a ri-*
3 *parian reserve, including crossing a stream*
4 *where necessary, to complete a vegetation man-*
5 *agement project, if—*

6 “(i) *there is no existing road system*
7 *that can be used;*

8 “(ii) *it is not possible to construct a*
9 *road outside of the riparian reserve;*

10 “(iii) *the temporary road is decommis-*
11 *sioned no more than 2 years after it is con-*
12 *structed or and the project for which it was*
13 *constructed is completed, whichever comes*
14 *first; and*

15 “(iv) *any significant potential adverse*
16 *impacts from the construction of any tem-*
17 *porary road do not persist more than 1*
18 *year after the temporary road is decommis-*
19 *sioned.*

20 “(B) *PERMANENT ROADS.*—*The Secretary*
21 *may realign an existing road permanently in-*
22 *side a riparian reserve, including the replace-*
23 *ment of stream crossings, if the Secretary deter-*
24 *mines that the realignment will maintain, re-*

1 *store, or improve aquatic or riparian ecosystems*
2 *and water quality.*

3 “(c) *STREAM IMPROVEMENT WORK.*—

4 “(1) *IN GENERAL.*—*The Secretary may conduct*
5 *certain activities on the covered land in accordance*
6 *with this subsection.*

7 “(2) *PERMITTED ACTIVITIES.*—

8 “(A) *TREE TIPPING AND FELLING ACTIVI-*
9 *TIES.*—*During a vegetation management project,*
10 *the Secretary may carry out tree tipping and*
11 *tree felling activities within the riparian reserves*
12 *in Dry Forestry Emphasis Areas or Moist For-*
13 *estry Emphasis Areas as the Secretary deter-*
14 *mines necessary to improve habitat for aquatic*
15 *species.*

16 “(B) *WOODY DEBRIS AUGMENTATION.*—*The*
17 *Secretary shall annually, subject to appropria-*
18 *tions, use not less than \$1,000,000, indexed for*
19 *inflation, of amounts made available under sec-*
20 *tion 12(c) to transport and place large trees in*
21 *streams on Federal, State, or private land to im-*
22 *prove fish habitat.*

23 “(C) *NATIVE VEGETATION.*—*Within ripar-*
24 *ian reserves, the Secretary may only plant vege-*
25 *tation that is native to the site.*

1 “(D) *CULVERT REPLACEMENT.*—*The Sec-*
2 *retary may replace a culvert that impedes the*
3 *passage of fish or is unable to withstand a 100-*
4 *year flood event.*

5 “(3) *ACTIVITIES CATEGORICALLY EXCLUDED*
6 *FROM REVIEW.*—*Except as provided in paragraph*
7 *(4), each activity described in paragraph (2) shall*
8 *be—*

9 “(A) *considered an action categorically ex-*
10 *cluded from review under the National Environ-*
11 *mental Policy Act of 1969 (42 U.S.C. 4321 et*
12 *seq.) or section 1508.4 of title 40, Code of Fed-*
13 *eral Regulations (or a successor regulation); and*

14 “(B) *exempt from administrative review.*

15 “(4) *EXCLUSION OF CERTAIN AREAS.*—*Para-*
16 *graph (3) does not apply to any activity located in—*

17 “(A) *a component of the National Wilder-*
18 *ness Preservation System;*

19 “(B) *a component of the National Wild and*
20 *Scenic Rivers System;*

21 “(C) *lands with wilderness characteristics*
22 *as defined in the Bureau of Land Management*
23 *Manual provisions 6310 and 6320; or*

24 “(D) *a Conservation Emphasis Area estab-*
25 *lished by section 10 if the activity would be in-*

1 *consistent with the purposes and values for*
2 *which the area was established.*

3 **“SEC. 5. NOTICE OF INTENT.**

4 “(a) *IN GENERAL.*—Not later than 30 days after the
5 *date of enactment of the Oregon and California Land Grant*
6 *Act of 2014, and every 5 years thereafter the Secretary shall*
7 *publish in the Federal Register a notice of intent to pre-*
8 *pare—*

9 “(1) *the landscape prioritization plan; and*

10 “(2) *the draft comprehensive environmental im-*
11 *pact statements required under section 6(g)(2).*

12 “(b) *PUBLIC COMMENT.*—During the 45-day period
13 *beginning on the date of publication of the notice of intent*
14 *under subsection (a), the Secretary shall solicit public com-*
15 *ments regarding—*

16 “(1) *the scope and content of the documents de-*
17 *scribed in subsection (a); and*

18 “(2) *the impacts that the Secretary should ana-*
19 *lyze regarding the alternatives in the draft com-*
20 *prehensive environmental impact statements described*
21 *in subsection (a)(2).*

22 “(c) *COORDINATION WITH PREPARATION OF LAND*
23 *USE PLANS.*—The Secretary shall include the notice of in-
24 *tent in the development or revision of a land use plan re-*
25 *quired under section 202 of the Federal Land Policy and*

1 *Management Act of 1976 (43 U.S.C. 1712) for the covered*
2 *land or shall amend the land use plan required under sec-*
3 *tion 202 of the Federal Land Policy and Management Act*
4 *of 1976 (43 U.S.C. 1712) for the covered land.*

5 “(d) *INITIATION OF EARLY PLANNING AND CONSULTA-*
6 *TION AGREEMENT.—Not later than 30 days after the date*
7 *on which a notice of intent is published under subsection*
8 *(a), the Secretary of the Interior, the Secretary of Com-*
9 *merce, and the Administrator of the U.S. Environmental*
10 *Protection Agency shall—*

11 “(1) *enter into an early planning and consulta-*
12 *tion agreement, including timelines, regarding the de-*
13 *velopment of information, data and/or documents re-*
14 *quired to carry out this Act with—*

15 “(A) *the United States Fish and Wildlife*
16 *Service;*

17 “(B) *the National Oceanic and Atmospheric*
18 *Administration;*

19 “(C) *the Environmental Protection Agency;*
20 *and*

21 “(D) *the U.S. Geological Survey; and*

22 “(2) *invite to serve as cooperating agencies or to*
23 *provide comments regarding the notice of intent—*

24 “(A) *the State of Oregon;*

1 “(B) *Federally recognized Indian tribes*
2 *with ancestral land or officially ceded lands in*
3 *the covered land ; and*

4 “(C) *affected units of local government.*

5 **“SEC. 6. LANDSCAPE PRIORITIZATION PLANS.**

6 “(a) *IN GENERAL.—Not later than 270 days after the*
7 *date of enactment of the Oregon and California Land Grant*
8 *Act of 2014, and every 5 years thereafter the Secretary,*
9 *shall develop and make available to the public a landscape*
10 *prioritization plan, which shall prioritize vegetation man-*
11 *agement projects and describe activities to be performed and*
12 *areas to be established to satisfy landscape-related needs in*
13 *the covered land—*

14 “(1) *as a part of the development or revision of*
15 *a land use plan required under section 202 of the*
16 *Federal Land Policy and Management Act of 1976*
17 *(43 U.S.C. 1712) for the covered land; and*

18 “(2) *implement the landscape prioritization plan*
19 *required in this section through the comprehensive en-*
20 *vironmental impact statements regardless of whether*
21 *a revision of that land use plan has been completed.*

22 “(b) *COORDINATION.—The Secretary shall develop the*
23 *landscape prioritization plan under this section under the*
24 *agreement entered into under section 5(d) in coordination*
25 *with the Director of the United States Fish and Wildlife*

1 *Service and the Administrator of the National Oceanic and*
 2 *Atmospheric Administration to ensure that the landscape*
 3 *prioritization plan complies with the Endangered Species*
 4 *Act of 1973 (16 U.S.C. 1531 et seq.) and in coordination*
 5 *with the State of Oregon to ensure compliance with water*
 6 *quality standards adopted under the Federal Water Pollu-*
 7 *tion Control Act (33 U.S.C. 1251 et seq.).*

8 “(c) *COMPONENTS.—*

9 “(1) *PROJECTS IN MOIST FORESTRY EMPHASIS*
 10 *AREA.—*

11 “(A) *IN GENERAL.—*Subject to subpara-
 12 *graph (B), the Secretary shall identify the loca-*
 13 *tions of the vegetation management projects that*
 14 *the Secretary proposes to conduct in the Moist*
 15 *Forestry Emphasis Area for the length of each*
 16 *Landscape Prioritization Plan.*

17 “(B) *REQUIREMENTS.—*

18 “(i) *IN GENERAL.—*For each consec-
 19 *utive 5-year period during the period de-*
 20 *scribed in subparagraph (A), the Secretary*
 21 *shall plan to conduct—*

22 “(I) *variable retention harvest*
 23 *consistent with this Act across stands*
 24 *that comprise 4 to 6 percent of the*

1 *Moist Forestry Emphasis Area, subject*
2 *to clause (ii); and*

3 “(II) *thinning activities con-*
4 *sistent with this Act across stands in*
5 *Moist Forest Emphasis Area*

6 “(ii) *VEGETATION MANAGEMENT*
7 *PROJECTS.—The locations of the proposed*
8 *vegetation management projects under*
9 *clause (i)(I) shall be distributed across the*
10 *Bureau of Land Management districts, to*
11 *the extent practicable.*

12 “(2) *PROJECTS IN DRY FORESTRY EMPHASIS*
13 *AREA.—The Secretary shall identify the locations of*
14 *the vegetation management projects consistent with*
15 *ecological forestry principles the Secretary proposes to*
16 *conduct in the Dry Forestry Emphasis Area for each*
17 *consecutive length of the Landscape Prioritization*
18 *Plan beginning on the date of enactment of the Or-*
19 *egon and California Land Grant Act of 2014.*

20 “(3) *PROJECTS IN CONSERVATION EMPHASIS*
21 *AREA.—The Secretary shall identify the locations of*
22 *vegetation management projects, including habitat*
23 *protection or restoration projects, the Secretary pro-*
24 *poses to conduct in the Conservation Emphasis Area*
25 *consistent with section 10 for the length of each Land-*

1 *scape Prioritization Plan beginning on the date of en-*
2 *actment of the Oregon and California Land Grant*
3 *Act of 2014.*

4 “(4) *SPECIFIC INFORMATION FOR PROJECTS.—*

5 “(A) *IN GENERAL.—For each vegetation*
6 *management project proposed by the Secretary,*
7 *the Landscape Prioritization Plan shall include*
8 *an identification of—*

9 “(i) *the location of forest stands to be*
10 *treated;*

11 “(ii) *the approximate size and timing*
12 *of the treatment in those stands;*

13 “(iii) *the specific vegetation treatment*
14 *recommended for each forest stand; and*

15 “(iv) *the goals and objectives for any*
16 *habitat protection or restoration projects.*

17 “(B) *ONSITE REVIEWS.—In addition to*
18 *identifying forest stands under subparagraph*
19 *(A), the Secretary shall conduct onsite reviews to*
20 *verify, at a minimum—*

21 “(i) *riparian and aquatic parameters*
22 *and assessments;*

23 “(ii) *any streams or aquatic resources*
24 *within the specific stands;*

25 “(iii) *water quality;*

1 “(iv) the presence of sensitive or special
2 status species and habitats;

3 “(v) road conditions and information;
4 and

5 “(vi) forest stand boundaries.

6 “(d) *PUBLIC COMMENT.*—The Secretary shall solicit
7 public comments regarding the landscape prioritization
8 plan for a period of not less than 60 days after the date
9 on which the Secretary makes the landscape prioritization
10 plan available to the public.

11 “(e) *REVISED PLAN.*—The Secretary shall revise the
12 Landscape Prioritization Plan as the Secretary considers
13 to be necessary, based on public comments received under
14 subsection (d).

15 “(f) *MONITORING AND LONG-TERM EVALUATION.*—

16 “(1) *IN GENERAL.*—Each Landscape
17 Prioritization Plan implementation shall be mon-
18 itored annually, and evaluated every 5 years as a
19 part of the development or revision of a resource man-
20 agement plan required under section 202 of the Fed-
21 eral Land Policy and Management Act of 1976 (43
22 U.S.C.1712) for the covered land, with opportunity
23 for public comment prior to finalizing the monitoring
24 assessments.

1 “(2) *COMPONENTS OF THE MONITORING ASSESS-*
2 *MENT.—In preparing the monitoring assessment, the*
3 *Secretary shall include assessments and reports on—*

4 “(A) *changes in the volume and quality of*
5 *timber sold;*

6 “(B) *changes in water quality;*

7 “(C) *changes in recreation;*

8 “(D) *the effectiveness of fish and wildlife*
9 *protections;*

10 “(E) *the effectiveness of measures to prevent*
11 *uncharacteristic wildfire; and*

12 “(F) *changes in forest health and fish and*
13 *wildlife habitat.*

14 “(3) *COMPONENTS OF LANDSCAPE*
15 *PRIORITIZATION PLAN TO BE MONITORED AND EVALU-*
16 *ATED.—Each Landscape Prioritization Plan shall in-*
17 *clude for monitoring and evaluation a description of*
18 *the Moist Forest Emphasis Areas and Dry Forest*
19 *Emphasis Areas—*

20 “(A) *for Moist Forestry Emphasis Areas—*

21 “(i) *landscape-level plans depicting*
22 *areas of the moist forest landscape that*
23 *would result in a distribution of variable*
24 *retention regeneration harvests to ensure the*

1 *desired placement and the appropriate scale*
2 *of vegetation management projects; and*

3 *“(ii) areas that will accelerate the de-*
4 *velopment of complex forest structure, in-*
5 *cluding opportunities to create spatial het-*
6 *erogeneity (such as creating skips and*
7 *gaps), in a young stand that has a canopy*
8 *that has closed and been simplified through*
9 *past forest management;*

10 *“(B) for Dry Forestry Emphasis Areas—*

11 *“(i) a landscape-level plan depicting*
12 *areas of dry forest landscape that will be*
13 *left over the length of the Landscape*
14 *Prioritization Plan in a denser condition*
15 *beginning on the date of enactment of the*
16 *Oregon and California Land Grant Act of*
17 *2014; and*

18 *“(ii) areas that will minimize and re-*
19 *duce the risk of uncharacteristic fire and in-*
20 *sect events, and improve fire resiliency par-*
21 *ticularly if critical components and values*
22 *are at risk, including—*

23 *“(I) communities in the wildland-*
24 *urban interface (as defined in section*

1 *101 of the Healthy Forests Restoration*
2 *Act of 2003 (16 U.S.C. 6511)); and*

3 *“(II) valuable forest structures,*
4 *such as legacy trees and oak savannas*
5 *that are in need of restoration or in*
6 *danger from a potential fire risk;*

7 *“(C) for Conservation Emphasis Areas the*
8 *Secretary shall describe and evaluate the land-*
9 *scape-level plan depicting areas of the Conserva-*
10 *tion Emphasis Areas that will be left in a more*
11 *natural condition over the length of the Land-*
12 *scape Prioritization Plan beginning on the date*
13 *of enactment of the Oregon and California Land*
14 *Grant Act of 2014.*

15 *“(g) ANNUAL MONITORING.—The Secretary shall an-*
16 *nually use not less than \$1,000,000, adjusted for inflation,*
17 *of the amounts made available under section 13(c) to mon-*
18 *itor short-term and long-term changes in forest health,*
19 *water quality, and fish and wildlife habitat.*

20 *“(h) ENVIRONMENTAL COMPLIANCE.—*

21 *“(1) IN GENERAL.—The Secretary shall imple-*
22 *ment the Landscape Prioritization Plan, including*
23 *priorities and vegetation management projects identi-*
24 *fied in a landscape prioritization plan under section*
25 *6(a), in accordance with the National Environmental*

1 *Policy Act of 1969 (42 U.S.C. 4321 et seq.) and the*
2 *requirements of this section.*

3 “(2) *DRAFT COMPREHENSIVE ENVIRONMENTAL*
4 *IMPACT STATEMENTS.—Not later than 18 months*
5 *after the date of enactment of the Oregon and Cali-*
6 *ifornia Land Grant Act of 2014, and every 5 years*
7 *thereafter the Secretary shall publish notice in the*
8 *Federal Register of the availability for public review*
9 *of 2 draft comprehensive environmental impact state-*
10 *ments for the vegetation management projects pro-*
11 *posed to be carried out during the 5- year period, of*
12 *which—*

13 “(A) *one shall cover the Moist Forestry Em-*
14 *phasis Area and, of the Conservation Emphasis*
15 *Areas designated under section 10—*

16 “(i) *the Conservation Network that is*
17 *predominantly moist forest;*

18 “(ii) *the Late Successional Old-Growth*
19 *Forest Heritage Reserves;*

20 “(iii) *the Drinking Water Special*
21 *Management Units;*

22 “(iv) *the Molalla National Recreation*
23 *Area;*

24 “(v) *the Crabtree Valley Primitive*
25 *Backcountry Area;*

1 “(vi) the Brummit Fir Primitive
2 Backcountry Area;

3 “(vii) the Kilchis Wild Salmon Refuge
4 Area; and

5 “(viii) the Protected Environmental
6 Zones that are predominantly moist forest;
7 and

8 “(B) one shall cover the Dry Forestry Em-
9 phasis Area and, of the Conservation Emphasis
10 Areas designated under section 10—

11 “(i) the Conservation Network that is
12 predominantly dry forest;

13 “(ii) the Rogue Canyon National
14 Recreation Area;

15 “(iii) the Illinois Valley Salmon and
16 Botanical Area;

17 “(iv) the Grizzly Peak Primitive
18 Backcountry Area;

19 “(v) the Dakubetede Primitive
20 Backcountry Area;

21 “(vi) the Wellington Wildlands Primi-
22 tive Backcountry Area;

23 “(vii) the Mungers Butte Primitive
24 Backcountry Area;

1 “(viii) *the Pacific Crest Trail Cor-*
2 *ridor;*

3 “(ix) *the Applegate Primitive*
4 *Backcountry Area; and*

5 “(x) *the Protected Environment Zones*
6 *that are predominantly dry forest.*

7 “(3) *ALTERNATIVES.—Each draft comprehensive*
8 *environmental impact statement under this subsection*
9 *shall analyze different locations for the relevant vege-*
10 *tation management projects under—*

