

107TH CONGRESS
2^D SESSION

H. R. 4948

To designate certain public lands as wilderness and certain rivers as wild and scenic rivers in the northern portion of the State of California, to designate salmon restoration areas, and to establish the Sacramento River National Conservation Area, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 17, 2002

Mr. THOMPSON of California (for himself, Ms. SOLIS, Mr. GEORGE MILLER of California, Ms. WOOLSEY, Mr. HONDA, Mrs. NAPOLITANO, Mr. HINCHAY, Ms. PELOSI, Ms. MCKINNEY, Mr. MCDERMOTT, Ms. ESHOO, Mr. FILNER, Mr. WAXMAN, and Mr. SHERMAN) introduced the following bill; which was referred to the Committee on Resources

A BILL

To designate certain public lands as wilderness and certain rivers as wild and scenic rivers in the northern portion of the State of California, to designate salmon restoration areas, and to establish the Sacramento River National Conservation Area, 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 “Northern California Wild Heritage Wilderness Act of
6 2002”.

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

Sec. 1. Short title; table of contents.
 Sec. 2. Findings.

TITLE I—DESIGNATION OF WILDERNESS AREAS

Sec. 101. Designation of wilderness areas to be administered by Bureau of
 Land Management and Forest Service.
 Sec. 102. Designation of wilderness area, Lassen Volcanic National Park.
 Sec. 103. Administration of wilderness areas.
 Sec. 104. Designation of salmon restoration areas.
 Sec. 105. Designation of wilderness study areas.
 Sec. 106. Designation of potential wilderness areas.

TITLE II—WILD AND SCENIC RIVER DESIGNATIONS

Sec. 201. Designation of wild and scenic rivers.
 Sec. 202. Designation of Carson River and East Fork, California, as wild and
 scenic rivers study areas.

TITLE III—SACRAMENTO RIVER NATIONAL CONSERVATION AREA

Sec. 301. Designation and management.

TITLE IV—AUTHORIZATION OF APPROPRIATIONS

Sec. 401. Wilderness and wild and scenic rivers tourism development.
 Sec. 402. Wilderness and wild and scenic rivers recreation development.
 Sec. 403. Law enforcement.
 Sec. 404. Acquisition of inholdings.

3 **SEC. 2. FINDINGS.**

4 The Congress finds and declares the following:

5 (1) The publicly owned lands and rivers of Cali-
 6 fornia are a wildland resource of extraordinary value
 7 for this and future generations.

8 (2) Increasing pressure from California's rap-
 9 idly growing population threatens to irrevocably
 10 harm these remaining wild areas and wild rivers.

11 (3) Statutory protection is needed for these
 12 areas to ensure that they remain a part of our nat-

1 ural heritage and continue to be a source of solitude
2 and inspiration for all Americans.

3 (4) Continuation of military activities, including
4 overflights, military maneuvers, testing and evalua-
5 tion, and other activities without limit to frequency
6 is not incompatible with the protection and proper
7 management of the wilderness and wild and scenic
8 river resources designated by this Act.

9 (5) Wildfire management activities necessary to
10 protect public health and safety and private property
11 are fully allowable in wilderness areas and the Sec-
12 retary may take any measures deemed necessary to
13 control or prevent fires.

14 (6) These lands shall be included in the Na-
15 tional Wilderness Preservation System and the Na-
16 tional Wild and Scenic Rivers System, in order to—

17 (A) preserve the unique wild and natural
18 features of these landscapes;

19 (B) protect a diverse array of ecosystems,
20 plants, animals, geologic structures and hydro-
21 logic features that represent the natural splen-
22 dor of California;

23 (C) protect and preserve historical and cul-
24 tural archeological sites associated with ancient

1 Indian cultures and the settlement of Cali-
2 fornia;

3 (D) protect and preserve areas that con-
4 tinue to be used by Native American tribes for
5 spiritual, cultural, or subsistence practices;

6 (E) protect watersheds, including those
7 that play an essential role in providing munic-
8 ipal and agricultural water supplies;

9 (F) provide opportunities for compatible
10 outdoor recreation, including horseback riding
11 on saddle and pack stock, hunting and fishing,
12 hiking and camping, whitewater rafting, trail
13 running, and excursions led by commercial out-
14 fitters;

15 (G) retain and enhance opportunities for
16 scientific research in pristine ecosystems; and

17 (H) promote the recovery of threatened
18 and endangered species, including salmon and
19 steelhead.

1 **TITLE I—DESIGNATION OF**
2 **WILDERNESS AREAS**

3 **SEC. 101. DESIGNATION OF WILDERNESS AREAS TO BE AD-**
4 **MINISTERED BY BUREAU OF LAND MANAGE-**
5 **MENT AND FOREST SERVICE.**

6 (a) DESIGNATION.—In furtherance of the purposes of
7 the Wilderness Act (16 U.S.C. 1131 et seq.), the following
8 public lands in the State of California are hereby des-
9 igned as wilderness, and therefore, as components of the
10 National Wilderness Preservation System or as additions
11 to existing components of the National Wilderness Preser-
12 vation System:

13 (1) Certain lands in the Klamath National For-
14 est which comprise approximately 64,160 acres, as
15 generally depicted on a map entitled “Marble Moun-
16 tain Wilderness Area Additions-Proposed”.

17 (2) Certain lands in the Klamath National For-
18 est which comprise approximately 51,600 acres, as
19 generally depicted on a map entitled “Red Butte
20 Wilderness Area Additions-Proposed”.

21 (3) Certain lands in the Klamath National For-
22 est which comprise approximately 19,360 acres, as
23 generally depicted on a map entitled “Russian Wil-
24 derness Area Additions-Proposed”.

1 (4) Certain lands in the Lassen National Forest
2 which comprise approximately 12,000 acres, as gen-
3 erally depicted on a map entitled “Heart Lake Wil-
4 derness Area-Proposed”.

5 (5) Certain lands in the Lassen National Forest
6 which comprise approximately 4,760 acres, as gen-
7 erally depicted on a map entitled “Wild Cattle
8 Mountain Wilderness Area-Proposed”.

