

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: In the nature of a substitute.

**IN THE SENATE OF THE UNITED STATES—113th Cong., 2d Sess.**

**S. 1784**

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

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended  
to be proposed by \_\_\_\_\_

Viz:

1 Strike all after the enacting clause and insert the fol-

2 lowing:

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 2014”.

6 (b) TABLE OF CONTENTS.—The table of contents of

7 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 of Oregon and California Railroad and Coos Bay Wagon  
Road grant land.

“Sec. 1. Short title.

“Sec. 2. Definitions.

“Sec. 3. Land management.

## 2

- “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 Refuge, 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 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 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  
22 the Bureau of Land Management, means a group of  
23 trees of which the average age of the dominant trees  
24 is 75 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  
3           the Bureau of Land Management, means a group of  
4           trees of which the average age of the dominant trees  
5           is 85 to 95 years old, comprising part of or an entire  
6           stand.

7           “(3) ADJACENT PRIVATE LAND.—The term ‘ad-  
8           jacent 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  
14                   Act to access the privately owned land.

15           “(4) AGENCY ACTION.—The term ‘agency ac-  
16           tion’ has the meaning given the term in section 551  
17           of title 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  
22           the National Historic Preservation Act (16 U.S.C.  
23           470f).

24           “(6) CONSERVATION EMPHASIS AREA.—The  
25           term ‘Conservation Emphasis Area’ means the lands

1 allocated for various purposes in section 10, except  
2 for subsection (f), and generally depicted on the map  
3 entitled ‘O & C Land Grant Act of 2014: Conserva-  
4 tion Emphasis Areas’ and dated November 3, 2014  
5 and the lands generally depicted on the map entitled  
6 ‘O & C Land Grant Act of 2014: Late Successional  
7 Old-Growth Forest Heritage Areas and dated No-  
8 vember 3, 2014.

9 “(7) COVERED AGENCY ACTION.—The term  
10 ‘covered agency action’ means an agency action car-  
11 ried out by the Secretary, through the U.S. Bureau  
12 of Land Management or U.S. Fish and Wildlife  
13 Service, relating to the management of vegetation on  
14 covered land.

15 “(8) COVERED CIVIL ACTION.—The term ‘cov-  
16 ered civil action’ means a civil action seeking judicial  
17 review of a covered agency action.

18 “(9) COVERED LAND.—The term ‘covered land’  
19 means the approximately 2,800,000 acres of land  
20 designated as ‘Oregon and California Railroad and  
21 Coos Bay Wagon Road grant land’, generally de-  
22 picted as ‘covered lands’ on the map entitled ‘O &  
23 C Land Grant Act of 2014’ and dated November 3,  
24 2014, which includes the approximately 410,000  
25 acres of the Public Domain and acquired lands in

1 section 3(d), the approximately 72,000 acres of the  
2 reconveyed Coos Bay Wagon Road grant land that  
3 is under the jurisdiction of the Department, and the  
4 approximately 311,500 acres of final BLM land, for-  
5 merly Forest Service and Army Corps of Engineers  
6 land, denoted in section 11 of this Act entitled  
7 ‘Land Management Rationalization’ all to be des-  
8 ignated O&C lands; provided further any lands later  
9 acquired by the Secretary surrounding the area gen-  
10 erally depicted on this map shall also be covered  
11 lands and designated O&C lands; and further pro-  
12 vided that any lands otherwise intended to be ac-  
13 cepted into the O&C lands land base also be consid-  
14 ered ‘covered land’ by this Act.

15 “(10) DECOMMISSION.—The term ‘decommis-  
16 sion’, with respect to a road, means to restore any  
17 natural drainage, watershed function, or other eco-  
18 logical process that has been disrupted or adversely  
19 impacted by the road by—

20 “(A) removing or hydrologically dis-  
21 connecting the road prism;

22 “(B) reestablishing vegetation on the  
23 former road prism; and

1                   “(C) using the best available science to re-  
2                   store the integrity and form of associated hill  
3                   slopes, channels, and floodplains.