11 “(A) *the no-action alternative; and*

12 “(B) *three other alternatives that are con-*
13 *sistent with this Act.*

14 “(4) *INTERAGENCY COORDINATION AND CO-*
15 *OPERATION.—The Secretary shall require the Direc-*
16 *tors of the U.S. Bureau of Land Management and the*
17 *U.S. Fish and Wildlife Service to coordinate and co-*
18 *operate between their agencies, and shall coordinate*
19 *and cooperate with the Secretary of Commerce in de-*
20 *veloping each draft comprehensive impact statement*
21 *under this subsection to ensure compliance with the*
22 *Endangered Species Act of 1973 (16 U.S.C.1531 et*
23 *seq.).*

24 “(5) *PUBLIC COMMENT.—The Secretary shall so-*
25 *licit public comment regarding the draft comprehen-*

1 *sive environmental impact statements under sub-*
2 *section (b) during the 60-day period beginning on the*
3 *date on which the Secretary makes the draft com-*
4 *prehensive environmental impact statements available*
5 *to the public.*

6 “(6) *FINAL COMPREHENSIVE ENVIRONMENTAL*
7 *IMPACT STATEMENTS.—Not later than 27 months*
8 *after the date of enactment of the Oregon and Cali-*
9 *fornia Land Grant Act of 2014, and 9 months after*
10 *publication of subsequent draft comprehensive envi-*
11 *ronmental impact statements the Secretary—*

12 “(A) *shall prepare 2 final comprehensive*
13 *environmental impact statements for the vegeta-*
14 *tion management projects that have been identi-*
15 *fied in the draft comprehensive environmental*
16 *impact statements in paragraph (2);*

17 “(B) *shall publish in the Federal Register a*
18 *notice of availability for public review of the*
19 *final comprehensive environmental impact state-*
20 *ments; and*

21 “(C) *may publish the final comprehensive*
22 *environmental impact statements in conjunction*
23 *with the environmental impact assessments relat-*
24 *ing to the land use plan developed by the Bureau*
25 *of Land Management for the covered land.*

1 “(7) *RECORDS OF DECISION.*—*Except as pro-*
 2 *vided in section 7(a), not later than 60 days after the*
 3 *date on which a notice of availability of the final*
 4 *comprehensive environmental impact statements is*
 5 *published in the Federal Register, the Secretary shall*
 6 *issue a record of decision relating to the vegetation*
 7 *management projects analyzed in the final com-*
 8 *prehensive environmental impact statements.*

9 **“SEC. 7. OBJECTIONS; O&C ADMINISTRATIVE REVIEW**
 10 **PROCESS; JUDICIAL REVIEW.**

11 “(a) *O&C ADMINISTRATIVE REVIEW PROCESS.*—

12 “(1) *IN GENERAL.*—*During the 60-day period*
 13 *described in section 6(h)(7), an eligible person may*
 14 *file an objection to the final comprehensive environ-*
 15 *mental impact statement, or during the first 15 days*
 16 *of the 90-day period described in section 7(b) an eligi-*
 17 *ble person may protest a proposed vegetation manage-*
 18 *ment project. This objection or protest must be used*
 19 *in lieu of any other appeal that may be available. A*
 20 *protest will be considered and treated as an objection*
 21 *in this subsection.*

22 “(2) *ELIGIBILITY.*—*To be eligible to file an ob-*
 23 *jection to the final environmental impact statement*
 24 *or a protest for a proposed vegetation management*
 25 *project under paragraph (1), a person shall have sub-*

1 mitted to the Secretary during the 60-day period de-
2 scribed in section 6(h)(5) written comments that de-
3 scribe the objections to the action proposed under the
4 final comprehensive environmental impact statement.

5 “(3) *ELIGIBLE PROJECT LEVEL OBJECTIONS.*—
6 An objection to an individual vegetation management
7 project may only be filed under paragraph (1) if the
8 objector can show—

9 “(A)(i) a proposed activity under the vege-
10 tation management project is inconsistent with a
11 record of decision; and

12 “(ii) the likely impacts of that activity are
13 inconsistent with the impacts analyzed in the
14 final comprehensive environmental impact state-
15 ment;

16 “(B) the vegetation management project vio-
17 lates the Endangered Species Act of 1973 (16
18 U.S.C. 1531 et seq.) or the Federal Water Pollu-
19 tion Control Act (33 U.S.C. 1251 et seq.); or

20 “(C)(i) in the circumstance of new informa-
21 tion, changed circumstances, or changed condi-
22 tions on a particular project that may result in
23 significant negative environmental impacts that
24 were not encompassed in the analysis in the ap-

1 *plicable final comprehensive environmental im-*
2 *act statement; and*

3 *“(i) those circumstances were not consid-*
4 *ered in the final comprehensive environmental*
5 *impact statement.*

6 *“(4) RESPONSE.—The Secretary shall respond in*
7 *writing to an objection filed under paragraph (1) not*
8 *later than 30 days after the date on which the objec-*
9 *tion is filed.*

10 *“(5) SUPPLEMENT.—In response to an objection*
11 *filed under paragraph (1), the Secretary may supple-*
12 *ment the final comprehensive environmental impact*
13 *statement or the draft Record of Decision to reflect the*
14 *objection.*

15 *“(6) TIMING OF RECORD OF DECISION.—If a per-*
16 *son files an objection under section 7(a)(1) relating to*
17 *a final comprehensive environmental impact state-*
18 *ment, the Secretary shall publish a record of decision*
19 *for that final comprehensive environmental impact*
20 *statement—*

21 *“(A) immediately after the Secretary re-*
22 *sponds to the objection; or*

23 *“(B) as soon as practicable after the date on*
24 *which the Secretary supplements the final com-*

1 *prehensive environmental impact statement to*
2 *reflect that objection under section 7(a)(4).*

3 “(b) *DELAY OF IMPLEMENTATION.*—*The Secretary*
4 *shall not offer for a bid or implementation a vegetation*
5 *management project pending the disposition of the objec-*
6 *tion. Not less than 90 days prior to actual commencement*
7 *of the project, notice of a bid or implementation shall be*
8 *published in the Federal Register and mailed electronically*
9 *to each person that submitted comments on a comprehensive*
10 *environmental impact statement and requested a reply.*

11 “(c) *JUDICIAL REVIEW.*—

12 “(1) *IN GENERAL.*—*A person may only challenge*
13 *a covered agency action in a United States district*
14 *court by bringing a covered civil action.*

15 “(2) *VENUE.*—*Venue for any covered civil action*
16 *shall lie in the United States District Court for the*
17 *District of Oregon or the United States District Court*
18 *for the District of Columbia.*

19 “(3) *ADDITIONAL STANDING REQUIREMENTS FOR*
20 *NEPA.*—*A person shall only have standing to bring a*
21 *covered civil action under paragraph (1) for claims*
22 *under the National Environmental Policy Act of 1969*
23 *(42 U.S.C. 4321 et seq.), if that person filed an objec-*
24 *tion under subsection (a)(1).*

1 “(4) *ELIGIBILITY.*—A reviewing court under this
2 subsection shall not consider any issue in a covered
3 civil action unless the issue has previously been
4 raised, in the discretion of the court, in writing in the
5 administrative review process described in section
6 7(a) or through other judicial notice provisions re-
7 quired by Federal law.

8 “(5) *LIMITATION OF ACTIONS.*—A covered civil
9 action shall not be maintained unless the covered civil
10 action commenced not later than 75 days after the
11 date on which the covered agency action to which the
12 covered civil action relates is final.

13 “(6) *EXPEDITED PROCEEDINGS.*—

14 “(A) *IN GENERAL.*—Congress expects that
15 judicial review of covered actions will be based
16 on review of the administrative record prepared
17 by the Secretary.

18 “(B) *DISPOSITION.*—The disposition of the
19 complaint, by summary judgment or any other
20 mechanism, shall commence not later than 190
21 days after the date on which the covered civil ac-
22 tion is commenced.

23 “(C) *EXPEDITIOUS COMPLETION OF JUDI-*
24 *CIAL REVIEW.*—Congress encourages a court of
25 competent jurisdiction to expedite, to the max-

1 *imum extent practicable, the proceedings in a*
 2 *covered civil action with the goal of rendering a*
 3 *final determination on the merits of the covered*
 4 *civil action as soon as practicable after the date*
 5 *on which a complaint or appeal is filed to ini-*
 6 *tiate the action.*

7 “(7) *APPLICABILITY.*—*Except as otherwise pro-*
 8 *vided in this section, judicial review of a covered*
 9 *agency action shall be conducted in accordance with*
 10 *subchapter II of chapter 5, and chapter 7, of title 5,*
 11 *United States Code (commonly known as the ‘Admin-*
 12 *istrative Procedure Act’).*

13 **“SEC. 8. MOIST FORESTRY EMPHASIS AREA.**

14 “(a) *IN GENERAL.*—

15 “(1) *CONFORMITY WITH PRINCIPLE OF SUS-*
 16 *TAINED YIELD.*—*Timber from the Moist Forestry Em-*
 17 *phasis Area shall be sold, cut, and removed in con-*
 18 *formity with the principle of sustained yield as de-*
 19 *finied by the Federal Land Policy and Management*
 20 *Act of 1976 (43 U.S.C. 1701 et seq.) and in accord-*
 21 *ance with the provisions of this Act.*

22 “(2) *PRODUCTION LEVELS.*—*The Secretary shall*
 23 *maintain the highest consistent timber production lev-*
 24 *els that can be sustained under ecological forestry*
 25 *principles and other provisions described in this Act.*

1 “(3) *CALCULATION.*—

2 “(A) *IN GENERAL.*—*The Secretary shall cal-*
3 *culate —*

4 “(i) *the sustained yield and identify*
5 *the quantity of timber the Secretary can*
6 *produce as part of the draft comprehensive*
7 *environmental impact statement required*
8 *under this Act for the Moist Forestry Em-*
9 *phasis Area, not including riparian reserves*
10 *established under section 4; and*

11 “(ii) *the quantity of timber as a by-*
12 *product the Secretary can produce, as part*
13 *of the Moist Forestry Emphasis Area, in-*
14 *cluding riparian reserves established under*
15 *section 4, and the portions of the Conserva-*
16 *tion Emphasis Area, as described in the*
17 *draft comprehensive environmental impact*
18 *statement under section 6(h)(2).*

19 “(B) *REQUIREMENTS.*—*The Secretary*
20 *shall—*

21 “(i) *calculate the quantities under*
22 *clauses (i) and (ii) of subparagraph (A) in*
23 *5-year increments; and*

24 “(ii) *in calculating that quantity, clas-*
25 *sify the volume of timber that could be of-*

1 *ferred from the various areas defined in sub-*
2 *paragraph (A).*

3 “(b) *MANAGEMENT OF MOIST FORESTRY EMPHASIS*
4 *AREA.—*

5 “(1) *IN GENERAL.—Moist Forestry Emphasis*
6 *Areas shall be managed in accordance with the prin-*
7 *ciples of ecological forestry.*

8 “(2) *ECOLOGICAL FORESTRY PRINCIPLES FOR*
9 *MOIST FORESTRY EMPHASIS AREAS.—The ecological*
10 *forestry principles referred to in paragraph (1) relate*
11 *to variable retention regeneration harvests and in-*
12 *clude—*

13 “(A) *the retention of legacy trees;*

14 “(B) *the acceleration of the development of*
15 *structural complexity, including spatial hetero-*
16 *geneity, through the use of diverse silvicultural*
17 *approaches, such as variable density and clump-*
18 *based thinning prescriptions;*

19 “(C) *the implementation of variable reten-*
20 *tion regeneration harvesting activities that re-*
21 *tain approximately $\frac{1}{3}$ of the live basal area of*
22 *the forest within the harvest area, primarily but*
23 *not exclusively in aggregates, provided that non-*
24 *fish bearing stream riparian reserves within the*
25 *harvest unit count towards retention, but other*

1 *reserves, including riparian reserves on fish*
2 *bearing streams, do not count;*

3 “(D) *the development and maintenance of*
4 *early seral ecosystems with diverse species fol-*
5 *lowing harvesting activities through the use of*
6 *less intense approaches to site preparation and*
7 *tree regeneration and nurturing of diverse early*
8 *seral ecosystems; and*

9 “(E) *the long-term establishment of a sil-*
10 *vicultural system that includes the development*
11 *and management of multiaged, mixed-species*
12 *stands.*

13 “(3) *VARIABLE RETENTION REGENERATION HAR-*
14 *VEST.—*

15 “(A) *IN GENERAL.—The Secretary shall*
16 *designate not less than 4 percent and not greater*
17 *than 6 percent of the moist forests described in*
18 *paragraph (1) as land on which the Secretary*
19 *shall carry out during each 5 year period vari-*
20 *able retention regeneration harvesting activities,*
21 *consistent with—*

22 “(i) *this section and other provisions of*
23 *this Act;*

24 “(ii) *the Endangered Species Act (16*
25 *U.S.C. 1531 et seq.); and*

1 “(iii) the environmental impact state-
2 ment required under the National Environ-
3 mental Policy Act of 1969 (42 U.S.C. 4321
4 et seq.) as described in section 6.

5 “(4) NORTHWEST FOREST PLAN APPLICATION.—
6 The Secretary shall identify 50,000 acres of Moist
7 Forest Emphasis Area that—

8 “(A) have been previously subject to forest
9 management;

10 “(B) whose trees are in the 80 year age
11 class or younger;

12 “(C) are not within one site-potential tree
13 height of any stream, or within a source water
14 emphasis area or a key watershed under the
15 NWFP;

16 “(D) are not within critical habitat; and

17 “(E) apply the implementation of variable
18 retention regeneration harvesting activities that
19 retain approximately $\frac{1}{4}$ of the live basal area of
20 the forest within the harvest area, provided that
21 non-fish bearing stream riparian reserves within
22 the harvest unit count towards retention, but
23 other reserves, including riparian reserves on
24 fish bearing streams, do not. In total, not less

1 *than 15 percent of the live basal area in the*
2 *stand, excluding all reserves, must be retained.*

3 “(c) *ROADS.*—

4 “(1) *IN GENERAL.*—*The Secretary shall not in-*
5 *crease the total quantity of mileage of permanent, sys-*
6 *tem and non-system roads that are operational in the*
7 *Moist Forestry Emphasis Area to a quantity greater*
8 *than the quantity of mileage in existence on the date*
9 *of enactment of the Oregon and California Land*
10 *Grant Act of 2014, excluding roads constructed pur-*
11 *suant to reciprocal rights of way agreements, ease-*
12 *ment obligations or other access rights of non-Federal*
13 *parties in effect as of enactment of the Oregon and*
14 *California Land Grant Act of 2014, subject to the*
15 *rights of the owner of adjacent private land as set*
16 *forth in sections 3(e) and 3(j) of this Act.*

17 “(2) *SYSTEM ROADS.*—*The Secretary—*

18 “(A) *may construct new system roads out-*
19 *side of the riparian reserves to carry out a vege-*
20 *tation management project under this Act; and*

21 “(B) *subject to the availability of appro-*
22 *priations and to the maximum extent prac-*
23 *ticable, shall reduce the quantity of mileage of*
24 *system roads by decommissioning roads, subject*
25 *to the rights of the owner of adjacent private*

1 *land as set forth in sections 3(e) and 3(j) of this*
2 *Act, provided that decommissioning shall be done*
3 *with an adjacent private landowner if—*

4 “(i) *the adjacent private landowner is*
5 *a party to a reciprocal right-of-way agree-*
6 *ment covering an area which includes the*
7 *road in question; or*

8 “(ii) *the decommissioning would re-*
9 *move or increase the cost of vehicular access*
10 *to the adjacent private lands.*

11 “(3) *NON-SYSTEM ROADS.—Subject to the avail-*
12 *ability of appropriations, the Secretary shall annu-*
13 *ally reduce the total quantity of mileage of nonsystem*
14 *roads.*

15 “(4) *TEMPORARY ROADS.—If the Secretary con-*
16 *structs a temporary road as part of a vegetation*
17 *management project, the Secretary shall close and de-*
18 *commission the temporary road not later than the*
19 *earlier of—*

20 “(A) *the date that is 2 years after the date*
21 *on which the activity for which the temporary*
22 *road was constructed is completed; and*

23 “(B) *the date that is 1 year after the date*
24 *on which the vegetation management project is*
25 *completed.*

1 **“SEC. 9. DRY FORESTRY EMPHASIS AREA.**

2 “(a) *IN GENERAL.*—

3 “(1) *The Secretary shall manage the Dry For-*
4 *estry Emphasis Area to increase the resiliency of the*
5 *stands by reducing the risk from uncharacteristic*
6 *wildfires, droughts, and insect or disease events while*
7 *maintaining consistent timber production levels that*
8 *can be sustained under ecological forestry principles*
9 *and other provisions described in this Act.*

10 “(2) *CONFORMITY WITH PRINCIPLE OF SUS-*
11 *TAINED YIELD.*—*Timber from the Dry Forestry Em-*
12 *phasis Area shall be sold, cut, and removed in con-*
13 *formity with the principle of sustained yield as de-*
14 *finied by the Federal Land Policy and Management*
15 *Act of 1976 (43 U.S.C. 1701 et seq.) and in accord-*
16 *ance with the provisions of this Act.*

17 “(3) *PRODUCTION LEVELS.*—*The Secretary shall*
18 *maintain the highest consistent timber production lev-*
19 *els that can be sustained under ecological forestry*
20 *principles and other provisions described in this Act.*

21 “(4) *CALCULATION.*—

22 “(A) *IN GENERAL.*—*The Secretary shall cal-*
23 *culate—*

24 “(i) *the sustained yield and identify*
25 *the quantity of timber the Secretary can*
26 *produce as part of the draft comprehensive*

1 *environmental impact statement required*
2 *under this Act for the Dry Forestry Empha-*
3 *sis Area, not including riparian reserves es-*
4 *tablished under section 4; and*