9 (6) Certain lands in the Lassen National Forest
10 which comprise approximately 6,400 acres, as gen-
11 erally depicted on a map entitled “Caribou Wilder-
12 ness Area Additions-Proposed”.

13 (7) Certain lands in the Mendocino National
14 Forest which comprise approximately 23,800 acres,
15 as generally depicted on a map entitled “Snow
16 Mountain Wilderness Area Additions-Proposed”.

17 (8) Certain lands in the Mendocino National
18 Forest which comprise approximately 10,160 acres,
19 as generally depicted on a map entitled “Sanhedrin
20 Wilderness Area-Proposed”.

21 (9) Certain lands in the Mendocino National
22 Forest and certain lands administered by the Arcata
23 Field Office of the Bureau of Land Management
24 which comprise approximately 51,790 acres, as gen-

1 erally depicted on a map entitled “Yuki Wilderness
2 Area-Proposed”.

3 (10) Certain lands in the Plumas National For-
4 est which comprise approximately 9,000 acres, as
5 generally depicted on a map entitled “Feather Falls
6 Wilderness Area-Proposed”.

7 (11) Certain lands in the Sierra National For-
8 est which comprise approximately 39,360 acres, as
9 generally depicted on a map entitled “South Fork
10 Merced Wilderness Area-Proposed”.

11 (12) Certain lands in the Six Rivers National
12 Forest which comprise approximately 5,740 acres, as
13 generally depicted on a map entitled “Mad River
14 Buttes Wilderness Area-Proposed”.

15 (13) Certain lands in the Six Rivers National
16 Forest which comprise approximately 7,300 acres, as
17 generally depicted on a map entitled “Mt. Lassen
18 Wilderness Area-Proposed”.

19 (14) Certain lands in the Six Rivers and Klam-
20 ath National Forests which comprise approximately
21 86,470 acres, as generally depicted on a map enti-
22 tled “Siskiyou Wilderness Area Additions-Proposed”.

23 (15) Certain lands in the Six Rivers,
24 Mendocino, and Shasta-Trinity National Forests and
25 certain lands administered by the Redding and

1 Arcata Field Offices of the Bureau of Land Manage-
2 ment which comprise approximately 40,550 acres, as
3 generally depicted on a map entitled “Yolla Bolly-
4 Middle Eel Wilderness Area Additions-Proposed”.

5 (16) Certain lands in the Six Rivers, Klamath,
6 and Shasta-Trinity National Forests which comprise
7 approximately 97,590 acres, as generally depicted on
8 a map entitled “Trinity Alps Wilderness Area Addi-
9 tions-Proposed”.

10 (17) Certain lands in the Six Rivers and Shas-
11 ta-Trinity National Forests which comprise approxi-
12 mately 12,750 acres, as generally depicted on a map
13 entitled “Underwood Wilderness Area-Proposed”.

14 (18) Certain lands in the Stanislaus National
15 Forest which comprise approximately 25,280 acres,
16 as generally depicted on a map entitled “Emigrant
17 Wilderness Area Additions-Proposed”.

18 (19) Certain lands in the Stanislaus and Hum-
19 boldt-Toiyabe National Forests which comprise ap-
20 proximately 35,200 acres, as generally depicted on a
21 map entitled “Carson Iceberg Wilderness Area Addi-
22 tions-Proposed”.

23 (20) Certain lands in the Tahoe National For-
24 est which comprise approximately 12,160 acres, as

1 generally depicted on a map entitled “Black Oak
2 Wilderness Area-Proposed”.

3 (21) Certain lands in the Tahoe National For-
4 est which comprise approximately 2,880 acres, as
5 generally depicted on a map entitled “Duncan Can-
6 yon Wilderness Area-Proposed”.

7 (22) Certain lands in the Tahoe National For-
8 est which comprise approximately 20,480 acres, as
9 generally depicted on a map entitled “North Fork
10 American Wilderness Area-Proposed”.

11 (23) Certain lands in the Tahoe National For-
12 est which comprise approximately 4,480 acres, as
13 generally depicted on a map entitled “Granite Chief
14 Wilderness Area Additions-Proposed”.

15 (24) Certain lands in the Tahoe National For-
16 est which comprise approximately 16,350 acres, as
17 generally depicted on a map entitled “Castle Peak
18 Wilderness Area-Proposed”.

19 (25) Certain lands in the Tahoe National For-
20 est which comprise approximately 17,280 acres, as
21 generally depicted on a map entitled “Grouse Lakes
22 Wilderness Area-Proposed”.

23 (26) Certain lands administered by the Bishop
24 Field Office of the Bureau of Land Management
25 which comprise approximately 17,920 acres, as gen-

1 erally depicted on a map entitled “Granite Mountain
2 Wilderness Area-Proposed”.

3 (27) Certain lands administered by the Alturas
4 Field Office of the Bureau of Land Management
5 which comprise approximately 6,600 acres, as gen-
6 erally depicted on a map entitled “Pit River Wilder-
7 ness Area-Proposed”.

8 (28) Certain lands administered by the Ukiah
9 Field Office of the Bureau of Land Management
10 which comprise approximately 45,434 acres, as gen-
11 erally depicted on a map entitled “Cache Creek Wil-
12 derness Area-Proposed”.

13 (29) Certain lands administered by the Ukiah
14 Field Office of the Bureau of Land Management
15 which comprise approximately 10,880 acres, as gen-
16 erally depicted on a map entitled “Blue Ridge Wil-
17 derness Area-Proposed”.

18 (30) Certain lands administered by the Ukiah
19 Field Office of the Bureau of Land Management
20 which comprise approximately 9,120 acres, as gen-
21 erally depicted on a map entitled “Berryessa Peak
22 Wilderness Area-Proposed”.

23 (31) Certain lands administered by the Ukiah
24 Field Office of the Bureau of Land Management
25 which comprise approximately 5,880 acres, as gen-

1 erally depicted on a map entitled “Cedar Roughs
2 Wilderness Area-Proposed”.