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

6                   “(12) DRY FOREST EMPHASIS AREAS.—The  
7                   term ‘Dry Forests’ means the land that is labeled as  
8                   ‘Dry Forest’ on the map entitled ‘O & C Land Grant  
9                   Act of 2014: Moist Forests and Dry Forests’ and  
10                  dated November 3, 2014 and that is located within  
11                  the area labeled as ‘Forestry Emphasis Area’ on the  
12                  map entitled ‘O & C Land Grant Act of 2014: For-  
13                  estry Emphasis Areas’ and dated November 3, 2014.

14                  “(13) FOREST HEALTH.—The term ‘forest  
15                  health’ means conditions that enable forested land—

16                         “(A) to be durable, resilient, and less  
17                         prone to uncharacteristic wildfire, insect, or  
18                         pathogen events, while—

19                                 “(i) supporting ecosystem services and  
20                                 populations of native species; and

21                                 “(ii) allowing for natural disturb-  
22                                 ances;

23                                 “(B) to maintain or develop species com-  
24                                 position, ecosystem function and structure, hy-

1 hydrologic function, and sediment regimes that  
2 are within an acceptable range that considers—

3 “(i) historic variability; and

4 “(ii) anticipated future conditions.

5 “(14) FOREST MANAGEMENT.—The term ‘for-  
6 est management’, with respect to the activities of ad-  
7 jacent private land owners, means any activity or  
8 plan reasonably necessary for the prudent manage-  
9 ment, upkeep, and use of forested land, including—

10 “(A) timber harvesting, thinning, reforest-  
11 ation, vegetation and pest management, and  
12 other silvicultural activities;

13 “(B) development and harvest of other for-  
14 est resources and products;

15 “(C) fire prevention and suppression ac-  
16 tivities; and

17 “(D) installing, constructing, maintaining,  
18 improving, and reconstructing—

19 “(i) roads;

20 “(ii) landings;

21 “(iii) yarding corridors and wedges;

22 “(iv) guyline supports; and

23 “(v) tail holds for permanent or tem-  
24 porary use that are reasonably necessary  
25 for prudent land management.



1           “(15) LATE SUCCESSIONAL OLD-GROWTH FOR-  
2 EST.—The term ‘late successional old-growth forest’  
3 means a stand of trees equal to or greater than  $\frac{1}{4}$   
4 acre in size and with a 90-year or older age class of  
5 trees as of the date of enactment of the Oregon and  
6 California Land Grant Act of 2014.

7           “(16) LEGACY TREE.—The term ‘legacy tree’  
8 means a live tree that is determined to be equal to  
9 or greater than 150 years of age, or a dead tree that  
10 is estimated to have been 150 years or older when  
11 it died.

12           “(17) MOIST FORESTRY EMPHASIS AREA.—The  
13 term ‘Moist Forestry Emphasis Area’ means the  
14 land that is labeled as ‘Moist Forest’ on the map en-  
15 titled ‘O & C Land Grant Act of 2014: Moist For-  
16 ests and Dry Forests’ and dated November 3, 2014  
17 and that is located within the area labeled as ‘For-  
18 estry Emphasis Area’ on the map entitled ‘O & C  
19 Land Grant Act of 2014: Forestry Emphasis Areas’  
20 and dated November 3, 2014, excluding the lands  
21 generally depicted on the map entitled ‘O & C Land  
22 Grant Act of 2014: Late Successional Old-Growth  
23 Forest Heritage Areas and dated November 3, 2014.

24           “(18) PLACE INTO STORAGE.—The term ‘place  
25 into storage’, with respect to a road, means—

1           “(A) to maintain the road in order to pre-  
2 vent resource damage; but

3           “(B) to alter the road to eliminate all ve-  
4 hicular traffic by—

5                 “(i) for purposes of controlling ero-  
6 sion—

7                     “(I) installing appropriate water  
8 control structures, such as water bars;  
9 or

10                    “(II) ensuring the surface of the  
11 road slopes such that water quickly  
12 drains off the surface of the road;

13                 “(ii) for purposes of preventing access  
14 by vehicles—

15                     “(I) blocking the entrance of the  
16 road; and

17                     “(II) scattering slash atop the  
18 road surface; and

19                 “(iii) for purposes of restoring native  
20 vegetation—

21                     “(I) scarifying lightly the surface  
22 of the road;

23                     “(II) seeding the surface of the  
24 road, as needed; and

25                     “(III) treating noxious weeds.