5 “(ii) *the quantity of timber as a by-*
6 *product the Secretary can produce, as part*
7 *of the Dry Forestry Emphasis Area, includ-*
8 *ing riparian reserves established under sec-*
9 *tion 4, and the portions of the Conservation*
10 *Emphasis Area, as described in the draft*
11 *comprehensive environmental impact state-*
12 *ment under section 6.*

13 “(b) *REQUIREMENTS.—The Secretary shall maintain,*
14 *restore, or improve conditions of tree density, tree composi-*
15 *tion, and tree size distribution that will result in a stand*
16 *with a high level of resistance and resilience to*
17 *uncharacteristic wildfires, droughts, and insect events.*

18 “(c) *PRIORITY.—In carrying out vegetation manage-*
19 *ment projects, the Secretary shall give priority to areas that*
20 *contain important components, including—*

21 “(1) *communities in the wildland-urban inter-*
22 *face (as defined in section 101 of the Healthy Forests*
23 *Restoration Act of 2003 (16 U.S.C. 6511)); and*

1 “(2) *valuable forest structures, such as legacy*
2 *trees and oak savannas that are in need of restoration*
3 *or are in danger from uncharacteristic fire.*

4 “(d) *MANAGEMENT OF DRY FORESTRY EMPHASIS*
5 *AREAS.—*

6 “(1) *IN GENERAL.—Dry Forestry Emphasis*
7 *Areas shall be managed in accordance with ecological*
8 *forestry principles described in paragraph (2).*

9 “(2) *ECOLOGICAL FORESTRY PRINCIPLES IN DRY*
10 *FORESTS.—The ecological forestry principles referred*
11 *to in paragraph (1) include—*

12 “(A) *the retention and improvement of the*
13 *survivability of legacy trees through the reduc-*
14 *tion of adjacent fuels and competing vegetation*
15 *to promote resilience against mortality from in-*
16 *sects, disease, and fire;*

17 “(B) *the retention and protection of impor-*
18 *tant structures such as large hardwoods, snags,*
19 *and logs;*

20 “(C) *the reduction of overall stand densities*
21 *through partial cutting in an effort—*

22 “(i) *to reduce basal areas to desired*
23 *levels, particularly in overstocked stands;*

24 “(ii) *to increase the mean stand di-*
25 *ameter; and*

1 “(iii) to shift the composition of stands
2 to fire- and drought-tolerant species;

3 “(D) the restoration of spatial heterogeneity
4 through the variation of the treatment of stands,
5 such as by leaving untreated patches, creating
6 openings, and establishing tree clumps and iso-
7 lated single trees;

8 “(E) the establishment of new tree cohorts of
9 shade-intolerant species in created openings;

10 “(F) the harvesting of timber during the
11 restoration process;

12 “(G) the maintenance of sustainable and
13 fire-resilient conditions in perpetuity through
14 both passive and active management of the dry
15 forests in accordance with this subsection, in-
16 cluding the treatment of activity fuels and other
17 surface and ladder fuels and understory vegeta-
18 tion using prescribed fire, natural fire or me-
19 chanical activities; and

20 “(H) the retention of a basal area after a
21 partial cut that is not less than 35 percent of the
22 initial basal area of the sale.

23 “(e) ROADS.—

24 “(1) IN GENERAL.—The Secretary shall not in-
25 crease the total quantity of mileage of system roads

1 *that are operational in the Dry Forestry Emphasis*
2 *Area to a quantity greater than the quantity of mile-*
3 *age in existence on the date of enactment of the Or-*
4 *egon and California Land Grant Act of 2014, exclud-*
5 *ing roads constructed pursuant to reciprocal rights of*
6 *way agreements, easement obligations or other access*
7 *rights of non-Federal parties in effect as of enactment*
8 *of the Oregon and California Land Grant Act of*
9 *2014, subject to the rights of the owner of adjacent*
10 *private land as set forth in sections 3(e) and 3(j) of*
11 *this Act.*

12 *“(2) SYSTEM ROADS.—The Secretary—*

13 *“(A) may construct new system roads to*
14 *carry out a vegetation management project; and*

15 *“(B) subject to the availability of appro-*
16 *priations, shall decommission or place into stor-*
17 *age all system roads that the Secretary has not*
18 *planned to use in the next 5 years for vegetation*
19 *management projects or administrative purposes,*
20 *subject to the rights of the owner of adjacent pri-*
21 *ivate land as set forth in sections 3(e) and 3(j)*
22 *of this Act, provided that decommissioning shall*
23 *be done with an adjacent private landowner if—*

24 *“(i) the adjacent private landowner is*
25 *a party to a reciprocal right-of-way agree-*

1 *ment covering an area which includes the*
2 *road in question; or*

3 “(ii) *the decommissioning would re-*
4 *move or increase the cost of vehicular access*
5 *to the adjacent private lands.*

6 “(3) *NONSYSTEM ROADS.—Subject to the avail-*
7 *ability of appropriations, the Secretary shall annu-*
8 *ally reduce the total quantity of mileage of nonsystem*
9 *roads by decommissioning.*

10 “(4) *TEMPORARY ROADS.—If the Secretary con-*
11 *structs a temporary road as part of a vegetation*
12 *management project, the Secretary shall close and de-*
13 *commission the temporary road not later than the*
14 *earlier of—*

15 “(A) *the date that is 2 years after the date*
16 *on which the activity for which the temporary*
17 *road was constructed is completed; and*

18 “(B) *the date that is 1 year after the date*
19 *on which the vegetation management project is*
20 *completed.*

21 **“SEC. 10. CONSERVATION EMPHASIS AREAS.**

22 “(a) *CONSERVATION NETWORKS.—The approximately*
23 *690,000 acres of land managed by the Secretary, as gen-*
24 *erally depicted as ‘Conservation Network’ on the map enti-*
25 *tled ‘O&C Land Grant Act of 2014: Conservation Network’*

1 *and dated November 3, 2014, which is designated as the*
2 *Conservation Network, the purpose of which is to create for-*
3 *est reserves providing ecological benefits and protect con-*
4 *servation values, including providing late successional old-*
5 *growth forest complex habitat, complex early successional*
6 *habitat, aquatic and riparian protection, fish and wildlife*
7 *benefits, recreational and educational opportunities and*
8 *other natural processes needed for the healthy functioning*
9 *of the ecosystem, shall be managed in accordance with sub-*
10 *section (h).*

11 “(b) *LATE SUCCESSIONAL OLD-GROWTH FOREST*
12 *HERITAGE RESERVES.—The approximately 510,000 acres*
13 *of land managed by the Secretary, as generally depicted on*
14 *the map entitled ‘O & C Land Grant Act of 2014: Late*
15 *Successional Old-Growth Forest Heritage Reserves’ and*
16 *dated November 3, 2014, which is designated as the ‘Late*
17 *Successional Old-Growth Forest Heritage Reserves’, the*
18 *purpose of which is to protect and preserve Moist Forest*
19 *stands that, as of the date of enactment of the Oregon and*
20 *California Land Grant Act of 2014, contain a 90 year or*
21 *above age class, shall be managed by the Secretary in a*
22 *manner that does not allow harvesting of any tree within*
23 *the area.*

24 “(c) *SPECIAL MANAGEMENT UNITS.—*

1 “(1) *DESIGNATION.*—*For the purposes of ensuring*
2 *the protection of the watersheds as a source of*
3 *clean drinking water, to safeguard the water quality*
4 *and quantity in the areas, and to allow visitors to*
5 *enjoy the special scenic, natural, cultural, and fish*
6 *and wildlife values of the watersheds, the following*
7 *areas in the State of Oregon are designated as special*
8 *management units for special management by the*
9 *Secretary in accordance with subsection (h) and this*
10 *subsection:*

11 “(A) *MCKENZIE DRINKING WATER SPECIAL*
12 *MANAGEMENT UNIT.*—*The approximately 12,042*
13 *acres of land managed by the Secretary , as generally*
14 *depicted on the map entitled ‘O&C Land*
15 *Grant Act of 2014: McKenzie Source Water Em-*
16 *phasis Area’ and dated November 3, 2014, which*
17 *is designated as the ‘McKenzie Drinking Water*
18 *Special Management Unit’.*

19 “(B) *HILLSBORO DRINKING WATER SPECIAL*
20 *MANAGEMENT UNIT.*—*The approximately 1,243*
21 *acres of land managed by the Secretary, as generally*
22 *depicted on the map entitled ‘O&C Land*
23 *Grant Act of 2014: Hillsboro Source Water Em-*
24 *phasis Area’ and dated November 3, 2014, which*

1 is designated as the ‘Hillsboro Drinking Water
2 Special Management Unit’.

3 “(C) *CLACKAMAS DRINKING WATER SPECIAL*
4 *MANAGEMENT UNIT.*—*The approximately 416*
5 *acres of land managed by the Secretary, as gen-*
6 *erally depicted on the map entitled ‘O&C Land*
7 *Grant Act of 2014: Clackamas Source Water*
8 *Emphasis Area’ and dated November 3, 2014,*
9 *which is designated as the ‘Clackamas Drinking*
10 *Water Special Management Unit’.*

11 “(D) *SPRINGFIELD DRINKING WATER SPE-*
12 *CIAL MANAGEMENT UNIT.*—*The approximately*
13 *3,161 acres of land managed by the Secretary, as*
14 *generally depicted on the map entitled ‘O&C*
15 *Land Grant Act of 2014: Springfield Source*
16 *Water Emphasis Area’ and dated November 3,*
17 *2014, which is designated as the ‘Springfield*
18 *Drinking Water Special Management Unit’.*

19 “(2) *LIVESTOCK.*—*The grazing of livestock shall*
20 *not be allowed within a special management unit des-*
21 *ignated by paragraph (1).*

22 “(d) *NATIONAL RECREATION AREAS.*—*For the pur-*
23 *poses of protecting , conserving, and enhancing the unique*
24 *and nationally important recreational, ecological, scenic,*
25 *cultural, watershed, and fish and wildlife values of the*

1 areas, the following areas in the State of Oregon are des-
2 igned as recreation areas for management by the Sec-
3 retary in accordance with subsection (h):

4 “(1) *ROGUE CANYON NATIONAL RECREATION*
5 *AREA.*—The approximately 94,700 acres of Bureau of
6 *Land Management land, within the boundary gen-*
7 *erally depicted on the map entitled ‘O&C Land Grant*
8 *Act of 2014: Rogue Canyon National Recreation*
9 *Area’ and dated November 3, 2014, which is des-*
10 *ignated as the ‘Rogue Canyon National Recreation*
11 *Area’.*

12 “(2) *MOLALLA NATIONAL RECREATION AREA.*—
13 *The approximately 24,100 acres of Bureau of Land*
14 *Management land, within the boundary generally de-*
15 *scribed on the map entitled ‘O&C Land Grant Act of*
16 *2014: Molalla National Recreation Area’ and dated*
17 *November 3, 2014, which is designated as the ‘Molalla*
18 *National Recreation Area’.*

19 “(e) *SPECIAL MANAGEMENT AREAS.*—For the purposes
20 *of protecting, preserving and enhancing the natural char-*
21 *acter, scientific use, and the botanical, recreational, ecologi-*
22 *cal, fish and wildlife, scenic, drinking water, or cultural*
23 *values of the areas or to preserve opportunities for primitive*
24 *recreation, the following areas in the State of Oregon are*

1 *designated for special management by the Secretary in ac-*
2 *cordance with subsection (h):*

3 “(1) *ILLINOIS VALLEY SALMON AND BOTANICAL*
4 *SPECIAL MANAGEMENT AREA.—The approximately*
5 *15,000 acres of Bureau of Land Management land, as*
6 *generally depicted on the map entitled ‘O&C Land*
7 *Grant Act of 2014: Illinois Valley Salmon and Botani-*
8 *cal Area’ and dated November 3, 2014, which is des-*
9 *ignated as the ‘Illinois Valley Salmon and Botanical*
10 *Special Management Area’.*

11 “(2) *KILCHIS WILD SALMON REFUGE AREA.—*
12 *The approximately 9,000 acres of Bureau of Land*
13 *Management land, as generally depicted on the map*
14 *entitled ‘O&C Land Grant Act of 2014: Kilchis Wild*
15 *Salmon Refuge Area’ and dated November 3, 2014,*
16 *which is designated as the ‘Kilchis Wild Salmon Ref-*
17 *uge Area’.*

18 “(3) *SMITH RIVER SALMON RESTORATION*
19 *UNIT.—The purpose of this restoration unit is to en-*
20 *sure the protection, maintenance and restoration of*
21 *the salmonid resources of these rivers segments. The*
22 *riparian areas along the mainstem of the Smith*
23 *River, from the confluence of Spencer Creek (Smith*
24 *River mile 22.8), upstream to Clabber Creek (Smith*
25 *River mile 60.5), which flows through the covered*

1 *lands and the mainstem of the West Fork of the*
2 *Smith River, from the confluence of W. Fork Smith*
3 *river with the main stem Smith River (Smith River*
4 *mile 34.5) upstream along the West Fork of the Smith*
5 *River to the junction of Upper W. Fork Smith River*
6 *Road (W. Fork Smith River mile 12.43), which flows*
7 *through the covered lands, will be managed to under*
8 *section 4(a)(1 of this Act without modifications under*
9 *4(a)(2).*

10 “(4) *GRIZZLY PEAK PRIMITIVE BACKCOUNTRY*
11 *SPECIAL MANAGEMENT AREA.—The approximately*
12 *2,100 acres of Bureau of Land Management land, as*
13 *generally depicted on the map entitled ‘O&C Land*
14 *Grant Act of 2014: Grizzly Peak Primitive*
15 *Backcountry Area’ and dated November 3, 2014,*
16 *which is designated as the ‘Grizzly Peak Primitive*
17 *Backcountry Special Management Area’.*

18 “(5) *DAKUBETEDE PRIMITIVE BACKCOUNTRY*
19 *SPECIAL MANAGEMENT AREA.—The approximately*
20 *21,200 acres of Bureau of Land Management land, as*
21 *generally depicted on the map entitled ‘O&C Land*
22 *Grant Act of 2014: Dakubetede Primitive*
23 *Backcountry Area’ and dated November 3, 2014,*
24 *which is designated as the ‘Dakubetede Primitive*
25 *Backcountry Special Management Area’.*

1 “(6) WELLINGTON WILDLANDS PRIMITIVE
2 BACKCOUNTRY SPECIAL MANAGEMENT AREA.—The ap-
3 proximately 5,700 acres of Bureau of Land Manage-
4 ment land, as generally depicted on the map entitled
5 ‘O&C Land Grant Act of 2014: Wellington Wildlands
6 Primitive Backcountry Area’ and dated November 3,
7 2014, which is designated as the ‘Wellington
8 Wildlands Primitive Backcountry Special Manage-
9 ment Area’.

10 “(7) MUNGERS BUTTE PRIMITIVE BACKCOUNTRY
11 SPECIAL MANAGEMENT AREA.—The approximately
12 10,200 acres of Bureau of Land Management land, as
13 generally depicted on the map entitled ‘O&C Land
14 Grant Act of 2014: Mungers Butte Primitive
15 Backcountry Area’ and dated November 3, 2014,
16 which is designated as the ‘Mungers Butte Primitive
17 Backcountry Special Management Area’.

18 “(8) BRUMMIT FIR PRIMITIVE BACKCOUNTRY
19 SPECIAL MANAGEMENT AREA.—The approximately
20 2,000 acres of Bureau of Land Management land, as
21 generally depicted on the map entitled ‘O&C Land
22 Grant Act of 2014: Brummit Fir Primitive
23 Backcountry Area’ and dated November 3, 2014,
24 which is designated as the ‘Brummit Fir Primitive
25 Backcountry Special Management Area’.

1 “(9) CRABTREE VALLEY PRIMITIVE
2 BACKCOUNTRY SPECIAL MANAGEMENT AREA.—The ap-
3 proximately 2,100 acres of Bureau of Land Manage-
4 ment land, as generally depicted on the map entitled
5 ‘O&C Land Grant Act of 2014: Crabtree Valley
6 Primitive Backcountry Area’ and dated November 3,
7 2014, which is designated as the ‘Crabtree Valley
8 Primitive Backcountry Special Management Area’.

9 “(10) APPLGATE PRIMITIVE BACKCOUNTRY SPE-
10 CIAL MANAGEMENT AREA.—The approximately 9,000
11 acres of Bureau of Land Management land, as gen-
12 erally depicted on the map entitled ‘O&C Land Grant
13 Act of 2014: Crabtree Valley Primitive Backcountry
14 Area’ and dated November 1, 2014, which is des-
15 ignated as the ‘Crabtree Valley Primitive
16 Backcountry Special Management Area’.

17 “(11) PROTECTED ENVIRONMENTAL ZONE SPE-
18 CIAL MANAGEMENT AREA.—The approximately 95,767
19 acres of land administered by the Secretary, as gen-
20 erally depicted on the map entitled ‘O&C Land Grant
21 Act of 2014: Special Environmental Zones’ and dated
22 November 3, 2014, which is designated as the ‘Special
23 Environmental Zone Special Management Area’.

