

103^D CONGRESS
1ST SESSION

S. 1108

To provide for the management of lands and recreational resources at Canyon Ferry Recreation Area, Montana, and other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 15, 1993

Mr. BURNS (for himself and Mr. BAUCUS) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To provide for the management of lands and recreational resources at Canyon Ferry Recreation Area, Montana, and other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Canyon Ferry Recre-
5 ation, Tourism, and Economic Development Management
6 Act”.

7 **SEC. 2. FINDINGS.**

8 Congress finds and declares that—

1 (1) there is a Federal responsibility to provide
2 opportunities for public recreation, tourism, and eco-
3 nomic development at Federal water projects, in
4 partnership with other Federal and non-Federal in-
5 terests;

6 (2) certain provisions of the Federal Water
7 Project Recreation Act (Public Law 89-72 as
8 amended) unduly restrict the management of the
9 Canyon Ferry Recreation Management Area because
10 the provisions do not allow for the increasing eco-
11 nomic burden that construction and management of
12 recreational facilities are placing on managing enti-
13 ties, especially at the State and local levels;

14 (3) non-Federal responsibility for a significant
15 portion of all costs of operation, maintenance, and
16 replacement of facilities on Federal lands at the
17 Canyon Ferry Recreation Management Area as well
18 as total management responsibility is an unfair bur-
19 den on non-Federal managers, especially in instances
20 where the facilities are old, underdesigned, do not
21 provide adequate access for the disabled, and are
22 utilized by national and international publics, and
23 responsibilities for complex fisheries reservoir man-
24 agement and for wildlife and wetlands management
25 have been borne solely by the non-Federal entities,

1 further increasing the overall management burden;
2 and

3 (4) the recreational, tourism, and economic de-
4 velopment needs at the Canyon Ferry Recreation
5 Area can best be met through cooperative manage-
6 ment efforts by the Bureau of Reclamation, the Bu-
7 reau of Land Management, the State of Montana,
8 and other appropriate entities.

9 **SEC. 3. COOPERATIVE AGREEMENTS.**

10 (a) AUTHORIZATION.—The Secretary of the Interior
11 (hereafter in this Act referred to as the “Secretary”), act-
12 ing through the Bureau of Reclamation and the Bureau
13 of Land Management, may enter into such agreements as
14 are necessary to carry out the purposes of this Act.

15 (b) CONTENTS OF AGREEMENTS.—Any management
16 agreement entered into under this Act shall provide that
17 the management responsibilities given to the Bureau of
18 Land Management for lands withdrawn or acquired for
19 reclamation purposes shall be accomplished in accordance
20 with the statutory authority generally exercised by the Bu-
21 reau of Land Management in the management of the pub-
22 lic lands.

1 **SEC. 4. PROTECTION OF AUTHORIZED PURPOSES OF REC-**
2 **LAMATION PROJECTS.**

3 (a) NO ALTERATION OF PURPOSES OF CANYON
4 FERRY UNIT.—Nothing in this Act is intended to change,
5 modify, or expand the authorized purposes of the Canyon
6 Ferry Unit.

7 (b) ORIGINAL PURPOSE OF CANYON FERRY DAM
8 AND RESERVOIR UNAFFECTED.—Nothing in this Act
9 shall change the responsibility of the Bureau of Reclama-
10 tion to meet the needs for which the Canyon Ferry Dam
11 and Reservoir were originally constructed.

12 (c) NO AUTHORIZATION TO AFFECT WATER SUP-
13 PLY.—This Act is not intended to authorize any action
14 or inaction by any person, including any person who has
15 contracted for the water supply from a reclamation
16 project, that reduces the quantity, or modifies the time
17 and manner of availability, of the water supply from the
18 Canyon Ferry Unit to project beneficiaries.

19 **SEC. 5. MANAGEMENT.**

20 (a) MANAGEMENT UNDER THE PLAN.—The Sec-
21 retary shall manage all lands and facilities in the area as-
22 sociated with recreation, tourism, and related economic de-
23 velopment pursuant to the Canyon Ferry Resources Man-
24 agement Plan, of 1993, and any amendments thereto.

25 (b) EXEMPTION FROM PROVISIONS OF THE FED-
26 ERAL WATER PROJECT RECREATION ACT.—Provisions of

1 the Federal Water Project Recreation Act (16 U.S.C.
2 4601–12) that limit or prescribe costs that may be in-
3 curred by Federal and non-Federal entities for recreation
4 planning, management, or facilities, or that require non-
5 Federal management of recreation facilities or programs
6 do not apply to the Area.

7 (c) RECREATION USER FEES.—All recreation user
8 fees collected from the Canyon Ferry Recreation Area by
9 the managing agency(ies) shall be retained by the manag-
10 ing agency(ies) and used exclusively to fund the operation,
11 maintenance, and development of the Canyon Ferry
12 Recreation Area for recreation, tourism, and economic de-
13 velopment. Fees collected for cabin site permits, conces-
14 sion operations, entrance fees, and other special use fees
15 are all considered to be recreation user fees.

16 (d) CONTENTS OF AGREEMENT.—The cooperative
17 agreements shall provide that the responsibilities given to
18 the Bureau of Land Management for the area will be car-
19 ried out in accordance with the statutory authority gen-
20 erally exercised by the Bureau of Land Management in
21 the management of the public lands.

22 **SEC. 6. AUTHORIZATION OF APPROPRIATIONS.**

23 There are authorized to be appropriated such sums
24 as may be necessary to carry out this Act, to remain avail-
25 able until expended. Especially critical are the first 10

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- 1 years of the interagency project management agreement
- 2 when major management, maintenance, replacement, and
- 3 construction must occur.

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