3 (32) Certain lands administered by the Arcata
4 Field Office of the Bureau of Land Management
5 which comprise approximately 41,100 acres, as gen-
6 erally depicted on a map entitled “King Range Wil-
7 derness Area-Proposed”.

8 (33) Certain lands administered by the Arcata
9 Field Office of the Bureau of Land Management
10 which comprise approximately 14,000 acres as gen-
11 erally depicted on a map entitled “South Fork Eel
12 Wilderness Area-Proposed”.

13 (b) SPECIAL RULE, TAHOE NATIONAL FOREST WIL-
14 DERNESS AREAS.—The designation of the Black Oak Wil-
15 derness Area by subsection (a)(20) and the Duncan Can-
16 yon Wilderness Area by subsection (a)(21) and inclusion
17 of additional lands in the Granite Chief Wilderness Area
18 by subsection (a)(23) shall not interfere with the operation
19 of the Western States Endurance Run and the Western
20 States Trail Ride (Tevis Cup) in the same manner and
21 degree in which these events are operated as of the date
22 of the enactment of this Act.

23 (c) SPECIAL RULE, CASTLE PEAK WILDERNESS
24 AREA.—The designation of the Castle Peak Wilderness
25 Area by subsection (a)(24) shall not preclude the oper-

1 ation and maintenance of the historic Forest Service cabin
2 known as Meiss Hut in the same manner and degree in
3 which operation and maintenance of the cabin were occur-
4 ring as of the date of the enactment of this Act.

5 (d) SPECIAL RULE, KING RANGE WILDERNESS
6 AREA.—With respect to the King Range Wilderness Area
7 designated by subsection (a)(32), in case of conflict be-
8 tween this title and Public Law 91–476 (16 U.S.C. 460y
9 et seq.), which established the King Range National Con-
10 servation Area, the more restrictive provisions shall con-
11 trol.

12 **SEC. 102. DESIGNATION OF WILDERNESS AREA, LASSEN**
13 **VOLCANIC NATIONAL PARK.**

14 In furtherance of the purposes of the Wilderness Act
15 (16 U.S.C. 1131 et seq.), certain lands in Lassen Volcanic
16 National Park in the State of California which comprise
17 approximately 26,366 acres, as generally depicted on a
18 map entitled “Lassen Volcanic National Park Wilderness
19 Area Additions-Proposed”, are hereby designated as wil-
20 derness, and therefore, as an addition to an existing com-
21 ponent of the National Wilderness Preservation.

22 **SEC. 103. ADMINISTRATION OF WILDERNESS AREAS.**

23 (a) MANAGEMENT.—Subject to valid existing rights,
24 the wilderness areas designated by this title shall be ad-
25 ministered by the Secretary of the Interior or the Sec-

1 retary of Agriculture (in this section referred to as the
2 “Secretary”), whoever has administrative jurisdiction over
3 the area, in accordance with the provisions of the Wilder-
4 ness Act (16 U.S.C. 1131 et seq.) governing areas des-
5 ignated by that Act as wilderness, except that any ref-
6 erence in such provisions to the effective date of the Wil-
7 derness Act (or any similar reference) shall be deemed to
8 be a reference to the date of the enactment of this Act.

9 (b) MAP AND LEGAL DESCRIPTION.—As soon as
10 practicable, but no later than three years after the date
11 of the enactment of this Act, the Secretary shall file a
12 map and a legal description of each wilderness area des-
13 ignated in this title with the Committee on Energy and
14 Natural Resources of the Senate and the Committee on
15 Resources of the House of Representatives. Such map and
16 description shall have the same force and effect as if in-
17 cluded in this title, except that the correction of clerical
18 and typographical errors in such legal description may be
19 made. Copies of such map and legal description shall be
20 on file and available for public inspection in the office of
21 the Secretary.

22 (c) WILDERNESS CHARACTER.—As provided in sec-
23 tion 4(b) of the Wilderness Act (16 U.S.C. 1133(b)), the
24 Secretary concerned shall administer the areas designated
25 as wilderness in this title so as to preserve their wilderness

1 character and to devote them to the public purposes of
2 recreational, scenic, scientific, educational, conservation,
3 and historical use. All activities in the areas shall be sub-
4 ject to regulations the Secretary considers necessary to
5 fulfill the purposes of the Wilderness Act.

6 (d) FIRE MANAGEMENT ACTIVITIES.—The Secretary
7 may take such measures in the wilderness areas des-
8 ignated by this title as necessary in the control and pre-
9 vention of fire, insects, and diseases, as provided in section
10 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)(1)) and
11 the Report of the Committee on Interior and Insular Af-
12 fairs to accompany H.R. 1437 of the 95th Congress (H.
13 Rept. 101–405). Such measures may include the use of
14 mechanized and motorized equipment for fire suppression
15 where necessary to protect public health and safety and
16 private property. Not later than one year after the date
17 of the enactment of this Act, the Secretary shall review
18 existing policy to ensure that authorized approval proce-
19 dures for any such measures permit a timely and efficient
20 response in case of fire emergencies in the wilderness
21 areas. In areas of extreme fire hazard, the Secretary shall
22 consider whether the authority to take whatever appro-
23 priate actions are necessary for fire management shall be
24 delegated to the Forest Supervisor or the Bureau of Land
25 Management District Manager or a field manager.

1 (e) ACCESS TO PRIVATE PROPERTY.—The Secretary
2 shall provide private property owners with adequate access
3 to their nonfederally owned land or interests in land within
4 the boundaries of the wilderness designated by this title
5 to ensure the owner of such land or interest the reasonable
6 use and enjoyment thereof.

7 (f) MANAGEMENT OF PRIVATE PROPERTY.—Nothing
8 in this title shall enlarge or diminish the private property
9 rights of non-Federal landowners with property within the
10 boundaries of the wilderness areas designated by this title.