24 “(f) CASCADE-SISKIYOU NATIONAL MONUMENT EX-
25 PANSION.—Subject to valid existing rights, the Secretary

1 *shall administer the approximately 2,050 acres of land ad-*
2 *ministered by the Director of the Bureau of Land Manage-*
3 *ment generally depicted on the map entitled ‘O&C Land*
4 *Grant Act of 2014: Cascade-Siskiyou National Monument*
5 *Expansion’ and dated November 3, 2014, as part of the Cas-*
6 *cade-Siskiyou National Monument and subject to the same*
7 *proclamation, regulations, rules and policies that apply to*
8 *the rest of the national monument.*

9 “(g) *PACIFIC CREST TRAIL PROTECTION CORRIDOR.*—

10 “(1) *ESTABLISHMENT.*—*There is designated in*
11 *the State of Oregon a protective corridor for the Pa-*
12 *cific Crest National Scenic Trail, to be known as the*
13 *‘Pacific Crest Trail Protection Corridor’, consisting*
14 *of all Bureau of Land Management land located with-*
15 *in approximately ¼ mile on either side of the Pacific*
16 *Crest National Scenic Trail, beginning at the west*
17 *boundary of Section 23, T.40.S, R.7.W, W.M. at the*
18 *border of the Klamath National Forest in the*
19 *Siskiyou Mountains, continuing approximately 45*
20 *miles and ending at the eastern boundary Section 13,*
21 *T.38.S, R.4.E, W.M near the southern boundary of the*
22 *Rogue River National Forest in the Cascade Range,*
23 *to be managed by the Secretary in accordance with*
24 *subsection (h).*

1 “(2) *PURPOSES.*—*The purposes of the Pacific*
2 *Crest Trail Protection Corridor are to protect and en-*
3 *hance the recreational, scenic, historic, and wildlife*
4 *values of the Pacific Crest National Scenic Trail in*
5 *as natural and undeveloped a state as practicable.*

6 “(3) *FOREST ROADS.*—*Forest roads crossing the*
7 *Pacific Crest Trail Protection Corridor or within the*
8 *Pacific Crest Trail Protection Corridor shall be lim-*
9 *ited to those necessary for the proper use and admin-*
10 *istration of adjacent public land, as determined by*
11 *the Secretary in applicable management plans.*

12 “(h) *ADMINISTRATION.*—

13 “(1) *MAPS AND LEGAL DESCRIPTIONS.*—

14 “(A) *IN GENERAL.*—*As soon as practicable*
15 *after the date of enactment of the Oregon and*
16 *California Land Grant Act of 2014, the Sec-*
17 *retary shall a prepare a map and legal descrip-*
18 *tion of each Conservation Emphasis Area.*

19 “(B) *EFFECT.*—*The maps and legal de-*
20 *scriptions prepared under subparagraph (A)*
21 *shall have the same force and effect as if included*
22 *in this Act, except that the Secretary may correct*
23 *any minor errors in the maps and legal descrip-*
24 *tions.*

1 “(C) *PUBLIC AVAILABILITY.*—*The maps and*
2 *legal descriptions prepared under subparagraph*
3 *(A) shall be available for public inspection in the*
4 *appropriate offices of the Bureau of Land Man-*
5 *agement.*

6 “(2) *ADMINISTRATION.*—

7 “(A) *APPLICABLE LAW.*—*The Secretary*
8 *shall administer each Conservation Emphasis*
9 *Area—*

10 “(i) *in a manner that furthers the pur-*
11 *poses for which the Conservation Emphasis*
12 *Area was established; and*

13 “(ii) *in accordance with—*

14 “(I) *this subsection;*

15 “(II) *the Federal Land Policy and*
16 *Management Act of 1976 (43 U.S.C.*
17 *1701 et seq.); and*

18 “(III) *any other applicable Fed-*
19 *eral laws.*

20 “(B) *USES.*—*The Secretary shall only allow*
21 *uses of a Conservation Emphasis Area that are*
22 *consistent with the purposes and values for*
23 *which the Conservation Emphasis Area is estab-*
24 *lished.*

1 “(C) *WITHDRAWAL*.—Subject to valid exist-
2 ing rights, all Federal surface and subsurface
3 land within a Conservation Emphasis Area is
4 withdrawn from—

5 “(i) all forms of entry, appropriation,
6 or disposal under the public land laws;

7 “(ii) location, entry, and patent under
8 the mining laws; and

9 “(iii) operation under the mineral
10 leasing and geothermal leasing laws.

11 “(3) *ADJACENT MANAGEMENT*.—Nothing in this
12 section creates any protective perimeter or buffer zone
13 around an area designated under this section.

14 “(4) *USE OF MOTORIZED VEHICLES*.—The use of
15 motorized vehicles within the Conservation Emphasis
16 Areas shall be limited to roads allowed by the Sec-
17 retary for such use, provided that the Secretary may
18 allow off-road vehicle use in designated portions of the
19 areas designated by this section if such use is con-
20 sistent with the purposes and values for which the
21 area was designated.

22 “(5) *FOREST MANAGEMENT*.—

23 “(A) *IN GENERAL*.—Subject to subpara-
24 graph (B), in the Conservation Emphasis Area
25 (other than a special management area des-

1 *ignated by subsection (e)), the cutting, sale, or*
2 *removal of timber may be permitted—*

3 *“(i) to the extent necessary to improve*
4 *forest health in ways that also—*

5 *“(I) improve the habitats of*
6 *threatened or endangered species or*
7 *species considered sensitive by the Sec-*
8 *retary over the long term after comple-*
9 *tion of the vegetation management*
10 *project; or*

11 *“(II) in the case of harvests in*
12 *moist forest sites, is conducted—*

13 *“(aa) through variable den-*
14 *sity and clump based thinning;*

15 *“(bb) in a manner that re-*
16 *tains legacy trees; and*

17 *“(III) in the case of dry forests,*
18 *through partial cutting in a manner*
19 *that retains legacy trees;*

20 *“(ii) is also in furtherance of the pur-*
21 *poses for which the Conservation Emphasis*
22 *Area was established; or*

23 *“(iii) for de minimis personal or ad-*
24 *ministrative use within a Conservation Em-*
25 *phasis Area established in subsection (a), if*

1 *the use would not impact the purposes for*
2 *which the Conservation Network was estab-*
3 *lished.*

4 “(B) *EXCEPTIONS.*—*Notwithstanding sub-*
5 *paragraph (A), forest thinning and vegetation*
6 *treatments may be permitted in a special man-*
7 *agement area designated by subsection (e), if the*
8 *purpose of the treatments is—*

9 “(i) *to improve forest health in a case*
10 *in which the forest is threatened by*
11 *uncharacteristic fire, an insect event, or dis-*
12 *ease;*

13 “(ii) *to improve or maintain rec-*
14 *reational facilities and opportunities; or*

15 “(iii) *to protect public health or safety.*

16 “(C) *CALCULATION.*—*The Secretary shall*
17 *calculate the quantity of timber that the Sec-*
18 *retary would produce from the Conservation Em-*
19 *phasis Areas as a by-product of the conservation*
20 *management, not including riparian reserves es-*
21 *tablished under section 4 and Late Successional*
22 *Old-Growth Heritage Reserves.*

23 “(i) *ROADS.*—

24 “(1) *IN GENERAL.*—*The Secretary, to the max-*
25 *imum extent practicable, shall decrease the total mile-*

1 *age of system roads that are operational in the Con-*
2 *servation Emphasis Areas to a quantity less than the*
3 *quantity of mileage in existence on the date of enact-*
4 *ment of the Oregon and California Land Grant Act*
5 *of 2014. The Secretary shall prioritize decreasing the*
6 *mileage of the road network in order to reduce im-*
7 *pacts to water quality from sediment delivered to*
8 *streams by forest roads.*

9 *“(2) TEMPORARY ROADS.—If the Secretary con-*
10 *structs a temporary road as part of a vegetation*
11 *management project, the Secretary shall close and de-*
12 *commission the temporary road not later than the*
13 *earlier of—*

14 *“(A) the date that is 2 years after the date*
15 *on which the activity for which the temporary*
16 *road was constructed is completed; and*

17 *“(B) the date that is 1 year after the date*
18 *on which the vegetation management project is*
19 *completed.*

20 *“(3) NO NEW ROADS.—The Secretary shall pro-*
21 *hibit any new system or nonsystem road within the*
22 *Conservation Emphasis Areas and key watersheds*
23 *under the NWFP after the date of enactment of the*
24 *Oregon and California Land Grant Act of 2014 ex-*
25 *cept as necessary, where no practicable alternative ex-*

1 *ists and subject to the availability of appropriations.*
2 *The Secretary shall also prohibit the construction of*
3 *any new road in any roadless area or areas with wil-*
4 *derness characteristics.*

5 *“(4) ROADS IN RIPARIAN AREAS.—Requirements*
6 *in section 4(b) apply to riparian reserves in the Con-*
7 *servation Emphasis Areas.*

8 **“SEC. 11. LAND MANAGEMENT RATIONALIZATION.**

9 *“(a) IN GENERAL.—The Secretary may exchange Fed-*
10 *eral land in the Moist Forestry Emphasis Area or the Dry*
11 *Forestry Emphasis Area or the Conservation Emphasis*
12 *Area or interests in the Federal land in the Emphasis Areas*
13 *for adjacent non-Federal land or interests in the non-Fed-*
14 *eral land if—*

15 *“(1) the Federal land does not contain critical*
16 *habitat for a species listed under the Endangered Spe-*
17 *cies Act of 1973 (16 U.S.C. 1531 et seq.);*

18 *“(2) the Federal land is not identified in the*
19 *landscape prioritization plan developed under section*
20 *6(a);*

21 *“(3) the Secretary determines that the land ex-*
22 *change would facilitate the administration of the*
23 *Moist Forestry Emphasis Area or Dry Forestry Em-*
24 *phasis Area or the Conservation Emphasis Area; and*

1 “(4) the Secretary determines that the land ex-
2 change is in the public interest, including, but not
3 limited to, the acknowledgment that the consolidation
4 of Federal land and non-Federal land and the en-
5 hancement of conservation values are in the in public
6 interest.

7 “(b) BUREAU OF LAND MANAGEMENT LANDS TO THE
8 FOREST SERVICE.—

9 “(1) IN GENERAL.—The approximately 25,000
10 acres of lands, as generally depicted as ‘BLM to
11 USFS’ on the map entitled ‘O & C Land Grant Act
12 of 2014: Land Management Rationalization’ and
13 dated November 3, 2014, are transferred to the ad-
14 ministration of the Forest Service in the Department
15 of Agriculture from the administration of the Depart-
16 ment of the Interior Bureau of Land Management.

17 “(2) MANAGEMENT.—The Secretary of Agri-
18 culture, through the Chief of the Forest Service, shall
19 manage the lands described in paragraph (1):

20 “(A) as other National Forest Systems
21 lands and subject to the same statutes, regula-
22 tions and policies;

23 “(B) as they have been generally managed
24 under the Northwest Forest Plan and the appro-
25 priate Bureau of Land Management resource

1 *management plan at least until revised in a*
2 *land and resource management plan revision;*
3 *and*

4 “(C) *under any specific statutes that may*
5 *apply to any of these lands.*

6 “(3) *NATIONAL FOREST BOUNDARIES.—The Sec-*
7 *retary of Agriculture, through the Chief of the Forest*
8 *Service, shall adjust the official boundaries of the rel-*
9 *evant national forests to accommodate the inclusion of*
10 *the lands described in paragraph (1).*

11 “(c) *FOREST SERVICE LANDS TO THE BUREAU OF*
12 *LAND MANAGEMENT.—*

13 “(1) *LAND FOR MANAGEMENT RATIONALIZATION*
14 *BETWEEN BUREAU OF LAND MANAGEMENT AND FOR-*
15 *EST SERVICE.—Not later than 30 days after the date*
16 *of enactment of the Oregon and California Land*
17 *Grant Act of 2014, the Secretary of Agriculture shall*
18 *identify for transfer to the Secretary of the Interior*
19 *approximately 102,000 acres of U.S. Forest Service*
20 *land, some of which is identified on the map entitled*
21 *‘O&C Land Grant Act of 2014: Land Management*
22 *Rationalization’ and dated November 3, 2014, with*
23 *the following criteria—*

24 “(A) *adjacent to existing Bureau of Land*
25 *Management covered land under this Act;*

1 “(B) facilitates management by reducing
2 fragmentation and creating more contiguous
3 parcels of lands for both the U.S. Forest Service
4 and Bureau of Land Management lands; and

5 “(C) appropriate for designation into Moist
6 or Dry Forestry Emphasis Areas as identified in
7 this Act; and

8 “(D) not within—

9 “(i) inventoried roadless areas;

10 “(ii) wilderness or other designated
11 conservation areas; or

12 “(iii) high-quality critical habitat.

13 “(2) MANAGEMENT.—The Secretary shall man-
14 age the lands described in subparagraph (1) under
15 this Act, including section 4(a)(1) without modifica-
16 tion under section 4(a)(2).

17 “(3) LAND MANAGEMENT RATIONALIZATION
18 WITHIN THE BUREAU OF LAND MANAGEMENT.—Not
19 later than 30 days after completion of actions re-
20 quired under paragraph (1), the Secretary of Agri-
21 culture and the Secretary of the Interior shall identify
22 for transfer to the Secretary of the Interior not less
23 than 206,000 acres of Forest Service land ecologically
24 associated with the acres identified in paragraph (1)

1 *and other covered lands, suitable for conservation pro-*
2 *tection.*

3 “(4) *LAND ALLOCATION.*—

4 “(A) *FOREST EMPHASIS AREAS.*—*The Sec-*
5 *retary shall allocate, as most appropriately con-*
6 *sistent with this Act, the lands described in*
7 *paragraph (3) into—*

8 “(i) *moist forestry emphasis area sub-*
9 *ject to the provisions of section 8; or*

10 “(ii) *dry forestry emphasis area subject*
11 *to the provisions of section 9.*

12 “(B) *CONSERVATION EMPHASIS AREAS.*—
13 *The Secretary shall designate the lands described*
14 *in paragraph (3) as Conservation Emphasis*
15 *Areas to be managed under section 10 and sec-*
16 *tion 4(a)(1) without modification under section*
17 *4(a)(2) of this Act.*

18 “(5) *REPORT TO CONGRESS.*—

19 “(A) *IN GENERAL.*—*Within one year of the*
20 *date of enactment of the Oregon and California*
21 *Land Grant Act of 2014, the Secretary shall sub-*
22 *mit to the Committee on Energy and Natural*
23 *Resources of the Senate and the Committee on*
24 *Natural Resources of the House of Representa-*
25 *tives a report detailing how, after consideration*

1 *of public comment in subparagraph (B), the*
2 *lands described in paragraph (1) were allocated*
3 *pursuant to paragraph (3).*

4 “(B) *PUBLIC COMMENT.*—*Before submitting*
5 *the report as required in subparagraph (A), the*
6 *Secretary shall make a draft available for public*
7 *comment for no less than 60 days.*

8 “(d) *ARMY CORPS OF ENGINEERS LANDS TO THE BU-*
9 *REAU OF LAND MANAGEMENT.*—

10 “(1) *IN GENERAL.*—*The approximately 3,502*
11 *acres of lands, as generally depicted as ‘USACE to*
12 *BLM’ on the map entitled ‘O & C Land Grant Act*
13 *of 2014: Land Management Rationalization’ and*
14 *dated November 3, 2014, are transferred to the ad-*
15 *ministration of the Bureau of Land Management in*
16 *the Department of the Interior from the administra-*
17 *tion of the United States Army Corps of Engineers.*

18 “(2) *MANAGEMENT.*—

19 “(A) *BUREAU OF LAND MANAGEMENT.*—*The*
20 *Secretary shall—*

21 “(i) *allocate as appropriate the trans-*
22 *ferred lands that are not within the Elk*
23 *Creek Wild and Scenic River management*
24 *corridor, to the Dry Areas Conservation*

1 *Network or the Moist Areas Conservation*
2 *Network established in Sec. 10(a); and*

3 “(ii) *manage the transferred lands con-*
4 *sistent with this Act.*

5 “(B) *US ARMY CORPS OF ENGINEERS.—The*
6 *Secretary of the Army, through the Corps of En-*
7 *gineers, will continue to have the obligation to*
8 *maintain the safe condition of the Elk Creek*
9 *Dam structure, rock piles and associated compo-*
10 *nents, in an area of approximately 147.1 acres*
11 *of the transferred lands.*

12 “(e) *LEGACY ROADS AND TRAILS PROGRAM.—*

13 “(1) *IN GENERAL.—The Secretary shall establish*
14 *a program to be known as the ‘Legacy Roads and*
15 *Trails’ program to provide—*

16 “(A) *urgently needed road decommissioning,*
17 *road and trail repair and maintenance and as-*
18 *sociated activities, and removal of fish passage*
19 *barriers, especially in areas in which roads may*
20 *be contributing to water quality problems in*
21 *streams and water bodies that support threat-*
22 *ened, endangered, or sensitive species or commu-*
23 *nity water sources;*

24 “(B) *urgently needed road repairs required*
25 *due to recent storm events; or*

1 “(C) *the decommissioning of unauthorized*
2 *roads that are not part of the transportation sys-*
3 *tem.*

4 “(2) *PROJECT SELECTION.—*

5 “(A) *IN GENERAL.—The Secretary shall—*

6 “(i) *consider public input in the selec-*
7 *tion of projects; and*

8 “(ii) *publish the selection process of the*
9 *Secretary on the website of the Bureau of*
10 *Land Management.*

11 “(B) *PRIORITIES.—In selecting projects*
12 *under this subsection, the Secretary shall give*
13 *priority to decommissioning and repairing roads*
14 *and trails in—*

15 “(i) *environmentally sensitive areas;*
16 *and*

17 “(ii) *areas in which roads may be con-*
18 *tributing to water quality problems in*
19 *streams and water bodies that support*
20 *threatened or endangered species, or species*
21 *considered sensitive by the Secretary.*

22 “(3) *REPORT TO CONGRESS.—Not later than 120*
23 *days after the end of each fiscal year, the Secretary*
24 *shall submit to Congress a report on the status of the*

1 *projects selected for completion in the previous 2 fiscal*
2 *years.*

3 “(4) *AUTHORIZATION OF APPROPRIATIONS.—*
4 *There is authorized to be appropriated to carry out*
5 *this subsection \$5,000,000 adjusted for inflation for*
6 *each of fiscal years 2013 through 2023.*

7 **“SEC. 12. DISTRIBUTION OF FUNDS.**

8 “(a) *IN GENERAL.—Effective for fiscal year 2014 and*
9 *each fiscal year thereafter, all receipts generated from ac-*
10 *tivities on covered land shall be collected, deposited in a*
11 *separate fund in the Treasury designated the ‘Oregon and*
12 *California Railroad Grant Lands Fund’, and distributed*
13 *annually in accordance with this section and title II of the*
14 *Oregon and California Land Grant Act (43 U.S.C. 1181f)*
15 *and sections 1 through 4 of the Act of May 24, 1939 (43*
16 *U.S.C. 1181f-1 through 1181f-4), as applicable.*