1           “(19) RESIDENCE.—The term ‘residence’  
2 means a privately owned, permanent structure that  
3 is maintained for habitation as a dwelling or work-  
4 place.

5           “(20) SALMON.—The term ‘salmon’ means any  
6 of the wild *Oncorhynchus* species that occur in the  
7 State of Oregon.

8           “(21) SECRETARY.—The term ‘Secretary’  
9 means the Secretary of the Interior, acting through  
10 the Director of the Bureau of Land Management, or  
11 her designee.

12           “(22) SITE-POTENTIAL TREE.—The term ‘site-  
13 potential tree’ means the average dominant tree,  
14 modeled at 200 years of age, for a given site class.

15           “(23) SOURCE WATER EMPHASIS AREA.—The  
16 term ‘Source Water Emphasis Area’ means the  
17 areas identified as Source Water Emphasis Area on  
18 the map entitled ‘O&C Land Grant Act of 2014:  
19 Source Water Emphasis Areas’ and dated November  
20 3, 2014.

21           “(24) SUSTAINED YIELD.—The term ‘sustained  
22 yield’ means the definition of sustained yield under  
23 the Federal Land Policy and Management Act of  
24 1976 (43 U.S.C. 1701 et seq.) applying the ecologi-

1 cal forestry principles and other provisions of this  
2 Act.

3 “(25) **TIMBER-BY-PRODUCT.**—The term ‘tim-  
4 ber-by-product’ means timber produced as a con-  
5 sequence of vegetative treatments or other manage-  
6 ment actions undertaken solely to achieve ecological  
7 goals.

8 “(26) **TREE TIPPING AND TREE FELLING AC-**  
9 **TIVITY.**—The term ‘tree tipping and tree felling ac-  
10 tivity’ means any activity relating to the intentional  
11 felling and placement of a tree in a stream or on the  
12 forest floor during a timber harvest operation for the  
13 purposes of fish or stream or riparian habitat im-  
14 provement.

15 “(27) **VEGETATION MANAGEMENT PROJECT.**—  
16 The term ‘vegetation management project’ means an  
17 activity carried out on covered land that involves the  
18 cutting of vegetation to achieve the purposes of this  
19 Act.

20 **“SEC. 3. LAND MANAGEMENT.**

21 “(a) **IN GENERAL.**—Notwithstanding the Act of June  
22 9, 1916 (39 Stat. 218, chapter 137), and the Act of Feb-  
23 ruary 26, 1919 (40 Stat. 1179, chapter 47), any portion  
24 of the revested Oregon and California Railroad grant land  
25 or the reconveyed Coos Bay Wagon Road grant land that

1 is under the jurisdiction of the Department, here to for  
2 part of the covered land as defined in this Act, shall be  
3 managed in accordance with this Act.

4 “(b) MANAGEMENT.—The purposes of lands man-  
5 aged through this Act are to provide collectively certainty  
6 and economic stability for local communities and indus-  
7 tries, fish and wildlife benefits, improved ecological and  
8 hydrological function and health, improved forest health,  
9 municipal and community drinking water, permanent for-  
10 est production for identified forestry areas, protection of  
11 watersheds and regulation of stream flow, and recreational  
12 opportunities.

13 “(c) APPLICABILITY OF SURVEY AND MANAGE RE-  
14 QUIREMENTS UNDER THE NORTHWEST FOREST PLAN.—  
15 The document entitled ‘Northwest Forest Plan Survey and  
16 Manage Mitigation Measure Standard and Guidelines’  
17 shall not apply to any—

18 “(1) Dry Forestry Emphasis Area; or

19 “(2) Moist Forestry Emphasis Area.

20 “(d) PUBLIC DOMAIN AND ACQUIRED LAND, COOS  
21 BAY WAGON ROAD LANDS, AND LAND MANAGEMENT RA-  
22 TIONALIZATION LANDS.—Any Federal public land gen-  
23 erally depicted as ‘covered lands’ on the map entitled ‘O  
24 & C Land Grant Act of 2014’ and dated November 3,  
25 2014, that is not designated as Oregon and California

1 Railroad grant lands under the Act of August 28, 1937  
2 (43 U.S.C. 1181a et seq.), as of the date of enactment  
3 of the Oregon and California Land Grant Act of 2014  
4 shall be designated as Oregon and California Railroad  
5 grant lands and managed as covered land under this Act.