11 (g) HUNTING AND FISHING.—Nothing in this Act
12 shall affect existing hunting and fishing, under applicable
13 State and Federal laws and regulations, within the bound-
14 aries of the wilderness areas designated by this title, in-
15 cluding the use of non-motorized devices used to carry
16 game.

17 (h) SNOW SENSORS AND STREAM GAUGES.—Nothing
18 in this title shall be construed to prevent the installation
19 and maintenance of hydrologic, meteorologic, or climato-
20 logical facilities or any combination of the foregoing, or
21 limited motorized access to such facilities when non-
22 motorized access means are not reasonably available or
23 when time is of the essence, if the Secretary determines
24 that such facilities or access are essential to flood warning,

1 flood control, water supply forecasting, or reservoir oper-
2 ation purposes.

3 (i) MILITARY ACTIVITIES.—Nothing in this title shall
4 preclude low-level overflights of military aircraft, testing
5 and evaluation, the designation of new units of special use
6 airspace, or the use or establishment of military flight
7 training routes over wilderness areas designated by this
8 title.

9 (j) HORSES.—Nothing in this title shall preclude
10 horseback riding or the entry of recreational saddle or
11 pack stock into wilderness areas designated by this title.

12 (k) LIVESTOCK GRAZING.—Grazing of livestock and
13 maintenance of existing facilities related to grazing in wil-
14 derness areas designated by this title, if established before
15 the date of the enactment of this Act, shall be permitted
16 to continue as provided in section 4(d)(4) of the Wilder-
17 ness Act (16 U.S.C. 1133(d)(4)) and section 108 of Public
18 Law 96–560 (16 U.S.C. 1133 note).

19 (l) FISH AND WILDLIFE.—Nothing in this title shall
20 be construed as affecting the jurisdiction or responsibil-
21 ities of the State of California with respect to wildlife and
22 fish on the public lands in that State as provided in section
23 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)).

24 (m) WILDLIFE MANAGEMENT.—In furtherance of
25 the purposes and principles of the Wilderness Act, man-

1 agement activities to maintain or restore fish and wildlife
2 populations and the habitats to support such populations
3 may be carried out within wilderness areas designated by
4 this title, if consistent with relevant wilderness manage-
5 ment plans, in accordance with appropriate policies and
6 guidelines.

7 (n) LAW ENFORCEMENT ACTIVITIES.—Nothing in
8 this title shall be construed as precluding or otherwise af-
9 fecting border operations by the Immigration and Natu-
10 ralization Service, the Drug Enforcement Administration,
11 the United States Customs Service, or State and local law
12 enforcement agencies within wilderness areas designated
13 by this title.

14 (o) NATIVE AMERICAN USES AND INTERESTS.—In
15 recognition of the past use of wilderness areas designated
16 by this title by members of Indian tribes for traditional
17 cultural and religious purposes, the Secretary shall ensure
18 access to such wilderness areas by Indian tribes for such
19 traditional cultural and religious purposes. In imple-
20 menting this section, the Secretary, upon the request of
21 an Indian tribe or Indian religious community, shall tem-
22 porarily close to the general public use of one or more spe-
23 cific portions of the wilderness area in order to protect
24 the privacy of traditional cultural and religious activities
25 in the area by members of the Indian tribe or Indian reli-

1 gious community. Any such closure shall be made to affect
2 the smallest practicable area for the minimum period nec-
3 essary for such purposes. Such access shall be consistent
4 with the purpose and intent of Public Law 95–341 (42
5 U.S.C. 1996; commonly known as the American Indian
6 Religious Freedom Act) and the Wilderness Act.

7 (p) COMMERCIAL OUTFITTERS.—Nothing in this title
8 shall preclude the use by commercial outfitters of the wil-
9 derness areas designated by this title.

10 (q) AREAS ADJACENT TO WILDERNESS AREAS.—
11 Nothing in this title shall be construed to create protective
12 perimeters or buffer zones around wilderness areas des-
13 igned by this title. Activities or uses of nonwilderness
14 areas that can be seen or heard within wilderness areas
15 designated by this title shall not be precluded as a result
16 of this title.

17 (r) WATER RESOURCES PROJECTS.—Nothing in this
18 title shall preclude relicensing of, assistance to, or oper-
19 ation and maintenance of, developments below or above
20 a wilderness area designated by this title or on any stream
21 tributary thereto which will not invade the area or unrea-
22 sonably diminish the wilderness, scenic, recreational, and
23 fish and wildlife values present in the area as of the date
24 of the enactment of this Act.

1 **SEC. 104. DESIGNATION OF SALMON RESTORATION AREAS.**

2 (a) FINDINGS.—The Congress finds and declares the
3 following:

4 (1) Once magnificent salmon and steelhead
5 runs throughout the State of California have gen-
6 erally experienced severe declines resulting in the
7 listing of these species as threatened and endangered
8 under both State and Federal law.

9 (2) Economically important commercial, rec-
10 reational, and tribal salmon and steelhead fisheries
11 have collapsed in many parts of the State leading to
12 economic crises for many fishing-dependent commu-
13 nities.

14 (3) Salmon and steelhead are essential to the
15 spiritual and cultural practices of many Indian
16 tribes in California and these tribes have suffered as
17 a result of the decline in salmon and steelhead runs
18 throughout the State.

19 (4) Habitat protection is an essential compo-
20 nent in the recovery of endangered salmon and
21 steelhead to sustainable, harvestable levels.

22 (5) Certain pristine areas in the State warrant
23 special protection because they offer vital, irreplace-
24 able habitat for salmon and steelhead.

1 (b) DESIGNATION.—The following public lands in the
2 State of California are hereby designated salmon restora-
3 tion areas:

4 (1) Certain lands in the Shasta-Trinity Na-
5 tional Forest which comprise approximately 24,267
6 acres, as generally depicted on a map entitled “Chin-
7 quapin Salmon Restoration Area-Proposed”.

8 (2) Certain lands in the Shasta-Trinity Na-
9 tional Forest which comprise approximately 28,400
10 acres, as generally depicted on a map entitled “Pat-
11 tison Salmon Restoration Area-Proposed”.