17 “(b) *GENERAL FUND.—Subject to subsection (d)(4), as*
18 *soon as practicable after the end of each fiscal year de-*
19 *scribed in subsection (a), \$4,000,000 of all amounts received*
20 *by the Secretary for the applicable fiscal year from the cov-*
21 *ered land shall be transferred to the general fund of the*
22 *Treasury.*

23 “(c) *ADMINISTRATIVE COSTS.—*

24 “(1) *IN GENERAL.—Subject to paragraph (2)*
25 *and subsection (d)(4), all amounts received for the ap-*

1 *applicable fiscal year by the Secretary from the covered*
2 *land shall be used to pay for the management of, ad-*
3 *ministrative expenses for, and capital improvement*
4 *costs for the covered land, including the protection or*
5 *restoration of fish and wildlife habitat on the covered*
6 *land.*

7 *“(2) LIMITATIONS.—The amount of revenue that*
8 *is used to pay for expenses and costs for a fiscal year*
9 *under paragraph (1) shall not exceed—*

10 *“(A) 25 percent of all amounts received for*
11 *the applicable fiscal year by the Secretary from*
12 *the covered land during the fiscal year; or*

13 *“(B) \$20,000,000 in 2014 dollars indexed*
14 *for inflation.*

15 *“(d) PAYMENTS TO COUNTIES.—*

16 *“(1) IN GENERAL.—All amounts received for the*
17 *applicable fiscal year by the Secretary from the cov-*
18 *ered land during a fiscal year that is in excess of the*
19 *amount necessary to carry out subsections (b) and (c)*
20 *shall be provided to the counties that contain covered*
21 *land (referred to in this subsection as a ‘covered coun-*
22 *ty’) in the form of annual payments.*

23 *“(2) TIMING.—Payments shall be made available*
24 *to covered counties under this subsection as soon as*
25 *practicable following the end of each fiscal year.*

1 “(3) *OTHER COUNTY FUNDS.*—*Payments made*
2 *to covered counties under this subsection shall be used*
3 *as other county funds.*

4 “(4) *MINIMUM AMOUNT.*—

5 “(A) *IN GENERAL.*—*Subject to clauses (ii)*
6 *and (iii), the annual payment paid to a covered*
7 *county under this subsection, to the extent prac-*
8 *ticable, shall not be less than the payment that*
9 *the covered county would have received solely*
10 *under this Act (as in effect on the day before the*
11 *date of enactment of the Oregon and California*
12 *Land Grant Act of 2014) for fiscal year 2013 if*
13 *the covered county had elected to receive payment*
14 *under this Act and not under any other law.*

15 “(B) *USE OF GENERAL FUND SHARE.*—*If*
16 *the portion of revenues to be provided to a cov-*
17 *ered county for a fiscal year is less than the*
18 *amount described in clause (i), the payment*
19 *made to the Treasury for the fiscal year under*
20 *subsection (b) shall be reduced by an amount*
21 *necessary to provide the minimum payments re-*
22 *quired under clause (i) for the covered county.”.*

23 (b) *CONFORMING AMENDMENTS.*—

24 (1) *NATIONAL LANDSCAPE CONSERVATION SYS-*
25 *TEM ADDITIONS.*—*Section 2002(b)(2) of the Omnibus*

1 *Public Land Management Act of 2009 (16 U.S.C.*
 2 *7202(b)(2)) is amended—*

3 *(A) in subparagraph (D), by striking “and”*
 4 *after the semicolon;*

5 *(B) by redesignating subparagraph (E) as*
 6 *subparagraph (F); and*

7 *(C) by inserting after subparagraph (D) the*
 8 *following:*

9 *“(E) public land designated as Oregon and*
 10 *California Land grant land in the State of Or-*
 11 *egon, administered by the Bureau of Land Man-*
 12 *agement as conservation emphasis areas; and”.*

13 *(2) SETTLEMENT OF CONTROVERTED LAND STA-*
 14 *TUS.—The first section of the Act of June 24, 1954*
 15 *(68 Stat. 270, chapter 357; 43 U.S.C. 1181g) is*
 16 *amended in subsection (a)—*

17 *(A) by striking “are hereby declared to be*
 18 *revested Oregon and California Railroad grant*
 19 *lands; and said lands”; and*

20 *(B) by striking “ : Provided, That” and all*
 21 *that follows through the end of the subsection and*
 22 *inserting a period.*

23 **SEC. 102. DESIGNATION OF WILD AND SCENIC RIVERS.**

24 *(a) DESIGNATION OF WILD AND SCENIC RIVER SEG-*
 25 *MENTS.—*

1 (1) *IN GENERAL.*—Section 3(a) of the Wild and
2 *Scenic Rivers Act (16 U.S.C. 1274(a)) is amended by*
3 *adding at the end the following:*

4 “(208) *NESTUCCA RIVER, OREGON.*—The ap-
5 *proximately 15.5-mile segment from its confluence*
6 *with Ginger Creek downstream until it crosses T. 4*
7 *S., R. 7 W., sec. 7, Willamette Meridian, to be admin-*
8 *istered by the Secretary of the Interior as a rec-*
9 *reational river.*

10 “(209) *WALKER CREEK, OREGON.*—The approxi-
11 *mately 2-mile segment from the headwaters in T. 3*
12 *S., R. 6 W., sec. 20 downstream to the confluence with*
13 *the Nestucca River in T. 3 S., R. 6 W., sec. 15, Wil-*
14 *lamette Meridian, to be administered by the Secretary*
15 *of the Interior as a recreational river.*

16 “(210) *NORTH FORK SILVER CREEK, OREGON.*—
17 *The approximately 6-mile segment from the head-*
18 *waters in T. 35 S., R. 9 W., sec. 1 downstream to the*
19 *edge of the Bureau of Land Management boundary in*
20 *T. 35 S., R. 9 W., sec. 17, Willamette Meridian, to*
21 *be administered by the Secretary of the Interior as a*
22 *recreational river.*

23 “(211) *JENNY CREEK, OREGON.*—The approxi-
24 *mately 17.6-mile segment from the Bureau of Land*
25 *Management boundary located at the north boundary*

1 of the southwest quarter of the southeast quarter of T.
2 38 S., R. 4 E., sec. 34, Willamette Meridian, down-
3 stream to the Oregon State border, to be administered
4 by the Secretary of the Interior as a scenic river.

5 “(212) SPRING CREEK, OREGON.—The approxi-
6 mately 1.1-mile segment from its source at Shoat
7 Springs in T. 40 S., R. 4 E., sec. 34, Willamette Me-
8 ridian, downstream to the confluence with Jenny
9 Creek in T. 41 S., R. 4 E., sec. 3, Willamette Merid-
10 ian, to be administered by the Secretary of the Inte-
11 rior as a scenic river.

12 “(213) LOBSTER CREEK, OREGON.—The ap-
13 proximately 5-mile segment from T. 15 S., R. 8 W.,
14 sec. 35, Willamette Meridian, downstream to the edge
15 of the Bureau of Land Management boundary in T.
16 15 S., R. 8 W., sec. 15, Willamette Meridian, to be
17 administered by the Secretary of the Interior as a rec-
18 reational river.

19 “(214) ELK CREEK, OREGON.—The approxi-
20 mately 7.3-mile segment from its confluence with Flat
21 Creek near river mile 9, to the southern edge of the
22 Army Corps of Engineers boundary in T. 33 S., R.
23 1 E., sec. 30, Willamette Meridian, near river mile
24 1.7, to be administered by the Secretary of the Inte-
25 rior as a scenic river.”.

1 (2) *ADMINISTRATION.*—

2 (A) *LATERAL BOUNDARIES.*—*Notwith-*
3 *standing section 3(b), the lateral boundaries of*
4 *the scenic river area along Elk Creek shall in-*
5 *clude an average of not more than 640 acres per*
6 *mile measured from the ordinary high water*
7 *mark on both sides of the river.*

8 (B) *DEAUTHORIZATION.*—*The Elk Creek*
9 *Project, authorized by the Flood Control Act of*
10 *1962 (Public Law 87-874, 21 September 1962)*
11 *is deauthorized.*

12 (b) *ELK RIVER SALMON EMPHASIS AREA, ELK RIVER,*
13 *OREGON.*—*Section 3(a) of the Wild and Scenic Rivers Act*
14 *(16 U.S.C. 1274(a)) is amended by striking paragraph (76)*
15 *and inserting the following:*

16 “(76) *ELK, OREGON.*—*The 63.1-mile segment to*
17 *be administered by the Secretary of Agriculture in the*
18 *following classes:*

19 (A) *MAINSTEM.*—*The 17-mile segment*
20 *from the confluence of the North and South Forks*
21 *of the Elk to Anvil Creek as a recreational river.*

22 (B) *NORTH FORK.*—

23 (i) *The approximately 0.6 mile seg-*
24 *ment of the North Fork Elk from its source*
25 *in sec.21, T. 33 S., R. 12 W., Willamette*

1 *Meridian, downstream to 0.01 miles below*
2 *Forest Service Road 3353, as a scenic river.*

3 “(ii) *The approximately 5.5-mile seg-*
4 *ment of the North Fork Elk from 0.01 miles*
5 *below Forest Service Road 3353 to its con-*
6 *fluence with the South Fork Elk, as a wild*
7 *river.*

8 “(C) *SOUTH FORK.—*

9 “(i) *The approximately 0.9-mile seg-*
10 *ment of the South Fork Elk from its source*
11 *in the southeast quarter of sec. 32, T. 33 S.,*
12 *R. 12 W., Willamette Meridian, downstream*
13 *to 0.01 miles below Forest Service Road*
14 *3353, as a scenic river.*

15 “(ii) *The approximately 4.2-mile seg-*
16 *ment of the South Fork Elk from 0.01 miles*
17 *below Forest Service Road 3353 to its con-*
18 *fluence with the North Fork Elk, as a wild*
19 *river.*

20 “(D) *OTHER TRIBUTARIES.—*

21 “(i) *ROCK CREEK.—The approxi-*
22 *mately 1.7-mile segment of Rock Creek from*
23 *its headwaters to its confluence with Elk*
24 *River, as a wild river.*

1 “(ii) *BALD MOUNTAIN CREEK.*—*The*
 2 *approximately 8-mile segment of Bald*
 3 *Mountain Creek from its headwaters, in-*
 4 *cluding Salal Spring to its confluence with*
 5 *Elk River, as a recreational river.*

6 “(iii) *SOUTH FORK BALD MOUNTAIN*
 7 *CREEK.*—*The approximately 3.5-mile seg-*
 8 *ment of South Fork Bald Mountain Creek*
 9 *from its headwaters to its confluence with*
 10 *Bald Mountain Creek, as a scenic river.*

11 “(iv) *PLATINUM CREEK.*—*The approxi-*
 12 *mately 1-mile segment of Platinum Creek*
 13 *from—*

14 “(I) *its headwaters to 0.01 miles*
 15 *above Forest Service Road 5325, as a*
 16 *wild river; and*

17 “(II) *0.01 miles above Forest*
 18 *Service Road 5325 to its confluence*
 19 *with Elk River, as a wild river.*

20 “(v) *PANTHER CREEK.*—*The approxi-*
 21 *mately 5.0-mile segment of Panther Creek*
 22 *from—*

23 “(I) *its headwaters, including*
 24 *Mountain Well, to 0.01 miles above*

1 *Forest Service Road 5325, as a wild*
2 *river; and*

3 “(II) 0.01 miles above Forest
4 *Service Road 5325 to its confluence*
5 *with Elk River, as a scenic river.*

6 “(vi) EAST FORK PANTHER CREEK.—
7 *The approximately 3.0-mile segment of East*
8 *Fork Panther Creek from its headwaters, to*
9 *the confluence with Panther Creek, as a*
10 *wild river.*

11 “(vii) WEST FORK PANTHER CREEK.—
12 *The approximately 3.0-mile segment of West*
13 *Fork Panther Creek from its headwaters to*
14 *the confluence with Panther Creek as a wild*
15 *river.*

16 “(viii) LOST CREEK.—*The approxi-*
17 *mately 1.0-mile segment of Lost Creek*
18 *from—*

19 “(I) *its headwaters to 0.01 miles*
20 *above Forest Service Road 5325, as a*
21 *wild river; and*

22 “(II) 0.01 miles above Forest
23 *Service Road 5325 to its confluence*
24 *with the Elk River, as a scenic river.*

1 “(ix) MILBURY CREEK.—The approxi-
2 mately 1.5-mile segment of Milbury Creek
3 from—

4 “(I) its headwaters to 0.01 miles
5 above Forest Service Road 5325, as a
6 wild river; and

7 “(II) 0.01 miles above Forest
8 Service Road 5325 to its confluence
9 with the Elk River, as a scenic river.

10 “(x) BLACKBERRY CREEK.—The approxi-
11 mately 5.0-mile segment of Blackberry
12 Creek from—

13 “(I) its headwaters to 0.01 miles
14 above Forest Service Road 5325, as a
15 wild river; and

16 “(II) 0.01 miles above Forest
17 Service Road 5325 to its confluence
18 with the Elk River, as a scenic river.

19 “(xi) MCCURDY CREEK.—The approxi-
20 mately 1.0-mile segment of McCurdy Creek
21 from—

22 “(I) its headwaters to 0.01 miles
23 above Forest Service Road 5325, as a
24 wild river; and

1 “(II) 0.01 miles above Forest
2 Service Road 5325 to its confluence
3 with the Elk River, as a scenic river.
4 and

5 “(xii) BEAR CREEK.—The approxi-
6 mately 1.5-mile segment of Bear Creek from
7 headwaters to the confluence with Bald
8 Mountain Creek, as a recreational river.”.

9 (c) WITHDRAWAL.—Subject to valid existing rights,
10 the Federal land within the boundaries of the river segments
11 designated by paragraphs (208) through (215) of section
12 3(a) of the Wild and Scenic Rivers Act (16 U.S.C. 1274(a))
13 is withdrawn from all forms of—

14 (1) entry, appropriation, or disposal under the
15 public land laws;

16 (2) location, entry, and patent under the mining
17 laws; and

18 (3) disposition under all laws relating to min-
19 eral and geothermal leasing or mineral materials.

20 **TITLE II—TRIBAL LAND**
21 **Subtitle A—Oregon Coastal Land**
22 **Conveyance**

23 **SEC. 201. DEFINITIONS.**

24 *In this subtitle:*

1 (1) *FEDERAL LAND*.—The term “Federal land”
 2 means the approximately 14,804 acres of Federal
 3 land, as generally depicted on the map entitled “Or-
 4 regon Coastal Land Conveyance”, and dated March
 5 27, 2013.

6 (2) *PLANNING AREA*.—The term “planning area”
 7 means land—

8 (A) administered by the Director of the Bu-
 9 reau of Land Management; and

10 (B) located in—

11 (i) the Coos Bay District;

12 (ii) the Eugene District;

13 (iii) the Medford District;

14 (iv) the Roseburg District;

15 (v) the Salem District; or

16 (vi) the Klamath Falls Resource Area
 17 of the Lakeview District.

18 (3) *SECRETARY*.—The term “Secretary” means
 19 the Secretary of the Interior.

20 (4) *TRIBE*.—The term “Tribe” means the Con-
 21 federated Tribes of Coos, Lower Umpqua, and
 22 Siuslaw Indians.

23 **SEC. 202. CONVEYANCE.**

24 (a) *IN GENERAL*.—Subject to valid existing rights, in-
 25 cluding rights-of-way and reciprocal rights-of-way, all

1 *right, title, and interest of the United States in and to the*
2 *Federal land, including any improvements located on the*
3 *Federal land, appurtenances to the Federal land, and min-*
4 *erals on or in the Federal land, including oil and gas, shall*
5 *be—*

6 (1) *held in trust by the United States for the*
7 *benefit of the Tribe; and*

8 (2) *part of the reservation of the Tribe.*

9 (b) *SURVEY.—Not later than 180 days after the date*
10 *of enactment of this Act, if the Secretary determines a sur-*
11 *vey to be necessary, the Secretary shall complete a survey*
12 *of the boundary lines to establish the boundaries of the land*
13 *taken into trust under subsection (a).*

14 **SEC. 203. MAP AND LEGAL DESCRIPTION.**

15 (a) *IN GENERAL.—As soon as practicable after the*
16 *date of enactment of this Act, the Secretary shall file a map*
17 *and legal description of the Federal land with—*

18 (1) *the Committee on Energy and Natural Re-*
19 *sources of the Senate; and*

20 (2) *the Committee on Natural Resources of the*
21 *House of Representatives.*

22 (b) *FORCE AND EFFECT.—The map and legal descrip-*
23 *tion filed under subsection (a) shall have the same force and*
24 *effect as if included in this subtitle, except that the Sec-*

1 *retary may correct any clerical or typographical errors in*
2 *the map or legal description.*

3 (c) *PUBLIC AVAILABILITY.*—*The map and legal de-*
4 *scription filed under subsection (a) shall be on file and*
5 *available for public inspection in the Office of the Secretary.*

6 **SEC. 204. ADMINISTRATION.**

7 (a) *IN GENERAL.*—*Unless expressly provided in this*
8 *subtitle, nothing in this subtitle affects any right or claim*
9 *of the Tribe existing on the date of enactment of this Act*
10 *to any land or interest in land.*

11 (b) *PROHIBITIONS.*—

12 (1) *EXPORTS OF UNPROCESSED LOGS.*—*Federal*
13 *law (including regulations) relating to the export of*
14 *unprocessed logs harvested from Federal land shall*
15 *apply to any unprocessed logs that are harvested from*
16 *the Federal land.*

17 (2) *NON-PERMISSIBLE USE OF LAND.*—*Any real*
18 *property taken into trust under section 202(a) shall*
19 *not be eligible, or used, for any gaming activity car-*
20 *ried out under Public Law 100–497 (25 U.S.C. 2701*
21 *et seq.).*

22 **SEC. 205. FOREST MANAGEMENT.**

23 (a) *APPLICABLE LAW.*—*Any commercial forestry ac-*
24 *tivity that is carried out on the Federal land shall be man-*
25 *aged in accordance with all applicable Federal laws, in-*

1 *cluding the National Indian Forest Resources Management*
2 *Act (25 U.S.C. 3101 et seq.).*