6 “(e) RESTRICTIONS REGARDING LATE SUCCES-  
7 SIONAL OLD GROWTH FOREST AND LEGACY TREES.—

8 “(1) IN GENERAL.—The Secretary may not cut  
9 or remove late successional old-growth forests within  
10 any land designated under section 4(a)(3)(A) and  
11 (B), section 8, within the Late Successional Old  
12 Growth Heritage Forest Reserve or section 10 of  
13 this Act, allowing action—

14 “(A) for public safety purposes; or

15 “(B) to fulfill existing obligations pursuant  
16 to agreements affecting adjacent private lands.

17 “(2) FOREST MANAGEMENT OF LEGACY  
18 TREES.—

19 “(A) IN MOIST FORESTS.—(i) Legacy trees  
20 shall not be cut in areas designated under sec-  
21 tion 4(a)(3)(A) and (B), allowing action for—

22 “(I) safety purposes; or

23 “(II) tree tipping and felling activi-  
24 ties.

1           “(ii) When legacy trees are located within  
2           a Moist Forest Emphasis Area the Secretary  
3           shall, to the greatest extent practicable, protect  
4           legacy trees by using them to meet the reten-  
5           tion requirements applicable under section 8.

6           “(B) IN DRY FORESTS.—When legacy trees  
7           are located within a Dry Forest Emphasis Area  
8           the Secretary shall where appropriate protect  
9           legacy trees by using trees to meet the retention  
10          requirements applicable under section 9.

11          “(f) COMPLIANCE WITH EXISTING LAWS.—Nothing  
12          in this Act modifies any obligation—

13                 “(1) of the Secretary to prepare or implement  
14                 a land use plan in accordance with section 202 of  
15                 the Federal Land Policy and Management Act of  
16                 1976 (43 U.S.C. 1712);

17                 “(2) under the Endangered Species Act of 1973  
18                 (16 U.S.C. 1531 et seq.);

19                 “(3) under the Federal Water Pollution Control  
20                 Act (33 U.S.C. 1251 et seq.); or

21                 “(4) under other law, except as expressly pro-  
22                 vided in this Act in regard to other law.

23          “(g) EFFECT ON PREVIOUS DESIGNATIONS.—If  
24          there is a conflict between any portion of this Act and  
25          land protection designations included in the National

1 Landscape Conservation System or boundaries for such  
2 designations, the more protective provision shall control.

3 “(h) ADJACENT PRIVATE LAND LANDOWNER AC-  
4 TIONS.—

5 “(1) IN GENERAL.—Without a permit from the  
6 Secretary, a person may enter and treat adjacent  
7 Federal land in a Dry or Moist Forestry Emphasis  
8 Area that is located within 100 feet of the residence  
9 of that person if—

10 “(A) the residence is in existence on the  
11 date of enactment of the Oregon and California  
12 Land Grant Act of 2014;

13 “(B) the treatment is carried out at the  
14 expense of the person;

15 “(C) the person notifies the Secretary of  
16 the intent to treat that land; and

17 “(D) the Secretary has adequate super-  
18 visory, monitoring, and enforcement resources  
19 to ensure that the person carries out the treat-  
20 ment activities in accordance with paragraph  
21 (3).

22 “(2) NOTICE.—

23 “(A) IN GENERAL.—Not less than 30 days  
24 before beginning to treat land described in  
25 paragraph (1), the person shall notify, in writ-



1           ing, the Secretary of the intention of that per-  
2           son to treat that land.

3           “(B) ADDITIONAL NOTIFICATION.—The  
4           person shall also notify the Secretary not less  
5           than 14 days before beginning the treatment.

6           “(C) COMMENCEMENT.—On receiving a  
7           notification to treat land under paragraph (h),  
8           the Secretary, if the requirements of paragraph  
9           (1)(D) are satisfied, shall inform the person of  
10          the treatment requirements in paragraph (3).

11          “(3) TREATMENT.—A person treating land de-  
12          scribed in paragraph (1) shall carry out the treat-  
13          ment in accordance with the following requirements:

14                 “(A) No dead tree, nest tree, legacy tree,  
15                 or tree greater than 16 inches in diameter shall  
16                 be cut.