12 (3) Certain lands in the Shasta-Trinity Na-
13 tional Forest which comprise approximately 22,000
14 acres, as generally depicted on a map entitled
15 “South Fork Trinity Salmon Restoration Area-Pro-
16 posed”.

17 (c) REVIEW AND MANAGEMENT.—The Secretary of
18 Agriculture shall review the salmon restoration areas to
19 determine their suitability for designation as wilderness.
20 Until such time as Congress acts on the review of the Sec-
21 retary, the Secretary shall manage the Salmon Restora-
22 tion Areas to promote the restoration of self-sustaining
23 salmon and steelhead populations and, subject to valid ex-
24 isting rights, to maintain the existing wilderness character
25 of the areas. The use of mechanized transport or motor-

1 ized equipment shall be based on the selection of the min-
2 imum tool or administrative practice necessary to accom-
3 plish the purpose of maximum salmon habitat protection
4 with the least amount of adverse impact on wilderness
5 character and resources.

6 (d) REVIEW AND RECOMMENDATION.—The Sec-
7 retary of Agriculture shall submit to the President a re-
8 port containing the results of the review conducted under
9 subsection (c). Not later than three years after the date
10 of the enactment of this Act, the President shall submit
11 a recommendation to Congress regarding designation of
12 the salmon restoration areas as wilderness.

13 **SEC. 105. DESIGNATION OF WILDERNESS STUDY AREAS.**

14 (a) DESIGNATION.—In furtherance of the provisions
15 of the Wilderness Act (16 U.S.C. 1131 et seq.), the fol-
16 lowing public lands in the State of California are des-
17 ignated wilderness study areas and shall be reviewed by
18 the Secretary of Agriculture as to their suitability for pres-
19 ervation as wilderness:

20 (1) Certain lands in the Shasta-Trinity Na-
21 tional Forest which comprise approximately 35,000
22 acres, as generally depicted on a map entitled “Gi-
23 rard Ridge Wilderness Study Area Proposed”.

24 (2) Certain lands in the Lassen National Forest
25 which comprise approximately 48,000 acres, as gen-

1 erally depicted on a map entitled “Ishi Wilderness
2 Study Area Proposed”.

3 (b) REVIEW AND RECOMMENDATION.—The Sec-
4 retary of Agriculture shall submit to the President a re-
5 port containing the results of the review conducted under
6 subsection (a). Not later than three years after the date
7 of the enactment of this Act, the President shall submit
8 a recommendation to Congress regarding designation of
9 the study areas as wilderness.

10 (c) MANAGEMENT.—Subject to valid existing rights,
11 the Secretary of Agriculture shall manage the wilderness
12 study areas so as to maintain their existing wilderness
13 character and potential for inclusion in the National Wil-
14 derness Preservation System.

15 **SEC. 106. DESIGNATION OF POTENTIAL WILDERNESS**
16 **AREAS.**

17 (a) DESIGNATION.—In furtherance of the provisions
18 of the Wilderness Act (16 U.S.C. 1131 et seq.), the fol-
19 lowing public lands in the State of California are des-
20 ignated potential wilderness areas:

21 (1) Certain lands administered by the Arcata
22 Field Office of the Bureau of Land Management
23 which comprise approximately 8,000 acres, as gen-
24 erally depicted on a map entitled “Elkhorn Ridge
25 Potential Wilderness Area-Proposed”.

1 (2) Certain lands administered by the Ukiah
2 Field Office of the Bureau of Land Management
3 which comprise approximately 12,806 acres, as gen-
4 erally depicted on a map entitled “Payne Ranch Po-
5 tential Wilderness Area-Proposed”.

6 (b) MANAGEMENT.—Subject to valid existing rights,
7 the Secretary of the Interior shall manage the potential
8 wilderness areas as wilderness (except as provided in sub-
9 section (c)) until such time as the lands are designated
10 as wilderness under subsection (d).

11 (c) ECOLOGICAL RESTORATION.—For purposes of ec-
12 ological restoration, including the elimination of non-na-
13 tive species, removal of illegal, unused or decommissioned
14 roads, repair of skid tracks, and other actions necessary
15 to restore the natural ecosystems in the potential wilder-
16 ness areas, the Secretary of the Interior may use motor-
17 ized equipment and mechanized transport until such time
18 as the potential wilderness areas are designated as wilder-
19 ness. To the maximum extent practicable, the Secretary
20 shall seek to use the minimum tool or administrative prac-
21 tice necessary to accomplish necessary ecological restora-
22 tion with the least amount of adverse impact on wilderness
23 character and resources.

24 (d) WILDERNESS DESIGNATION.—Upon removal of
25 conditions incompatible with the Wilderness Act and pub-

1 lication by the Secretary of the Interior in the Federal
 2 Register of notice of such removal or 5 years after the
 3 date of the enactment of this Act, whichever comes first,
 4 the potential wilderness areas shall be designated as wil-
 5 derness, and therefore, as components of the National Wil-
 6 derness Preservation.

7 (e) AUTHORIZATION OF APPROPRIATIONS.—There
 8 are authorized to be appropriated to the Secretary of the
 9 Interior for each of the fiscal years 2003 through 2007
 10 \$2,500,000, to be divided equally between the potential
 11 wilderness areas designated by subsection (a), to carry out
 12 ecological restoration activities under subsection (c).