3 (b) *AGREEMENTS.*—*The Tribe shall consult with the*
4 *Secretary and other parties as necessary to develop agree-*
5 *ments to provide for access to the land taken into trust*
6 *under section 202(a) that provide for—*

7 (1) *honoring existing reciprocal right-of-way*
8 *agreements;*

9 (2) *administrative access by the Bureau of Land*
10 *Management; and*

11 (3) *management of the parcels of the land taken*
12 *into trust under section 202(a) that are acquired or*
13 *developed under the Land and Water Conservation*
14 *Fund Act of 1965 (16 U.S.C. 460l–4 et seq.), con-*
15 *sistent with section 8(f)(3) of that Act (16 U.S.C.*
16 *460l– 8(f)(3)).*

17 (c) *LAND USE PLANNING REQUIREMENTS.*—*On con-*
18 *veyance of the Federal land to the Tribe under section 202,*
19 *the Federal land shall not be subject to the land use plan-*
20 *ning requirements of the Federal Land Policy and Manage-*
21 *ment Act of 1976 (43 U.S.C. 1701 et seq.) or the Act of*
22 *August 28, 1937 (50 Stat. 874, chapter 876; 43 U.S.C.*
23 *1181a et seq.).*

1 ***Subtitle B—Canyon Mountain Land***
 2 ***Conveyance***

3 **SEC. 211. DEFINITIONS.**

4 *In this subtitle:*

5 (1) *FEDERAL LAND.*—*The term “Federal land”*
 6 *means the approximately 17,826 acres of Federal*
 7 *land, as generally depicted on the map entitled “Can-*
 8 *yon Mountain Land Conveyance”, and dated June*
 9 *27, 2013.*

10 (2) *PLANNING AREA.*—*The term “planning area”*
 11 *means land—*

12 (A) *administered by the Director of the Bu-*
 13 *reau of Land Management; and*

14 (B) *located in—*

15 (i) *the Coos Bay District;*

16 (ii) *the Eugene District;*

17 (iii) *the Medford District;*

18 (iv) *the Roseburg District;*

19 (v) *the Salem District; or*

20 (vi) *the Klamath Falls Resource Area*
 21 *of the Lakeview District.*

22 (3) *SECRETARY.*—*The term “Secretary” means*
 23 *the Secretary of the Interior.*

24 (4) *TRIBE.*—*The term “Tribe” means the Cow*
 25 *Creek Band of Umpqua Tribe of Indians.*

1 **SEC. 212. CONVEYANCE.**

2 (a) *IN GENERAL.*—Subject to valid existing rights, in-
3 cluding rights-of-way and reciprocal rights-of-way, all
4 right, title, and interest of the United States in and to the
5 Federal land, including any improvements located on the
6 Federal land, appurtenances to the Federal land, and min-
7 erals on or in the Federal land, including oil and gas, shall
8 be—

9 (1) held in trust by the United States for the
10 benefit of the Tribe; and

11 (2) part of the reservation of the Tribe.

12 (b) *SURVEY.*—Not later than 180 days after the date
13 of enactment of this Act, the Secretary shall complete a sur-
14 vey of the boundary lines to establish the boundaries of the
15 land taken into trust under subsection (a).

16 **SEC. 213. MAP AND LEGAL DESCRIPTION.**

17 (a) *IN GENERAL.*—As soon as practicable after the
18 date of enactment of this Act, the Secretary shall file a map
19 and legal description of the Federal land with—

20 (1) the Committee on Energy and Natural Re-
21 sources of the Senate; and

22 (2) the Committee on Natural Resources of the
23 House of Representatives.

24 (b) *FORCE AND EFFECT.*—The map and legal descrip-
25 tion filed under subsection (a) shall have the same force and
26 effect as if included in this subtitle except that the Secretary

1 *may correct any clerical or typographical errors in the map*
2 *or legal description.*

3 (c) *PUBLIC AVAILABILITY.*—*The map and legal de-*
4 *scription filed under subsection (a) shall be on file and*
5 *available for public inspection in the Office of the Secretary.*

6 **SEC. 214. ADMINISTRATION.**

7 (a) *IN GENERAL.*—*Unless expressly provided in this*
8 *subtitle, nothing in this subtitle affects any right or claim*
9 *of the Tribe existing on the date of enactment of this Act*
10 *to any land or interest in land.*

11 (b) *PROHIBITIONS.*—

12 (1) *EXPORTS OF UNPROCESSED LOGS.*—*Federal*
13 *law (including regulations) relating to the export of*
14 *unprocessed logs harvested from Federal land shall*
15 *apply to any unprocessed logs that are harvested from*
16 *the Federal land.*

17 (2) *NON-PERMISSIBLE USE OF LAND.*—*Any real*
18 *property taken into trust under section 212 shall not*
19 *be eligible, or used, for any gaming activity carried*
20 *out under Public Law 100– 497 (25 U.S.C. 2701 et*
21 *seq.).*

22 (c) *EFFECT ON TIMBER SALE CONTRACTS.*—*Nothing*
23 *in this subtitle affects any timber sale contracts awarded*
24 *as of the date of enactment of this Act.*

1 **SEC. 215. FOREST MANAGEMENT.**

2 (a) *APPLICABLE LAW.*—Any commercial forestry ac-
3 tivity that is carried out on the Federal land shall be man-
4 aged in accordance with all applicable Federal laws, in-
5 cluding the National Indian Forest Resources Management
6 Act (25 U.S.C. 3101 et seq.).

7 (b) *AGREEMENTS.*—The Tribe shall consult with the
8 Director of the Bureau of Land Management and other par-
9 ties as necessary to develop agreements to provide for access
10 to the land taken into trust under section 212(a) that pro-
11 vide for—

12 (1) honoring existing reciprocal right-of-way
13 agreements; and

14 (2) administrative access by the Bureau of Land
15 Management.

16 (c) *LAND USE PLANNING REQUIREMENTS.*—On con-
17 veyance of the Federal land to the Tribe under section 212,
18 the Federal land shall not be subject to the land use plan-
19 ning requirements of the Federal Land Policy and Manage-
20 ment Act of 1976 (43 U.S.C. 1701 et seq.) or the Act of
21 August 28, 1937 (50 Stat. 874, chapter 876; 43 U.S.C.
22 1181a et seq.).

1 **Subtitle C—Amendments to**
2 **Coquille Restoration Act**

3 **SEC. 221. AMENDMENTS TO COQUILLE RESTORATION ACT.**

4 *Section 5(d) of the Coquille Restoration Act (25 U.S.C.*
5 *715c(d)) is amended—*

6 *(1) by striking paragraph (5) and inserting the*
7 *following:*

8 “(5) *MANAGEMENT.—*

9 “(A) *IN GENERAL.—Subject to subpara-*
10 *graph (B), the Secretary of the Interior, acting*
11 *through the Assistant Secretary for Indian Af-*
12 *fairs, shall—*

13 “(i) *manage the Coquille Forest in ac-*
14 *cordance with the laws pertaining to the*
15 *management of Indian trust land; and*

16 “(ii) *distribute revenues in accordance*
17 *with the National Indian Forest Resources*
18 *Management Act (25 U.S.C. 3101 et seq.).*

19 “(B) *ADMINISTRATION.—*

20 “(i) *UNPROCESSED LOGS.—Unproc-*
21 *essed logs harvested from the Coquille Forest*
22 *shall be subject to the same Federal statu-*
23 *tory restrictions on export to foreign na-*
24 *tions that apply to unprocessed logs har-*
25 *vested from Federal land.*

1 “(i) *SALES OF TIMBER.*—Notwith-
 2 standing any other provision of law, all
 3 sales of timber from land subject to this sub-
 4 section shall be advertised, offered, and
 5 awarded according to competitive bidding
 6 practices, with sales being awarded to the
 7 highest responsible bidder.”.

8 (2) by striking paragraph (9); and

9 (3) by redesignating paragraphs (10) through
 10 (12) as paragraphs (9) through (11), respectively.

11 **TITLE III—OREGON TREASURES**

12 **Subtitle A—Wild Rogue Wilderness**

13 **Area**

14 **SEC. 301. WILD ROGUE WILDERNESS AREA.**

15 (a) *DEFINITIONS.*—In this section:

16 (1) *COMMISSION.*—The term “Commission”
 17 means the Federal Energy Regulatory Commission.

18 (2) *MAP.*—The term “Map” means the map enti-
 19 tled “Wild Rogue Wilderness Additions” and dated
 20 June 12, 2013.

21 (3) *SECRETARY.*—The term “Secretary”
 22 means—

23 (A) the Secretary of the Interior, with re-
 24 spect to public land administered by the Sec-
 25 retary of the Interior; or

1 (B) *the Secretary of Agriculture, with re-*
2 *spect to National Forest System land.*

3 (4) *WILDERNESS ADDITIONS.—The term “Wil-*
4 *derness additions” means the land added to the Wild*
5 *Rogue Wilderness under subsection (b)(1).*

6 (b) *EXPANSION OF WILD ROGUE WILDERNESS*
7 *AREA.—*

8 (1) *EXPANSION.—The approximately 56,100*
9 *acres of Federal land in the State of Oregon generally*
10 *depicted on the map as “BLM Proposed Wilderness”*
11 *and “Proposed USFS Wilderness” shall be added to*
12 *and administered as part of the Wild Rogue Wilder-*
13 *ness in accordance with Public Law 95–237 (16*
14 *U.S.C. 1132 note; 92 Stat. 43), except that—*

15 (A) *the Secretary of the Interior and the*
16 *Secretary of Agriculture shall administer the*
17 *Federal land under their respective jurisdiction;*
18 *and*

19 (B) *any reference in that Act to the Sec-*
20 *retary of Agriculture shall be considered to be a*
21 *reference to the Secretary of Agriculture or the*
22 *Secretary of the Interior, as applicable.*

23 (2) *MAP; LEGAL DESCRIPTION.—*

24 (A) *IN GENERAL.—As soon as practicable*
25 *after the date of enactment of this Act, the Sec-*

1 *retary shall prepare a map and legal description*
2 *of the wilderness area designated by paragraph*
3 *(1).*

4 *(B) FORCE OF LAW.—The map and legal*
5 *description filed under subparagraph (A) shall*
6 *have the same force and effect as if included in*
7 *this section, except that the Secretary may cor-*
8 *rect typographical errors in the map and legal*
9 *description.*

10 *(C) PUBLIC AVAILABILITY.—The map and*
11 *legal description filed under subparagraph (A)*
12 *shall be on file and available for public inspec-*
13 *tion in the appropriate offices of the Bureau of*
14 *Land Management and Forest Service.*

15 *(3) CORRECTION.—Section 3(b) of the Endan-*
16 *gered American Wilderness Act of 1978 (16 U.S.C.*
17 *1132 note; Public Law 95–237; 92 Stat. 43) is*
18 *amended by striking “3(a)(5)” and inserting*
19 *“3(a)(5)(A)”.*

20 *(4) WITHDRAWAL.—Subject to valid existing*
21 *rights, the Wilderness additions are withdrawn from*
22 *all forms of—*

23 *(A) entry, appropriation, or disposal under*
24 *the public land laws;*

1 (B) location, entry, and patent under the
2 mining laws; and

3 (C) disposition under all laws pertaining to
4 mineral and geothermal leasing or mineral ma-
5 terials.

6 (5) *TRIBAL RIGHTS*.—Nothing in this subsection
7 alters, modifies, enlarges, diminishes, or abrogates the
8 treaty rights of any Indian tribe.

9 (c) *POTENTIAL ADDITION TO WILDERNESS AREA*.—

10 (1) *DESIGNATION*.—Subject to paragraph (3)
11 and in furtherance of the purposes of the Wilderness
12 Act (16 U.S.C. 1131 et seq.), certain public land in
13 the State of Oregon administered by the Secretary of
14 the Interior, comprising approximately 600 acres,
15 as generally depicted on the map as “Potential Wil-
16 derness”, shall be added to and administered as part
17 of the Wild Rogue Wilderness.

18 (2) *INTERIM MANAGEMENT*.—Subject to valid ex-
19 isting rights, the Secretary shall manage the land de-
20 scribed in paragraph (1) to protect its suitability for
21 designation as wilderness until the date on which the
22 land is designated as wilderness in accordance with
23 paragraph (3).

24 (3) *WILDERNESS DESIGNATION*.—

1 (A) *IN GENERAL.*—*The land described in*
2 *paragraph (1) shall be designated as wilderness*
3 *and added to and administered as part of the*
4 *Wild Rogue Wilderness on the date on which the*
5 *Secretary publishes in the Federal Register no-*
6 *tice that the conditions in the potential wilder-*
7 *ness area that are incompatible with the Wilder-*
8 *ness Act (16 U.S.C. 1131 et seq.) have been re-*
9 *moved.*

10 (B) *ADMINISTRATION.*—*On designation as*
11 *wilderness under paragraph (1), the land de-*
12 *scribed in that paragraph shall be administered*
13 *in accordance with this Act, the Wilderness Act*
14 *(16 U.S.C. 1131 et seq.), and Public Law 95–237*
15 *(16 U.S.C. 1132 note; 92 Stat. 40).*

16 (4) *WITHDRAWAL.*—*Subject to valid existing*
17 *rights, the land described in paragraph (1) is with-*
18 *drawn from all forms of—*

19 (A) *entry, appropriation, or disposal under*
20 *the public land laws;*

21 (B) *location, entry, and patent under the*
22 *mining laws; and*

23 (C) *disposition under all laws pertaining to*
24 *mineral and geothermal leasing or mineral ma-*
25 *terials.*

1 (d) *WITHDRAWAL AREA PROTECTIONS.*—

2 (1) *IN GENERAL.*—*The Secretary shall manage*
3 *the Federal land described in paragraph (2) in a*
4 *manner that preserves the natural and primitive*
5 *character of the land for recreational, scenic, and sci-*
6 *entific use.*

7 (2) *DESCRIPTION OF THE LAND.*—*The Federal*
8 *land referred to in paragraph (1) is the approxi-*
9 *mately 4,000 acres generally depicted on the map as*
10 *“Withdrawal Area”.*

11 (3) *MAPS AND LEGAL DESCRIPTIONS.*—

12 (A) *IN GENERAL.*—*As soon as practicable*
13 *after the date of enactment of this Act, the Sec-*
14 *retary shall prepare a map and legal description*
15 *of the land described in paragraph (2).*

16 (B) *FORCE OF LAW.*—*The map and legal*
17 *description filed under subparagraph (A) shall*
18 *have the same force and effect as if included in*
19 *this section, except that the Secretary may cor-*
20 *rect typographical errors in the map and legal*
21 *description.*

22 (C) *PUBLIC AVAILABILITY.*—*The map and*
23 *legal description filed under subparagraph (A)*
24 *shall be on file and available for public inspec-*

1 *tion in the appropriate offices of the Bureau of*
2 *Land Management.*

3 (4) *USE OF LAND.*—

4 (A) *IN GENERAL.*—*Subject to valid existing*
5 *rights, with respect to the Federal land described*
6 *in paragraph (2), the Secretary shall only allow*
7 *uses that are consistent with the purposes de-*
8 *scribed in paragraph (1).*

9 (B) *PROHIBITED USES.*—*The following*
10 *shall be prohibited on the Federal land described*
11 *in paragraph (2):*

12 (i) *Permanent roads.*

13 (ii) *Commercial enterprises.*

14 (iii) *Except as necessary to meet the*
15 *minimum requirements for the administra-*
16 *tion of the Federal land and to protect pub-*
17 *lic health and safety—*

18 (I) *the use of motor vehicles; or*

19 (II) *the establishment of tem-*
20 *porary roads.*

21 (5) *WITHDRAWAL.*—*Subject to valid existing*
22 *rights, the Federal land described in paragraph (2) is*
23 *withdrawn from—*

24 (A) *all forms of entry, appropriation, or*
25 *disposal under the public land laws;*

1 (B) location, entry, and patent under the
2 mining laws; and

3 (C) disposition under all laws relating to
4 mineral and geothermal leasing or mineral ma-
5 terials.

6 (e) *WILD AND SCENIC RIVER DESIGNATIONS, ROGUE*
7 *RIVER AREA.*—

8 (1) *AMENDMENTS.*—Section 3(a) of the Wild and
9 Scenic Rivers Act (16 U.S.C. 1274(a)) is amended by
10 striking paragraph (5) and inserting the following:

11 “(5) *ROGUE, OREGON.*—

12 “(A) *IN GENERAL.*—The segment of the
13 river extending from the mouth of the River
14 downstream to the Lobster Creek Bridge, to be
15 administered by the Secretary of the Interior or
16 the Secretary of Agriculture, as agreed to by the
17 Secretaries of the Interior and Agriculture or as
18 directed by the President.

19 “(B) *ADDITIONS.*—In addition to the seg-
20 ment described in subparagraph (A), there are
21 designated the following segments in the Rogue
22 River:

23 “(i) *KELSEY CREEK.*—The approxi-
24 mately 6.8-mile segment of Kelsey Creek
25 from the Wild Rogue Wilderness boundary

1 in T. 32 S., R. 9 W., sec. 25, Willamette
2 Meridian, to the confluence with the Rogue
3 River, as a wild river.

4 “(ii) *EAST FORK KELSEY CREEK.*—

5 “*(I) SCENIC RIVER.*—The ap-
6 proximately 0.2-mile segment of East
7 Fork Kelsey Creek from headwaters
8 downstream to the Wild Rogue Wilder-
9 ness boundary in T. 33 S., R. 8 W.,
10 sec. 5, Willamette Meridian, as a sce-
11 nic river.

12 “*(II) WILD RIVER.*—The approxi-
13 mately 4.6-mile segment of East Fork
14 Kelsey Creek from the Wild Rogue Wil-
15 derness boundary in T. 33 S., R. 8 W.,
16 sec. 5, Willamette Meridian, to the con-
17 fluence with Kelsey Creek, as a wild
18 river.

19 “(iii) *WHISKY CREEK.*—

20 “*(I) RECREATIONAL RIVER.*—The
21 approximately 0.6-mile segment of
22 Whisky Creek from the confluence of
23 the East Fork and West Fork to 0.1
24 miles downstream from road 33-8-23,
25 as a recreational river.