17                 “(B) No herbicide or insecticide applica-  
18                 tion shall be used.

19                 “(C) Vegetation shall be cut so that—

20                         “(i) less flammable species are favored  
21                         for retention; and

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

24                 “(D) Any residual trees shall be pruned—

1 “(i) to a height of the lesser of 10 feet  
2 or 50 percent of the crown height of the  
3 tree; and

4 “(ii) so that all parts of the tree are  
5 at not less than 10 feet away from the res-  
6 idence.

7 “(E) All slash created from treatment ac-  
8 tivities under this subparagraph shall be re-  
9 moved or treated not later than 60 days after  
10 the date on which the slash is created.

11 “(F) Any material of commercial value  
12 generated by the activity authorized in para-  
13 graph (1) is the property of the United States.

14 “(i) REDESIGNATIONS OF MOIST FORESTRY EMPHA-  
15 SIS AREA AND DRY FORESTRY EMPHASIS AREA  
16 LANDS.—

17 “(1) AUTHORIZATION TO REDESIGNATE.—

18 “(A) EVALUATION REQUIRED.—Not later  
19 than 5 years after the date of enactment of the  
20 Oregon and California Land Grant Act of 2014  
21 and every 5 years thereafter, the Secretary—

22 “(i) shall evaluate the initial assign-  
23 ments of ‘Dry Forest’ and ‘Moist Forest’  
24 on the map entitled ‘O&C Land Grant Act

1 of 2014: Moist Forest and Dry Forest’ and  
2 dated November 3, 2014, and

3 “(ii) may, as the Secretary determines  
4 to be necessary and in accordance with the  
5 criteria described in paragraph (2)—

6 “(I) redesignate Moist Forestry  
7 Emphasis Area land as Dry Forestry  
8 Emphasis Area land; and

9 “(II) redesignate Dry Forestry  
10 Emphasis Area land as Moist For-  
11 estry Emphasis Area land.

12 “(B) FIELD EXAMINATION.—In addition to  
13 adjustments authorized under subparagraph  
14 (A), the Secretary may adjust dry and moist  
15 forest assignments in specific locations within a  
16 vegetation management project based on an on-  
17 the-ground field examination by the Secretary.

18 “(2) CRITERIA.—

19 “(A) IN GENERAL.—In redesignating land  
20 as Moist Forestry Emphasis Area or Dry For-  
21 estry Emphasis Area, the Secretary shall use  
22 the criteria described in this paragraph.

23 “(B) MOIST FORESTRY EMPHASIS AREA.—  
24 For purposes of this subsection, land in the  
25 Moist Forestry Emphasis Area generally—

1                   “(i)(I) would have historically experi-  
2                   enced infrequent wildfires at intervals that  
3                   are greater than 100 years; and

4                   “(II) these wildfires would have in-  
5                   cluded significant areas of partial or com-  
6                   plete stand-replacement intensity; and

7                   “(ii) dominated by 1 or more of the  
8                   following plant association groups:

9                   “(I) The Western Hemlock  
10                  (*Tsuga heterophylla*) series.

11                  “(II) The Sitka Spruce (*Picea*  
12                  *sitchensis*) series.

13                  “(III) The Western Red cedar  
14                  (*Thuja plicata*) series.

15                  “(IV) The Pacific Silver Fir  
16                  (*Abies amabilis*) series.

17                  “(V) The Mountain Hemlock  
18                  (*Tsuga mertensiana*) series.

19                  “(VI) The Subalpine Fir-  
20                  Engelmann Spruce (*Abies lasiocarpa*-  
21                  *Picea engelmannii*) series.

22                  “(VII) The Tanoak (*Lithocarpus*  
23                  *densiflorus*) series.

1                   “(VIII) The Moist Grand Fir  
2                   (*Abies grandis*) plant association  
3                   group.

4                   “(IX) The Moist White Fir  
5                   (*Abies concolor*) plant association  
6                   group.

7                   “(C) DRY FORESTRY EMPHASIS AREA.—  
8                   For purposes of this subsection, land in the Dry  
9                   Forestry Emphasis Area generally—

10                   “(i)(I) would have historically experi-  
11                   enced relatively frequent wildfires; and

12                   “(II) these wildfires would have been  
13                   predominantly low or mixed in severity;  
14                   and

15                   “(ii) dominated by 1 or more of the  
16                   following plant association 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  
22                   (*Pinus ponderosa*) series.