13 **TITLE II—WILD AND SCENIC**
 14 **RIVER DESIGNATIONS**

15 **SEC. 201. DESIGNATION OF WILD AND SCENIC RIVERS.**

16 (a) DESIGNATION.—In order to preserve and protect
 17 for present and future generations the outstanding scenic,
 18 natural, wildlife, fishery, recreational, scientific, historic,
 19 and ecological values of the following rivers in the State
 20 of California, section 3(a) of the Wild and Scenic Rivers
 21 Act (16 U.S.C. 1274(a)) is amended by adding at the end
 22 the following new paragraphs:

23 “() BLACK BUTTE RIVER, CALIFORNIA.—The 2
 24 miles of Black Butte River from the confluence of Estell
 25 and Sheep Creeks to Spanish Creek confluence, to be ad-

1 ministered by the Secretary of Agriculture as a scenic
2 river. The 18.5 miles of Black Butte River from Spanish
3 Creek confluence to Jumpoff Creek confluence, to be ad-
4 ministered by the Secretary of Agriculture as a wild river.
5 The 3.5 miles of Black Butte River from Jumpoff Creek
6 confluence to confluence with Middle Eel River, to be ad-
7 ministered by the Secretary of Agriculture as a scenic
8 river. The 5 miles of Cold Creek from Plaskett Creek con-
9 fluence to confluence with Black Butte River, to be admin-
10 istered by the Secretary of Agriculture as a wild river.

11 “() DOWNIE RIVER AND TRIBUTARIES, CALI-
12 FORNIA.—The 2 miles of the West Downie River from the
13 northern boundary of section 27, township 21 north, range
14 10 east, to Rattlesnake Creek confluence, to be adminis-
15 tered by the Secretary of Agriculture as a wild river. The
16 3 miles of Rattlesnake Creek from the source in section
17 24, township 21 north, range 10 east to West Branch con-
18 fluence, to be administered by the Secretary of Agriculture
19 as a wild river. The 3 miles of Downie River from the
20 confluence of West Branch and Rattlesnake Creek to the
21 confluence with Grant Ravine, to be administered by the
22 Secretary of Agriculture as a wild river. The 1.75 miles
23 of Downie River from Grant Ravine confluence to the con-
24 fluence with Lavezzola Creek, to be administered by the
25 Secretary of Agriculture as a recreational river. The 2

1 miles of Red Oak Canyon from the source in section 18,
2 township 21 north, range 11 east to 0.5 miles upstream
3 of confluence with Empire Creek, to be administered by
4 the Secretary of Agriculture as a wild river. The 0.5 miles
5 of Red Oak Canyon from 0.5 miles upstream of Empire
6 Creek confluence to Empire Creek confluence, to be ad-
7 ministered by the Secretary of Agriculture as a scenic
8 river. The 2 miles of Empire Creek from the source in
9 section 17, township 12 north, range 11 east, to 0.5 miles
10 upstream of confluence with Red Oak Canyon, to be ad-
11 ministered by the Secretary of Agriculture as a wild river.
12 The 4.5 miles of Empire Creek from 0.5 miles upstream
13 of Red Oak Canyon confluence to confluence with
14 Lavezzola Creek, to be administered by the Secretary of
15 Agriculture as a scenic river. The 1.5 miles of Sunnyside
16 Creek from the confluence of Sunnyside Creek and
17 unnamed tributary in section 8 township 21 north, range
18 11 east, to Spencer Creek confluence, to be administered
19 by the Secretary of Agriculture as a wild river. The 1.5
20 miles of Spencer Creek from Lower Spencer Lake to con-
21 fluence with Sunnyside Creek, to be administered by the
22 Secretary of Agriculture as a wild river. The 5 miles of
23 Lavezzola Creek, from the confluence of Sunnyside and
24 Spencer Creeks to unnamed tributary in section 33, town-
25 ship 21 north, range 11 east, to be administered by the

1 Secretary of Agriculture as a wild river. The 7 miles of
2 Lavezzola Creek, from the confluence with unnamed tribu-
3 tary in section 33 to Downie River confluence, to be ad-
4 ministered by the Secretary of Agriculture as a scenic
5 river. The 3.5 miles of Pauley Creek from Hawley and
6 Snake Lakes to the southern boundary of section 26,
7 township 21 north, range 11 east, to be administered by
8 the Secretary of Agriculture as a scenic river. The 7.5
9 miles of Pauley Creek from section 26 to the western
10 boundary of section 18, township 20 north, range 11 east,
11 to be administered by the Secretary of Agriculture as a
12 wild river. The 4 miles of Pauley Creek from section 18
13 to confluence with Downie River, as a scenic river. The
14 1.5 miles of Butcher Ranch Creek from the eastern bound-
15 ary of section 2, township 20 north, range 11 east, to the
16 confluence with Pauley Creek, to be administered by the
17 Secretary of Agriculture as a wild river.

18 “() INDEPENDENCE CREEK, CALIFORNIA.—The 2
19 miles from the source in section 13, township 18 north,
20 range 14 east, to the high water line of Independence
21 Lake, to be administered by the Secretary of Agriculture
22 as a wild river.

23 “() MOKELUMNE, NORTH FORK, CALIFORNIA.—
24 The 5.75 miles from 0.25 miles downstream of Salt
25 Springs dam to 0.5 miles downstream of Bear River con-

1 fluce, to be administered by the Secretary of Agriculture
2 as a recreational river. The 11 miles from 0.5 miles down-
3 stream of Bear River confluence to National Forest
4 boundary in section 19, township 7 north, range 14 east,
5 to be administered by the Secretary of Agriculture as a
6 wild river.

7 “() NIAGARA CREEK, CALIFORNIA.—The 1 mile
8 from Highway 108 to the high water line of Donnell Res-
9 ervoir, to be administered by the Secretary of Agriculture
10 as a scenic river.

11 “() SAGEHEN CREEK, CALIFORNIA.—The 7.75
12 miles from the source in section 10, township 18 north,
13 range 15 east, to 0.25 miles upstream of Stampede res-
14 ervoir, to be administered by the Secretary of Agriculture
15 as a scenic river.