1 “(II) *WILD RIVER*.—*The approxi-*
 2 *mately 1.9-mile segment of Whisky*
 3 *Creek from 0.1 miles downstream from*
 4 *road 33-8-23 to the confluence with the*
 5 *Rogue River, as a wild river.*

6 “(iv) *EAST FORK WHISKY CREEK*.—

7 “(I) *SCENIC RIVER*.—*The ap-*
 8 *proximately 0.9-mile segment of East*
 9 *Fork Whisky Creek from its headwaters*
 10 *to Wild Rogue Wilderness boundary in*
 11 *T. 33 S., R. 8 W., sec. 11, Willamette*
 12 *Meridian., as a scenic river.*

13 “(II) *WILD RIVER*.—*The approxi-*
 14 *mately 2.6-mile segment of East Fork*
 15 *Whisky Creek from the Wild Rogue*
 16 *Wilderness boundary in T. 33 S., R. 8*
 17 *W., sec. 11, Willamette Meridian., to*
 18 *0.1 miles downstream of road 33-8-26*
 19 *crossing, as a wild river.*

20 “(III) *RECREATIONAL RIVER*.—
 21 *The approximately 0.3-mile segment of*
 22 *East Fork Whisky Creek from 0.1 miles*
 23 *downstream of road 33-8-26 to the con-*
 24 *fluence with Whisky Creek, as a rec-*
 25 *reational river.*

1 “(v) *WEST FORK WHISKY CREEK.*—*The*
 2 *approximately 4.8-mile segment of West*
 3 *Fork Whisky Creek from its headwaters to*
 4 *the confluence with the East Fork Whisky*
 5 *Creek, as a wild river.*

6 “(vi) *BIG WINDY CREEK.*—

7 “(I) *SCENIC RIVER.*—*The ap-*
 8 *proximately 1.5-mile segment of Big*
 9 *Windy Creek from its headwaters to*
 10 *0.1 miles downstream from road 34-9-*
 11 *17.1, as a scenic river.*

12 “(II) *WILD RIVER.*—*The approxi-*
 13 *mately 5.8-mile segment of Big Windy*
 14 *Creek from 0.1 miles downstream from*
 15 *road 34-9-17.1 to the confluence with*
 16 *the Rogue River, as a wild river.*

17 “(vii) *EAST FORK BIG WINDY*
 18 *CREEK.*—

19 “(I) *SCENIC RIVER.*—*The ap-*
 20 *proximately 0.2-mile segment of East*
 21 *Fork Big Windy Creek from its head-*
 22 *waters to 0.1 miles downstream from*
 23 *road 34-8-36, as a scenic river.*

24 “(II) *WILD RIVER.*—*The approxi-*
 25 *mately 3.7-mile segment of East Fork*

1 *Big Windy Creek from 0.1 miles down-*
 2 *stream from road 34-8-36 to the con-*
 3 *fluence with Big Windy Creek, as a*
 4 *wild river.*

5 “(viii) *LITTLE WINDY CREEK.*—

6 “(I) *SCENIC RIVER.*—*The ap-*
 7 *proximately 1.2-mile segment of Little*
 8 *Windy Creek from its headwaters to*
 9 *the Wild Rogue Wilderness boundary*
 10 *in T. 33 S., R. 9 W., sec. 34, Willam-*
 11 *ette Meridian, as a scenic river.*

12 “(II) *WILD RIVER.*—*The approxi-*
 13 *mately 1.9-mile segment of Little*
 14 *Windy Creek from the Wild Rogue Wil-*
 15 *derness boundary in T. 33 S., R. 9 W.,*
 16 *sec. 34, Willamette Meridian to the*
 17 *confluence with the Rogue River, as a*
 18 *wild river.*

19 “(ix) *HOWARD CREEK.*—

20 “(I) *SCENIC RIVER.*—*The ap-*
 21 *proximately 0.3-mile segment of How-*
 22 *ard Creek from its headwaters to 0.1*
 23 *miles downstream of road 34-9-34, as a*
 24 *scenic river.*

1 “(II) *WILD RIVER*.—*The approxi-*
 2 *mately 6.9-mile segment of Howard*
 3 *Creek from 0.1 miles downstream of*
 4 *road 34-9-34 to the confluence with the*
 5 *Rogue River, as a wild river.*

6 “(x) *MULE CREEK*.—

7 “(I) *SCENIC RIVER*.—*The ap-*
 8 *proximately 3.5-mile segment of Mule*
 9 *Creek from its headwaters downstream*
 10 *to the Wild Rogue Wilderness bound-*
 11 *ary as a scenic river.*

12 “(II) *WILD RIVER*.—*The approxi-*
 13 *mately 7.8-mile segment of Mule Creek*
 14 *from the Wild Rogue Wilderness*
 15 *boundary in T. 32 S., R. 9 W., sec. 29,*
 16 *Willamette Meridian, to the confluence*
 17 *with the Rogue River, as a wild river.*

18 “(xi) *ANNA CREEK*.—*The approxi-*
 19 *mately 3.5-mile segment of Anna Creek*
 20 *from its headwaters to the confluence with*
 21 *Howard Creek, as a wild river.*

22 “(xii) *MISSOURI CREEK*.—

23 “(I) *SCENIC RIVER*.—*The ap-*
 24 *proximately 3.1-mile segment of Mule*
 25 *Creek from its headwaters downstream*

1 to the Wild Rogue Wilderness bound-
2 ary in T. 33 S., R. 10 W., sec. 24, Wil-
3 lamette Meridian, as a scenic river.

4 “(II) WILD RIVER.—The approxi-
5 mately 1.6-mile segment of Missouri
6 Creek from the Wild Rogue Wilderness
7 boundary in T. 33 S., R. 10 W., sec.
8 24, Willamette Meridian, to the con-
9 fluence with the Rogue River, as a wild
10 river.

11 “(xiii) JENNY CREEK.—

12 “(I) SCENIC RIVER.—The ap-
13 proximately 3.1-mile segment of Jenny
14 Creek from its headwaters downstream
15 to the Wild Rogue Wilderness bound-
16 ary in T. 33 S., R. 9 W., sec. 28, Wil-
17 lamette Meridian, as a scenic river.

18 “(II) WILD RIVER.—The approxi-
19 mately 1.8-mile segment of Jenny
20 Creek from the Wild Rogue Wilderness
21 boundary in T. 33 S., R. 9 W., sec. 28,
22 Willamette Meridian, to the confluence
23 with the Rogue River, as a wild river.

24 “(xiv) RUM CREEK.—

1 “(I) *SCENIC RIVER*.—*The ap-*
 2 *proximately 2.2-mile segment of Rum*
 3 *Creek from its headwaters to the Wild*
 4 *Rogue Wilderness boundary in T. 34*
 5 *S., R. 8 W., sec. 9., Willamette Merid-*
 6 *ian, as a scenic river.*

7 “(II) *WILD RIVER*.—*The approxi-*
 8 *mately 2.2-mile segment of Rum Creek*
 9 *from the Wild Rogue Wilderness*
 10 *boundary in T. 34 S., R. 8 W., sec. 9,*
 11 *Willamette Meridian, to the confluence*
 12 *with the Rogue River, as a wild river.*

13 “(xv) *EAST FORK RUM CREEK*.—

14 “(I) *SCENIC RIVER*.—*The ap-*
 15 *proximately 0.8-mile segment of East*
 16 *Fork Rum Creek from its headwaters*
 17 *to the Wild Rogue Wilderness bound-*
 18 *ary in T. 34 S., R. 8 W., sec. 10., Wil-*
 19 *lamette Meridian, as a scenic river.*

20 “(II) *WILD RIVER*.—*The approxi-*
 21 *mately 1.3-mile segment of East Fork*
 22 *Rum Creek from the Wild Rogue Wil-*
 23 *derness boundary in T. 34 S., R. 8 W.,*
 24 *sec. 10, Willamette Meridian, to the*

1 *confluence with Rum Creek, as a wild*
 2 *river.*

3 “(xvi) *WILDCAT CREEK.*—*The approxi-*
 4 *mately 1.7-mile segment of Wildcat Creek*
 5 *from its headwaters downstream to the con-*
 6 *fluence with the Rogue River, as a wild*
 7 *river.*

8 “(xvii) *MONTGOMERY CREEK.*—*The*
 9 *approximately 1.8-mile segment of Mont-*
 10 *gomery Creek from its headwaters down-*
 11 *stream to the confluence with the Rogue*
 12 *River, as a wild river.*

13 “(xviii) *HEWITT CREEK.*—

14 “(I) *SCENIC RIVER.*—*The ap-*
 15 *proximately 1.4-mile segment of Hew-*
 16 *itt Creek from its headwaters to the*
 17 *Wild Rogue Wilderness boundary in T.*
 18 *33 S., R. 9 W., sec. 19, Willamette Me-*
 19 *ridian, as a scenic river.*

20 “(II) *WILD RIVER.*—*The approxi-*
 21 *mately 1.2-mile segment of Hewitt*
 22 *Creek from the Wild Rogue Wilderness*
 23 *boundary in T. 33 S., R. 9 W., sec. 19,*
 24 *Willamette Meridian, to the confluence*
 25 *with the Rogue River, as a wild river.*

1 “(xix) *BUNKER CREEK.*—*The approxi-*
 2 *mately 6.6-mile segment of Bunker Creek*
 3 *from its headwaters to the confluence with*
 4 *the Rogue River, as a wild river.*

5 “(xx) *DULOG CREEK.*—

6 “(I) *SCENIC RIVER.*—*The ap-*
 7 *proximately 0.8-mile segment of Dulog*
 8 *Creek from its headwaters to 0.1 miles*
 9 *downstream of road 34-8-36, as a sce-*
 10 *nic river.*

11 “(II) *WILD RIVER.*—*The approxi-*
 12 *mately 1.0-mile segment of Dulog*
 13 *Creek from 0.1 miles downstream of*
 14 *road 34-8-36 to the confluence with the*
 15 *Rogue River, as a wild river.*

16 “(xxi) *QUAIL CREEK.*—*The approxi-*
 17 *mately 1.7-mile segment of Quail Creek*
 18 *from the Wild Rogue Wilderness boundary*
 19 *in T. 33 S., R. 10 W., sec. 1, Willamette*
 20 *Meridian, to the confluence with the Rogue*
 21 *River, as a wild river.*

22 “(xxii) *MEADOW CREEK.*—*The ap-*
 23 *proximately 4.1-mile segment of Meadow*
 24 *Creek from its headwaters to the confluence*
 25 *with the Rogue River, as a wild river.*

1 “(xxiii) *RUSSIAN CREEK.*—

2 “(I) *SCENIC RIVER.*—*The ap-*
 3 *proximately 0.1-mile segment of Rus-*
 4 *sian Creek from its headwaters to the*
 5 *Wild Rogue Wilderness boundary in T.*
 6 *33 S., R. 8 W., sec. 20., Willamette Me-*
 7 *ridian, as a scenic river.*

8 “(II) *WILD RIVER.*—*The approxi-*
 9 *mately 2.5-mile segment of Russian*
 10 *Creek from the Wild Rogue Wilderness*
 11 *boundary in T. 33 S., R. 8 W., sec. 20,*
 12 *Willamette Meridian, to the confluence*
 13 *with the Rogue River, as a wild river.*

14 “(xxiv) *ALDER CREEK.*—*The approxi-*
 15 *mately 1.2-mile segment of Alder Creek*
 16 *from its headwaters to the confluence with*
 17 *the Rogue River, as a wild river.*

18 “(xxv) *BOOZE CREEK.*—*The approxi-*
 19 *mately 1.5-mile segment of Booze Creek*
 20 *from its headwaters to the confluence with*
 21 *the Rogue River, as a wild river.*

22 “(xxvi) *BRONCO CREEK.*—*The approxi-*
 23 *mately 1.8-mile segment of Bronco Creek*
 24 *from its headwaters to the confluence with*
 25 *the Rogue River, as a wild river.*

1 “(xxvii) COPSEY CREEK.—The ap-
 2 proximately 1.5-mile segment of Copsey
 3 Creek from its headwaters to the confluence
 4 with the Rogue River, as a wild river.

5 “(xxviii) CORRAL CREEK.—The ap-
 6 proximately 0.5-mile segment of Corral
 7 Creek from its headwaters to the confluence
 8 with the Rogue River, as a wild river.

9 “(xxix) COWLEY CREEK.—The ap-
 10 proximately 0.9-mile segment of Cowley
 11 Creek from its headwaters to the confluence
 12 with the Rogue River, as a wild river.

13 “(xxx) DITCH CREEK.—The approxi-
 14 mately 1.8-mile segment of Ditch Creek
 15 from the Wild Rogue Wilderness boundary
 16 in T. 33 S., R. 9 W., sec. 5, Willamette Me-
 17 ridian, to its confluence with the Rogue
 18 River, as a wild river.

19 “(xxxi) FRANCIS CREEK.—The ap-
 20 proximately 0.9-mile segment of Francis
 21 Creek from its headwaters to the confluence
 22 with the Rogue River, as a wild river.

23 “(xxxii) LONG GULCH.—

24 “(I) SCENIC RIVER.—The ap-
 25 proximately 1.4-mile segment of Long

1 *Gulch from its headwaters to the Wild*
 2 *Rogue Wilderness boundary in T. 33*
 3 *S., R. 10 W., sec. 23, Willamette Me-*
 4 *ridian, as a scenic river.*

5 “(II) *WILD RIVER.*—*The approxi-*
 6 *mately 1.1-mile segment of Long Gulch*
 7 *from the Wild Rogue Wilderness*
 8 *boundary in T. 33 S., R. 10 W., sec.*
 9 *23, Willamette Meridian, to the con-*
 10 *fluence with the Rogue River, as a wild*
 11 *river.*

12 “(xxxiii) *BAILEY CREEK.*—

13 “(I) *SCENIC RIVER.*—*The ap-*
 14 *proximately 1.4-mile segment of Bailey*
 15 *Creek from its headwaters to the Wild*
 16 *Rogue Wilderness boundary on the*
 17 *west section line of T. 34 S., R. 8 W.,*
 18 *sec. 14, Willamette Meridian, as a sce-*
 19 *nic river.*

20 “(II) *WILD RIVER.*—*The approxi-*
 21 *mately 1.7-mile segment of Bailey*
 22 *Creek from the west section line of T.*
 23 *34 S., R.8 W., sec.14, Willamette Me-*
 24 *ridian, to the confluence of the Rogue*
 25 *River, as a wild river.*

1 “(xxxiv) *SHADY CREEK.*—*The approxi-*
2 *mately 0.7-mile segment of Shady Creek*
3 *from its headwaters to the confluence with*
4 *the Rogue River, as a wild river.*

5 “(xxxv) *SLIDE CREEK.*—

6 “(I) *SCENIC RIVER.*—*The ap-*
7 *proximately 0.5-mile segment of Slide*
8 *Creek from its headwaters to 0.1 miles*
9 *downstream from road 33-9-6, as a*
10 *scenic river.*

11 “(II) *WILD RIVER.*—*The approxi-*
12 *mately 0.7-mile section of Slide Creek*
13 *from 0.1 miles downstream of road 33-*
14 *9-6 to the confluence with the Rogue*
15 *River, as a wild river.*

16 “(xxxvi) *QUARTZ CREEK.*—*The ap-*
17 *proximately 3.3-mile segment of Quartz*
18 *Creek from its headwaters to its confluence*
19 *with the North Fork Galice Creek., as a sce-*
20 *nic river.*

21 “(xxxvii) *NORTH FORK GALICE*
22 *CREEK.*—*The approximately 5.7-mile seg-*
23 *ment of the North Fork Galice Creek from*
24 *its headwaters to its confluence with Galice*
25 *Creek, as a recreational river.”.*

1 (2) *MANAGEMENT.*—*Each river segment des-*
 2 *ignated by subparagraph (B) of section 3(a)(5) of the*
 3 *Wild and Scenic Rivers Act (16 U.S.C. 1274(a)(5))*
 4 *(as added by paragraph (1)) shall be managed as*
 5 *part of the Rogue Wild and Scenic River.*

6 (3) *WITHDRAWAL.*—*Subject to valid existing*
 7 *rights, the Federal land within the boundaries of the*
 8 *river segments designated under subparagraph (B) of*
 9 *section 3(a)(5) of the Wild and Scenic Rivers Act (16*
 10 *U.S.C. 1274(a)(5)) (as added by paragraph (1)) is*
 11 *withdrawn from all forms of—*

12 (A) *entry, appropriation, or disposal under*
 13 *the public land laws;*

14 (B) *location, entry, and patent under the*
 15 *mining laws; and*

16 (C) *disposition under all laws pertaining to*
 17 *mineral and geothermal leasing or mineral ma-*
 18 *terials.*

19 (f) *ADDITIONAL PROTECTIONS FOR ROGUE RIVER*
 20 *TRIBUTARIES.*—

21 (1) *LICENSING BY COMMISSION.*—*The Commis-*
 22 *sion shall not license the construction of any dam,*
 23 *water conduit, reservoir, powerhouse, transmission*
 24 *line, or other project works on or directly affecting*
 25 *any stream described in paragraph (4).*

1 (2) *OTHER AGENCIES.*—

2 (A) *IN GENERAL.*—No department or agen-
3 cy of the United States shall assist by loan,
4 grant, license, or otherwise in the construction of
5 any water resources project on or directly affect-
6 ing any stream segment that is described in
7 paragraph (4), except to maintain or repair
8 water resources projects in existence on the date
9 of enactment of this Act.

10 (B) *EFFECT.*—Nothing in this paragraph
11 prohibits any department or agency of the
12 United States in assisting by loan, grant, li-
13 cense, or otherwise, a water resources project—

14 (i) the primary purpose of which is ec-
15 ological or aquatic restoration; and

16 (ii) that provides a net benefit to water
17 quality and aquatic resources.