23                   “(IV) The Oregon White Oak  
24                   (*Quercus garryana*) series.

## 22

1                   “(V)        The        Douglas-fir  
2                   (Pseudotsuga menziesii) series.

3                   “(VI) The Jeffrey Pine (Pinus  
4                   jeffreyi) series.

5                   “(VII) The Dry Grand Fir  
6                   (Abies grandis) plant association  
7                   group.

8                   “(VIII) The Dry White Fir  
9                   (Abies concolor) plant association  
10                  group.

11                  “(D) MIXED FORESTS.—

12                  “(i) IN GENERAL.—For purposes of  
13                  this subsection, the Secretary may consider  
14                  land that contains a Moist Grand Fir or a  
15                  Moist White Fir plant association group as  
16                  Moist Forestry Emphasis Area or Dry  
17                  Forestry Emphasis Area based on the con-  
18                  dition of the land, landscape context, or  
19                  management goals.

20                  “(ii) MIXED FORESTS.—For land that  
21                  meets criteria under both subparagraph  
22                  (B) and (C), the Secretary may choose to  
23                  categorize the land as either Moist For-  
24                  estry Emphasis Area or Dry Forestry Em-

1                    phasis Area to align with the designations  
2                    of adjacent covered land.

3                    “(3) PUBLIC COMMENT.—In carrying out sub-  
4                    section (i)(1)(A), the Secretary shall provide the  
5                    public a period of not less than 60 days to comment  
6                    on a proposed redesignation of land.

7                    “(j) EXISTING RIGHTS.—Notwithstanding any other  
8                    section of this Act, nothing in this Act—

9                    “(1) affects any private ownership or rights, in-  
10                    cluding rights-of-way and reciprocal rights-of-way  
11                    agreements, tail hold agreements, permits, easement  
12                    obligations, and tribal treaty rights; or

13                    “(2) affects the ability or process under which  
14                    the Secretary can grant new permissions or termi-  
15                    nates any valid existing lease, permit, patent, agree-  
16                    ment, or other right of authorization, including new  
17                    permissions for an existing lease, permit, patent,  
18                    agreement, or other right of authorization for forest  
19                    management activities, upon enactment of the Or-  
20                    egon and California Land Grant Act of 2014.

21                    “(k) JURISDICTION.—Nothing in this Act affects the  
22                    jurisdiction of the State of Oregon with respect to the  
23                    management of fish and wildlife on public land in the  
24                    State.

25                    “(l) PESTICIDE USE AND FIRE PROTECTION.—

1           “(1) Pesticides may be used within the covered  
2 land, if the use—

3           “(A) is limited to plants listed by the Or-  
4 egon Department of Agriculture as invasive  
5 plants;

6           “(B) is part of an integrated pest manage-  
7 ment plan; and

8           “(C) is restricted to the use of various  
9 ground-based systems that are designed to tar-  
10 get only invasive plants.

11           “(2) The Secretary and the State of Oregon  
12 shall develop an agreement to provide fire protection  
13 on the covered lands, renegotiable every 5 years  
14 after the date of enactment to reassess fire protec-  
15 tion needs.

16           “(m) SPECIAL MANAGEMENT AND RESEARCH  
17 AREAS.—

18           “(1) IN GENERAL.—The Secretary shall des-  
19 ignate 50,000 acres across 2 to 5 sites in the cov-  
20 ered land to include moist forests and dry forests, as  
21 generally depicted on the map entitled ‘O&C Land  
22 Grant Act of 2014: Moist Forest and Dry Forest’  
23 and dated November 3, 2014, to be managed by the  
24 Secretary in consultation and coordination with Or-  
25 egon State University as agreed to through a memo-



1        randum of understanding as special management  
2        and research areas in accordance with the criteria  
3        described in paragraph (2).

4            “(2) CRITERIA.—In designating land as special  
5        management and research areas under paragraph  
6        (1), the Secretary shall designate—

7            “(A) land that is designated as ‘Forestry  
8        Emphasis Areas’ on the map described in para-  
9        graphs (12) and (17) of section 2;

10           “(B) land, to the maximum extent prac-  
11        ticable, contiguous to other land designated  
12        under paragraph (1);

13           “(C) land within close proximity of other  
14        land designated under paragraph (1);

15           “(D) land located within 150 miles of the  
16        main campus of Oregon State University in  
17        Corvallis, Oregon; and

18           “(E) land selected in consultation with Or-  
19        egon State University.