16 “() STANISLAUS RIVER, NORTH FORK, CALI-
17 FORNIA.—The 5.5 miles of Highland Creek from 0.5 miles
18 downstream of New Spicer dam to North Fork confluence,
19 to be administered by the Secretary of Agriculture as a
20 wild river. The 8.5 miles of the North Fork Stanislaus
21 River, from Highland Creek confluence to Little Rattle-
22 snake Creek confluence, to be administered by the Sec-
23 retary of Agriculture as a wild river. The 2.25 miles of
24 the North Fork Stanislaus River, from Little Rattlesnake
25 Creek confluence to the northern edge of the private prop-

1 erty boundary in section 8, township 5 north, range 16
2 east, 0.25 miles upstream of Boards Crossing, to be ad-
3 ministered by the Secretary of Agriculture as a rec-
4 reational river. The 2 miles of the North Fork Stanislaus
5 River, from 1 mile downstream of Boards Crossing to the
6 western boundary of Calaveras Big Trees State Park, to
7 be administered by the Secretary of Agriculture as a sce-
8 nic river. The 7 miles of the North Fork Stanislaus River
9 from 0.25 miles downstream of Road 4N38 crossing to
10 Middle Fork Stanislaus River confluence, to be adminis-
11 tered by the Secretary of Agriculture as a wild river.

12 “() TUOLUMNE, SOUTH FORK, CALIFORNIA.—The
13 0.2 miles from the Rainbow Pool Bridge to the Highway
14 120 Bridge, to be administered by the Secretary of Agri-
15 culture as a recreational river. The 3.0 miles from the
16 Highway 120 Bridge to the Tuolumne Wild and Scenic
17 River confluence, to be administered by the Secretary of
18 Agriculture as a scenic river.”.

19 (b) PLAN AND REPORTING REQUIREMENTS, BLACK
20 BUTTE RIVER.—Within 18 months after the date of the
21 enactment of this Act, the Secretary of Agriculture shall
22 submit to Congress a fire management plan and report
23 on the cultural and historic resources within the Black
24 Butte River segments designated by the amendment made
25 by subsection (a). The Secretary shall provide a copy of

1 the plan and report to the board of supervisors of
2 Tuolumne County, California.

3 (c) PLAN AND REPORTING REQUIREMENTS,
4 TUOLUMNE, SOUTH FORK.—Within 18 months after the
5 date of the enactment of this Act, the Secretary of Agri-
6 culture shall submit to Congress a fire management plan
7 and report on the cultural and historic resources within
8 the Tuolumne, South Fork River segments designated by
9 the amendment made by subsection (a). The Secretary
10 shall provide a copy of the plan and report to the board
11 of supervisors of Tuolumne County, California.

12 (d) WATER RESOURCES PROJECTS.—Nothing in this
13 title shall preclude relicensing of, assistance to, or oper-
14 ation and maintenance of, developments below or above
15 a wild, scenic, or recreational river area or on any stream
16 tributary thereto which will not invade the area or unrea-
17 sonably diminish the scenic, recreational, and fish and
18 wildlife values present in the area as of the date of the
19 enactment of this Act.

20 (e) NATIVE AMERICAN USES AND INTERESTS.—In
21 recognition of the past use of the areas designated by this
22 title as wild, scenic, and recreational rivers by members
23 of Indian tribes for traditional cultural and religious pur-
24 poses, the Secretary of Agriculture shall ensure access to
25 such wild, scenic, and recreational rivers by Indian tribes

1 for such traditional cultural and religious purposes. In im-
2 plementing this section, the Secretary, upon the request
3 of an Indian tribe or Indian religious community, shall
4 temporarily close to the general public use of one or more
5 specific portions of the wild, scenic, or recreational river
6 to protect the privacy of traditional cultural and religious
7 activities in those portions by members of the Indian tribe
8 or Indian religious community. Any such closure shall be
9 made to affect the smallest practicable area for the min-
10 imum period necessary for such purposes. Such access
11 shall be consistent with the purpose and intent of Public
12 Law 95–341 (42 U.S.C. 1996; commonly known as the
13 American Indian Religious Freedom Act) and the Wilder-
14 ness Act.

15 **SEC. 202. DESIGNATION OF CARSON RIVER AND EAST**
16 **FORK, CALIFORNIA, AS WILD AND SCENIC**
17 **RIVERS STUDY AREA.**

18 (a) DESIGNATION.—Section 5(a) of the Wild and
19 Scenic Rivers Act (16 U.S.C. 1276(a)) is amended by add-
20 ing at the end the following new paragraph:

21 “() CARSON RIVER, EAST FORK, CALIFORNIA.—
22 The approximately 46.5 miles from its source to the Ne-
23 vada border.”.

24 (b) REVIEW AND RECOMMENDATION.—In further-
25 ance of the provisions of the Wild and Scenic Rivers Act

1 (16 U.S.C. 1271 et seq.), the Secretary of the Interior
2 shall review the river designated by the amendment made
3 by subsection (a) to determine its suitability for designa-
4 tion as a wild, scenic, or recreational river. The Secretary
5 shall submit to the President a report containing the re-
6 sults of the review. Not later than three years after the
7 date of the enactment of this Act, the President shall sub-
8 mit a recommendation to Congress regarding designation
9 of the river segments as wild, scenic, or recreational rivers.

10 (c) MANAGEMENT.—Subject to valid existing rights,
11 the Secretary of the Interior shall manage the wild and
12 scenic river study area designated by the amendment
13 made by subsection (a) so as to maintain its presently ex-
14 isting wild and scenic character and potential for inclusion
15 in the National Wild and Scenic Rivers System.

16 **TITLE III—SACRAMENTO RIVER**
17 **NATIONAL CONSERVATION**
18 **AREA**

19 **SEC. 301. DESIGNATION AND MANAGEMENT.**

20 (a) PURPOSES.—In order to conserve, protect, and
21 enhance the riparian and associated areas described in
22 subsection (b) and the outstanding ecological, geological,
23 scenic, recreational, cultural, historical, fish and wildlife
24 values, and other resources of such areas, there is hereby

1 established the Sacramento River National Conservation
2 Area (referred to in this title as the “conservation area”).

3 (b) AREAS INCLUDED.—The conservation area shall
4 consist of the public lands in Tehama and Shasta Counties
5 in the State of California generally depicted on a map enti-
6 tled “Sacramento River National Conservation Area” and
7 comprising approximately 30,000 acres adjacent to the
8 Sacramento River, lower Battle Creek, and lower Paynes
9 Creek.