18 (3) *WITHDRAWAL.*—Subject to valid existing
19 rights, the Federal land located within $\frac{1}{4}$ mile on ei-
20 ther side of the stream segments described in para-
21 graph (4), is withdrawn from all forms of—

22 (A) entry, appropriation, or disposal under
23 the public land laws;

24 (B) location, entry, and patent under the
25 mining laws; and

1 (C) *disposition under all laws pertaining to*
2 *mineral and geothermal leasing or mineral ma-*
3 *terials.*

4 (4) *DESCRIPTION OF STREAM SEGMENTS.—The*
5 *following are the stream segments referred to in para-*
6 *graph (1):*

7 (A) *KELSEY CREEK.—The approximately*
8 *2.5-mile segment of Kelsey Creek from its head-*
9 *waters to Wild Rogue Wilderness boundary in T.*
10 *32 S., R. 9 W., sec. 25.*

11 (B) *GRAVE CREEK.—The approximately*
12 *10.2-mile segment of Grave Creek from the con-*
13 *fluence of Wolf Creek downstream to the con-*
14 *fluence with the Rogue River.*

15 (C) *CENTENNIAL GULCH.—The approxi-*
16 *mately 2.2-mile segment of Centennial Gulch*
17 *from its headwaters to its confluence with the*
18 *Rogue River.*

19 (D) *QUAIL CREEK.—The approximately*
20 *0.8-mile segment of Quail Creek from its head-*
21 *waters to the Wild Rogue Wilderness boundary*
22 *in T. 33 S., R. 10 W., sec. 1., Willamette Merid-*
23 *ian.*

24 (E) *DITCH CREEK.—The approximately*
25 *0.7-mile segment of Ditch Creek from its head-*

1 *waters to the Wild Rogue Wilderness boundary*
 2 *in T. 33 S., R. 9 W., sec. 5, Willamette Merid-*
 3 *ian.*

4 (F) *GALICE CREEK.*—*The approximately*
 5 *2.2-mile segment of Galice Creek from the con-*
 6 *fluence with the South Forest Galice Creek down-*
 7 *stream to the confluence with the Rogue River.*

8 ***Subtitle B—Devil’s Staircase***
 9 ***Wilderness***

10 ***SEC. 311. DEFINITIONS.***

11 *In this subtitle:*

12 (1) *MAP.*—*The term “map” means the map enti-*
 13 *tled “Devil’s Staircase Wilderness Proposal” and*
 14 *dated June 15, 2010.*

15 (2) *SECRETARY.*—*The term “Secretary”*
 16 *means—*

17 (A) *with respect to land under the jurisdic-*
 18 *tion of the Secretary of Agriculture, the Sec-*
 19 *retary of Agriculture; and*

20 (B) *with respect to land under the jurisdic-*
 21 *tion of the Secretary of the Interior, the Sec-*
 22 *retary of the Interior.*

23 (3) *STATE.*—*The term “State” means the State*
 24 *of Oregon.*

1 (4) *WILDERNESS.*—*The term “Wilderness”*
2 *means the Devil’s Staircase Wilderness designated by*
3 *section 312(a).*

4 **SEC. 312. DEVIL’S STAIRCASE WILDERNESS, OREGON.**

5 (a) *DESIGNATION.*—*In accordance with the Wilderness*
6 *Act (16 U.S.C. 1131 et seq.), the approximately 30,540*
7 *acres of Forest Service land and Bureau of Land Manage-*
8 *ment land in the State, as generally depicted on the map,*
9 *is designated as wilderness and as a component of the Na-*
10 *tional Wilderness Preservation System, to be known as the*
11 *“Devil’s Staircase Wilderness*

12 (b) *MAP; LEGAL DESCRIPTION.*—

13 (1) *IN GENERAL.*—*As soon as practicable after*
14 *the date of enactment of this Act, the Secretary shall*
15 *prepare a map and legal description of the Wilder-*
16 *ness.*

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

22 (3) *AVAILABILITY.*—*The map and legal descrip-*
23 *tion prepared under paragraph (1) shall be on file*
24 *and available for public inspection in the appropriate*

1 *offices of the Forest Service and Bureau of Land*
2 *Management.*

3 (c) *ADMINISTRATION.*—*Subject to valid existing rights,*
4 *the area designated as wilderness by this section shall be*
5 *administered by the Secretary in accordance with the Wil-*
6 *derness Act (16 U.S.C. 1131 et seq.), except that—*

7 (1) *any reference in that Act to the effective date*
8 *shall be considered to be a reference to the date of en-*
9 *actment of this Act; and*

10 (2) *any reference in that Act to the Secretary of*
11 *Agriculture shall be considered to be a reference to the*
12 *Secretary that has jurisdiction over the land within*
13 *the Wilderness.*

14 (d) *FISH AND WILDLIFE.*—*Nothing in this section af-*
15 *fects the jurisdiction or responsibilities of the State with*
16 *respect to fish and wildlife in the State.*

17 (e) *ADJACENT MANAGEMENT.*—

18 (1) *IN GENERAL.*—*Nothing in this section creates*
19 *any protective perimeter or buffer zone around the*
20 *Wilderness.*

21 (2) *ACTIVITIES OUTSIDE WILDERNESS.*—*The fact*
22 *that a nonwilderness activity or use on land outside*
23 *the Wilderness can be seen or heard within the Wil-*
24 *derness shall not preclude the activity or use outside*
25 *the boundary of the Wilderness.*

1 (f) *PROTECTION OF TRIBAL RIGHTS.*—Nothing in this
2 section diminishes any treaty rights of an Indian tribe.

3 (g) *TRANSFER OF ADMINISTRATIVE JURISDICTION.*—

4 (1) *IN GENERAL.*—Administrative jurisdiction
5 over the approximately 49 acres of Bureau of Land
6 Management land north of the Umpqua River in sec.
7 32, T. 21 S., R. 11 W, is transferred from the Bureau
8 of Land Management to the Forest Service.

9 (2) *ADMINISTRATION.*—The Secretary shall ad-
10 minister the land transferred by paragraph (1) in ac-
11 cordance with—

12 (A) the Act of March 1, 1911 (commonly
13 known as the “Weeks Law”) (16 U.S.C. 480 et
14 seq.); and

15 (B) any laws (including regulations) appli-
16 cable to the National Forest System.

17 **SEC. 313. WILD AND SCENIC RIVER DESIGNATIONS, WASSON**
18 **CREEK AND FRANKLIN CREEK, OREGON.**

19 Section 3(a) of the Wild and Scenic Rivers Act (16
20 U.S.C. 1274(a)) (as amended by section 102(a)) is amended
21 by adding at the end the following:

22 “(215) *FRANKLIN CREEK, OREGON.*—The 4.5-
23 mile segment from its headwaters to the line of angle
24 points within sec. 8, T. 22 S., R. 10 W., shown on
25 the survey recorded in the Official Records of Douglas

1 County, Oregon, as M64-62, to be administered by
2 the Secretary of Agriculture as a wild river.

3 “(216) WASSON CREEK, OREGON.—The 10.1-mile
4 segment in the following classes:

5 “(A) The 4.2-mile segment from the eastern
6 boundary of sec. 17, T. 21 S., R. 9 W., down-
7 stream to the western boundary of sec. 12, T. 21
8 S., R. 10 W., to be administered by the Secretary
9 of the Interior as a wild river.

10 “(B) The 5.9-mile segment from the western
11 boundary of sec. 12, T. 21 S., R. 10 W., down-
12 stream to the eastern boundary of the northwest
13 quarter of sec. 22, T. 21 S., R. 10 W., to be ad-
14 ministered by the Secretary of Agriculture as a
15 wild river.”.

16 **Subtitle C—Additional Wild and**
17 **Scenic River Designations and**
18 **Technical Corrections**

19 **SEC. 321. DESIGNATION OF WILD AND SCENIC RIVER SEG-**
20 **MENTS, MOLALLA RIVER, OREGON.**

21 (a) *IN GENERAL.*—Section 3(a) of the Wild and Scenic
22 Rivers Act (16 U.S.C. 1274(a)) (as amended by section 313)
23 is amended by adding at the end the following:

24 “(217) MOLALLA RIVER, OREGON.—

1 “(A) *IN GENERAL.*—*The following segments*
2 *in the State of Oregon, to be administered by the*
3 *Secretary of the Interior as a recreational river:*

4 “(i) *MOLALLA RIVER.*—*The approxi-*
5 *mately 15.1-mile segment from the southern*
6 *boundary line of T. 7 S., R. 4 E., sec. 19,*
7 *downstream to the edge of the Bureau of*
8 *Land Management boundary in T. 6 S., R.*
9 *3 E., sec. 7.*

10 “(ii) *TABLE ROCK FORK MOLALLA*
11 *RIVER.*—*The approximately 6.2-mile seg-*
12 *ment from the easternmost Bureau of Land*
13 *Management boundary line in the NE ¹/₄*
14 *sec. 4, T. 7 S., R. 4 E., downstream to the*
15 *confluence with the Molalla River.*

16 “(B) *WITHDRAWAL.*—*Subject to valid exist-*
17 *ing rights, the Federal land within the bound-*
18 *aries of the river segments designated by sub-*
19 *paragraph (A) is withdrawn from all forms of—*

20 “(i) *entry, appropriation, or disposal*
21 *under the public land laws;*

22 “(ii) *location, entry, and patent under*
23 *the mining laws; and*

1 “(iii) disposition under all laws relat-
 2 ing to mineral and geothermal leasing or
 3 mineral materials.”.

4 (b) *TECHNICAL CORRECTIONS*.—Section 3(a)(102) of
 5 *the Wild and Scenic Rivers Act (16 U.S.C. 1274(a)(102))*
 6 *is amended—*

7 (1) *in the paragraph heading, by striking*
 8 “*SQUAW CREEK*” *and inserting “WHYCHUS CREEK”;*

9 (2) *in the matter preceding subparagraph (A),*
 10 *by striking “McAllister Ditch, including the Soap*
 11 *Fork Squaw Creek, the North Fork, the South Fork,*
 12 *the East and West Forks of Park Creek, and Park*
 13 *Creek Fork” and inserting “Plainview Ditch, includ-*
 14 *ing the Soap Creek, the North and South Forks of*
 15 *Whychus Creek, the East and West Forks of Park*
 16 *Creek, and Park Creek”;* *and*

17 (3) *in subparagraph (B), by striking “McAllister*
 18 *Ditch” and inserting “Plainview Ditch”.*

19 **SEC. 322. TECHNICAL CORRECTIONS TO THE WILD AND**
 20 **SCENIC RIVERS ACT.**

21 Section 3(a)(69) of the *Wild and Scenic Rivers Act*
 22 *(16 U.S.C. 1274(a)(69)) is amended—*

23 (1) *by redesignating subparagraphs (A), (B),*
 24 *and (C) as clauses (i), (ii), and (iii), respectively,*
 25 *and indenting appropriately;*

1 (2) *in the matter preceding clause (i) (as so re-*
2 *designated), by striking “The 44.5-mile” and insert-*
3 *ing the following:*

4 “(A) *DESIGNATIONS.—The 44.5-mile*”;

5 (3) *in clause (i) (as so redesignated)—*

6 (A) *by striking “25.5-mile” and inserting*
7 *“27.5-mile”; and*

8 (B) *by striking “Boulder Creek at the*
9 *Kalmiopsis Wilderness boundary” and inserting*
10 *“Mislatnah Creek”;*

11 (4) *in clause (ii) (as so redesignated)—*

12 (A) *by striking “8-mile” and inserting*
13 *“7.5-mile”; and*

14 (B) *by striking “Boulder Creek to Steel*
15 *Bridge” and inserting “Mislatnah Creek to*
16 *Eagle Creek”;*

17 (5) *in clause (iii) (as so redesignated)—*

18 (A) *by striking “11-mile” and inserting*
19 *“9.5-mile”; and*

20 (B) *by striking “Steel Bridge” and insert-*
21 *ing “Eagle Creek”; and*

22 (6) *by adding at the end the following:*

23 “(B) *WITHDRAWAL.—Subject to valid*
24 *rights, the Federal land within the boundaries of*

1 *the river segments designated by subparagraph*
 2 *(A), is withdrawn from all forms of—*

3 “(i) *entry, appropriation, or disposal*
 4 *under the public land laws;*

5 “(ii) *location, entry, and patent under*
 6 *the mining laws; and*

7 “(iii) *disposition under all laws per-*
 8 *taining to mineral and geothermal leasing*
 9 *or mineral materials.”.*

10 ***Subtitle D—Frank Moore Wild***
 11 ***Steelhead Sanctuary***

12 ***SEC. 331. DEFINITIONS.***

13 *In this subtitle:*

14 (1) *MAP.*—*The term “Map” means the map enti-*
 15 *tled “‘O&C Land Grant Act of 2014: Frank Moore*
 16 *Wild Steelhead Sanctuary” and dated November 3,*
 17 *2014.*

18 (2) *SECRETARY.*—*The term “Secretary” means*
 19 *the Secretary of Agriculture acting through the Chief*
 20 *of the Forest Service.*

21 (3) *STATE.*—*The term “State” means the State*
 22 *of Oregon.*

1 **SEC. 332. FRANK MOORE WILD STEELHEAD SANCTUARY, OR-**
2 **EGON.**

3 (a) *DESIGNATION.*—The approximately 104,000 acres
4 of Forest Service land in the State, as generally depicted
5 on the map, is designated as the “Frank Moore Wild
6 Steelhead Sanctuary”.

7 (b) *MAP; LEGAL DESCRIPTION.*—

8 (1) *IN GENERAL.*—As soon as practicable after
9 the date of enactment of this Act, the Secretary shall
10 prepare a map and legal description of the Frank
11 Moore Wild Steelhead Sanctuary.

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

17 (3) *AVAILABILITY.*—The map and legal descrip-
18 tion prepared under paragraph (1) shall be on file
19 and available for public inspection in the appropriate
20 offices of the Forest Service.

21 (c) *ADMINISTRATION.*—Subject to valid existing rights,
22 the area designated as the Frank Moore Wild Steelhead
23 Sanctuary by this section shall be administered by the Sec-
24 retary in accordance with the all laws (including regula-
25 tions applicable to the National Forest System, and in ad-
26 dition for the purposes of protecting, preserving and en-

1 *hancing the natural character, scientific use, and the botan-*
2 *ical, recreational, ecological, fish and wildlife, scenic, drink-*
3 *ing water, and cultural values of the areas and to preserve*
4 *opportunities for primitive recreation and especially to pro-*
5 *tect and enhance the wild salmonid resources of this area*
6 *and maintain the watershed as a thermal refuge for native*
7 *salmonids.*

8 *(d) FISH AND WILDLIFE.—Nothing in this section af-*
9 *fects the jurisdiction or responsibilities of the State with*
10 *respect to fish and wildlife in the State.*

11 *(e) ADJACENT MANAGEMENT.—*

12 *(1) IN GENERAL.—Nothing in this section creates*
13 *any protective perimeter or buffer zone around the*
14 *Frank Moore Wild Steelhead Sanctuary.*

15 *(2) ADJACENT MANAGEMENT.—Nothing in this*
16 *section creates any protective perimeter or buffer zone*
17 *around an area designated under this section.*

18 *(f) PROTECTION OF TRIBAL RIGHTS.—Nothing in this*
19 *section diminishes any treaty rights of an Indian tribe.*

20 *(g) WITHDRAWAL.—Subject to valid existing rights,*
21 *the Federal land within the boundaries of the Frank Moore*
22 *Wild Steelhead Sanctuary river segments designated by*
23 *subsection (a) is withdrawn from all forms of—*

24 *(1) entry, appropriation, or disposal under the*
25 *public land laws;*

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

3 (3) *disposition under all laws relating to min-*
4 *eral and geothermal leasing or mineral materials.*

5 (h) *USES.—The Secretary shall only allow uses of the*
6 *Frank Moore Wild Steelhead Sanctuary that are consistent*
7 *with the purposes and values for which the Frank Moore*
8 *Wild Steelhead Sanctuary is established.*

9 (i) *USE OF MOTORIZED VEHICLES.—The use of motor-*
10 *ized vehicles within the Frank Moore Wild Steelhead Sanc-*
11 *tuary shall be limited to roads allowed by the Secretary*
12 *for such use, provided that the Secretary may allow off-*
13 *road vehicle use in designated portions of the areas des-*
14 *ignated by this section if such use is consistent with the*
15 *purposes and values for which the area was designated.*

16 (j) *ROADS.—*

17 (1) *IN GENERAL.—The Secretary, to the max-*
18 *imum extent practicable, shall decrease the total mile-*
19 *age of system roads that are operational in the Frank*
20 *Moore Wild Steelhead Sanctuary to a quantity less*
21 *than the quantity of mileage in existence on the date*
22 *of enactment of the Oregon and California Land*
23 *Grant Act of 2014. The Secretary shall prioritize de-*
24 *creasing the mileage of the road network in order to*

1 *reduce impacts to water quality from sediment deliv-*
2 *ered to streams by forest roads.*

3 (2) *TEMPORARY ROADS.*—*If the Secretary con-*
4 *structs a temporary road as part of a vegetation*
5 *management project, the Secretary shall close and de-*
6 *commission the temporary road not later than the*
7 *earlier of—*

8 (A) *the date that is 2 years after the date*
9 *on which the activity for which the temporary*
10 *road was constructed is completed; and*

11 (B) *the date that is 1 year after the date on*
12 *which the vegetation management project is com-*
13 *pleted.*

14 (3) *NO NEW ROADS.*—*The Secretary shall pro-*
15 *hibit any new system or nonsystem road within the*
16 *Frank Moore Wild Steelhead Sanctuary and key wa-*
17 *tersheds under the NWFP after the date of enactment*
18 *of the Oregon and California Land Grant Act of 2014*
19 *except as necessary, where no practicable alternative*
20 *exists and subject to the availability of appropria-*
21 *tions. The Secretary shall also prohibit the construc-*
22 *tion of any new road in any roadless area.*

Calendar No. 646

113TH CONGRESS
2^D SESSION

S. 1784

[Report No. 113-307]

A BILL

To improve timber management on Oregon and California Railroad and Coos Bay Wagon Road grant land, and for other purposes.

DECEMBER 11, 2014

Reported with an amendment