20           “(3) AUTHORIZED PROJECTS.—Land des-  
21        ignated under paragraph (1) shall be used by insti-  
22        tutions of higher education, primarily in the State of  
23        Oregon, for the conduct of research projects and  
24        demonstration projects that address—

1           “(A) increasing social awareness and  
2 knowledge of the environmental, social, and eco-  
3 nomic impacts on the implementation of eco-  
4 logical forestry on public land;

5           “(B) improving the health of rural commu-  
6 nities and citizens;

7           “(C) reducing uncharacteristic fires and  
8 the degradation of ecosystem health;

9           “(D) increasing conservation with a land-  
10 scape approach;

11           “(E) relative to the retention requirements  
12 at variable retention harvest, half of the Moist  
13 Forestry Emphasis Area will be managed under  
14 section 8(b)(4)(E) and half will be managed as  
15 under section 8(b)(2)(c); and

16           “(F) understanding and conducting re-  
17 search on riparian reserve approaches author-  
18 ized under this Act.

19           “(4) MONITORING.—Work performed on land  
20 designated under paragraph (1) shall include pre  
21 and post-treatment monitoring on the land.

22           “(5) INSTITUTIONS OF HIGHER EDUCATION.—  
23 At least 10 percent of the authorized projects con-  
24 ducted annually under this subsection shall be con-

1 ducted by an institution of higher education other  
2 than Oregon State University.

3 “(6) MINIMUM ACREAGE.—

4 “(A) IN GENERAL.—At least 3,750 acres  
5 of the land designated under paragraph (1)  
6 shall be treated during each 5-year period.

7 “(B) FAILURE TO TREAT.—If the min-  
8 imum acreage under subparagraph (A) is not  
9 treated for 2 5-year periods during a 20-year  
10 period, management of the land designated  
11 under paragraph (1) shall revert to manage-  
12 ment by the Secretary.

13 “(7) REVIEW.—The Secretary shall—

14 “(A) review and decide whether to permit  
15 each proposed treatment to be conducted as  
16 part of an authorized project under this sub-  
17 section; and

18 “(B) review for adequacy the documenta-  
19 tion required to be prepared for each treatment.

20 “(8) CALCULATION.—The Secretary shall esti-  
21 mate—

22 “(A) the quantity of timber that can be  
23 produced in the sustained yield base from the  
24 Moist Forestry Emphasis Area, not including  
25 riparian reserves established under section 4,

1 late successional old-growth forest reserves and  
2 other reserves; and

3 “(B) the quantity of timber-by-product  
4 from the Moist Forestry Emphasis Area, in-  
5 cluding riparian reserves established under sec-  
6 tion 4, and the portions of the Dry Forest Em-  
7 phasis Area covered by this section.

8 “(n) TRANSITION.—

9 “(1) IN GENERAL.—During the period begin-  
10 ning on the date of enactment of the Oregon and  
11 California Land Grant Act of 2014 and ending 90  
12 days after the date on which the record of decision  
13 is completed under section 6, a transition period  
14 shall be in effect in accordance with this section.

15 “(2) MANAGEMENT.—

16 “(A) EXISTING CONTRACTS.—Any timber  
17 sale or agreement to perform work on covered  
18 land that was entered into by the Secretary be-  
19 fore the date of enactment of the Oregon and  
20 California Land Grant Act of 2014 shall remain  
21 binding and effective according to the terms of  
22 the contract.

23 “(B) PENDING TIMBER SALES.—Timber  
24 sales for which review under the National Envi-  
25 ronmental Policy Act of 1969 (42 U.S.C. 4321

1 et seq.) has been completed or will be completed  
2 not later than 90 days following the date of en-  
3 actment of the Oregon and California Land  
4 Grant Act of 2014 shall continue as planned.