10 (c) MAP.—As soon as practicable, but not later than
11 three years after the date of enactment of this Act, a map
12 and legal description of the conservation area shall be filed
13 by the Secretary of the Interior with the Committee on
14 Energy and Natural Resources of the Senate and the
15 Committee on Resources of the House of Representatives.
16 Such map shall have the same force and effect as if in-
17 cluded in this section. Copies of such map shall be on file
18 and available for public inspection in the Office of the Di-
19 rector of the Bureau of Land Management, and in the
20 appropriate office of the Bureau of Land Management in
21 the State of California.

22 (d) MANAGEMENT OF CONSERVATION AREA.—The
23 Secretary of the Interior shall manage the conservation
24 area in a manner that conserves, protects, and enhances
25 its resources and values, including the resources specified

1 in subsection (a), pursuant to the Federal Land Policy
2 and Management Act of 1976 (43 U.S.C. 1701 et seq.)
3 and other applicable provisions of law, including this title.

4 (e) WITHDRAWAL.—Subject to valid existing rights,
5 all Federal lands within the conservation area are hereby
6 withdrawn from all forms of entry, appropriation or dis-
7 posal under the public land laws; from location, entry, and
8 patent under the mining laws; and from disposition under
9 all laws relating to mineral and geothermal leasing, and
10 all amendments thereto.

11 (f) HUNTING AND FISHING.—The Secretary of the
12 Interior shall permit hunting and fishing within the con-
13 servation area in accordance with applicable laws and reg-
14 ulations of the United States and the State of California.

15 (g) MOTORIZED VEHICLES.—Use of motorized vehi-
16 cles on public lands shall be restricted to established road-
17 ways.

18 (h) MOTORIZED BOATS.—Nothing in this title is in-
19 tended to restrict the use of motorized boats on the Sac-
20 ramento River. The Counties of Tehama and Shasta and
21 the California Department of Boating and Waterways
22 shall retain their respective authority to regulate motor-
23 ized boating for the purpose of ensuring public safety and
24 environmental protection.

1 (i) GRAZING.—The grazing of livestock on public
2 lands, where authorized under permits or leases in exist-
3 ence as of the date of the enactment of this Act, shall
4 be permitted to continue subject to such reasonable regu-
5 lations, policies, and practices as the Secretary of the Inte-
6 rior considers necessary, consistent with this Act, the Fed-
7 eral Land Policy Management Act of 1976, and Bureau
8 of Land Management regulations.

9 (j) ACQUISITION OF PROPERTY.—

10 (1) IN GENERAL.—The Secretary of the Inte-
11 rior may acquire land or interests in land within the
12 boundaries of the conservation area by donation,
13 transfer, purchase with donated or appropriated
14 funds, or exchange.

15 (2) CONSENT.—No land or interest in land may
16 be acquired without the consent of the owner of the
17 land.

18 (k) CONSERVATION AREA MANAGEMENT PLAN.—

19 (1) IN GENERAL.—Not later than 3 years after
20 the date of the enactment of this Act, the Secretary
21 of the Interior shall submit to Congress a com-
22 prehensive plan for the long-range protection and
23 management of the conservation area.

24 (2) CONTENTS OF PLAN.—The plan shall de-
25 scribe the appropriate uses and management of the

1 conservation area in accordance with this title. The
2 Secretary of the Interior may incorporate appro-
3 priate decisions contained in any management or ac-
4 tivity plan for the area completed before the date of
5 the enactment of this Act and appropriate wildlife
6 habitat management plans or other plans prepared
7 (or information developed) for lands within or adja-
8 cent to the conservation area before the date of en-
9 actment of this Act.

10 (l) CONSULTATION.—The Secretary of the Interior
11 shall prepare the plan under subsection (k) in close con-
12 sultation with appropriate Federal, State, Tehama and
13 Shasta Counties, and local agencies adjacent landowners
14 and other interested persons.

15 **TITLE IV—AUTHORIZATION OF** 16 **APPROPRIATIONS**

17 **SEC. 401. WILDERNESS AND WILD AND SCENIC RIVERS** 18 **TOURISM DEVELOPMENT.**

19 There is authorized to be appropriated for each fiscal
20 year \$2,500,000 to the Secretary of Agriculture and
21 \$2,500,000 to the Secretary of the Interior to establish
22 a program to provide grants to communities surrounded
23 by, or adjacent to, wilderness areas or wild, scenic, or rec-
24 reational rivers designated by this Act, to be used for the
25 purpose of creating and promoting wilderness- and recre-

1 ation-related jobs, developing visitors centers, informa-
2 tional brochures, and kiosks regarding the wilderness
3 areas or wild, scenic, or recreational rivers, or other devel-
4 oping other methods to promote wilderness and wild and
5 scenic river tourism.

6 **SEC. 402. WILDERNESS AND WILD AND SCENIC RIVERS**

7 **RECREATION DEVELOPMENT.**

8 There is authorized to be appropriated for each fiscal
9 year \$1,250,000 to the Secretary of Agriculture and
10 \$1,250,000 to the Secretary of the Interior to be used in
11 wilderness areas and wild, scenic, or recreational rivers
12 designated by this Act to develop trails and other facilities
13 that will promote and enhance wilderness or wild, scenic,
14 or recreational river recreation experiences.

15 **SEC. 403. LAW ENFORCEMENT.**

16 There is authorized to be appropriated for each fiscal
17 year \$1,000,000 to the Secretary of Agriculture and
18 \$1,000,000 to the Secretary of the Interior to be used in
19 wilderness areas and wild, scenic, or recreational rivers
20 designated by this Act to support law enforcement activi-
21 ties necessary to protect visitors and the natural resources
22 of these wild areas.

23 **SEC. 404. ACQUISITION OF INHOLDINGS.**

24 There is authorized to be appropriated for each fiscal
25 year \$2,500,000 to the Secretary of Agriculture and

1 \$2,500,000 to the Secretary of the Interior to be used for
2 the purpose of acquiring inholdings within the wilderness
3 areas and wild, scenic, or recreational rivers designated
4 by this Act.

○