5 “(C) INTERIM PROJECTS.—The Secretary  
6 may conduct vegetation management projects  
7 on the covered land during the transition period  
8 on the conditions that the vegetation manage-  
9 ment projects—

10 “(i) comply with the designations and  
11 requirements of this Act; and

12 “(ii) are reviewed pursuant to the Na-  
13 tional Environmental Policy Act of 1969  
14 (42 U.S.C. 4321 et seq.), outside of the  
15 process described in section 7.

16 “(D) ADMINISTRATION.—The Secretary  
17 shall seek to make such accommodations as are  
18 necessary to avoid interfering with the perform-  
19 ance of a timber sale or work agreement de-  
20 scribed in paragraph (1) or (2).

21 “(3) SPECIAL ADMINISTRATIVE REVIEW PROC-  
22 ESS.—The procedures established under section 105  
23 of the Healthy Forests Restoration Act of 2003 (16  
24 U.S.C. 6515) shall be the only process to adminis-

1           tratively challenge projects during the transition pe-  
2           riod.

3   **“SEC. 4. AQUATIC AND RIPARIAN PROTECTION.**

4           “(a) AQUATIC CONSERVATION STRATEGY.—

5                   “(1) IN GENERAL.—The Secretary shall carry  
6           out the Aquatic Conservation Strategy incorporated  
7           in its entirety by reference for covered lands as set  
8           forth in the Northwest Forest Plan 1994 Record of  
9           Decision for Amendments to Forest Service and Bu-  
10          reau of Land Management Planning Documents  
11          Within the Range of the Northern Spotted Owl,  
12          (hereinafter ‘NWFP’ and its Standards and Guide-  
13          lines in Attachment A to the 1994 Record of Deci-  
14          sion (hereinafter referred to as ‘Aquatic Conserva-  
15          tion Strategy’) , and as modified herein.

16                   “(2) PROGRAM COMPONENTS MODIFIED.—In  
17          addition to those program components contained in  
18          the Aquatic Conservation Strategy of the NWFP,  
19          the aquatic conservation strategy under paragraph  
20          (1) shall also incorporate provisions for watershed  
21          analysis in accordance with paragraph (2)(A), and  
22          riparian reserve establishment and management  
23          within the Moist Forestry Emphasis Area or Dry  
24          Forestry Emphasis Area but that are not within  
25          Source Water Emphasis Areas or within Key Water-

1 sheds designated in the Aquatic Conservation Strat-  
2 egy in accordance with paragraph (3).

3 “(A) WATERSHED ANALYSIS.—

4 “(i) The Secretary shall develop ap-  
5 propriate management actions for a water-  
6 shed, including adjustment of riparian re-  
7 serve widths under subsection (b)(3)(A)(ii);  
8 and

9 “(ii) Within 90 days and via a con-  
10 tractor if necessary, determine the ecologi-  
11 cal importance of streams in the covered  
12 area using the following criteria:

13 “(I) The importance of the  
14 streams to salmonid and other native  
15 aquatic species.

16 “(II) The potential impacts of  
17 thermal loading.

18 “(III) The presence of areas of  
19 high erosion potential.

20 “(IV) The potential for the deliv-  
21 ery and deposition of sediment and  
22 wood from upslope sources.

23 “(B) VEGETATION MANAGEMENT.—Vege-  
24 tative management projects undertaken in ri-  
25 parian reserves or vegetative management

1 projects or harvest undertaken in the outer ri-  
2 parian zone shall not cut or harvest trees in the  
3 90 year age class or above.

4 “(3) ESTABLISHMENT AND ACTIVITIES WITHIN  
5 ONE SITE-POTENTIAL TREE HEIGHT OF STREAMS  
6 WITHIN FOREST EMPHASIS AREAS AS VARIATIONS  
7 ON SECTION 4(A).—

8 “(A) RIPARIAN RESERVE.—

9 “(i) IN GENERAL.—The Secretary  
10 shall establish within Forestry Emphasis  
11 Areas described in paragraph (2)(A) ripar-  
12 ian reserves in accordance with clause (ii).

13 “(ii) WIDTHS.—The widths of a ripar-  
14 ian reserve established under clause (i)  
15 shall be as follows:

16 “(I) 1 site-potential tree or 150-  
17 feet slope distance, whichever is great-  
18 er, from a fish-bearing stream of  
19 great ecological importance, as deter-  
20 mined by the Secretary.

21 “(II) 1 site-potential tree or 150-  
22 feet slope distance, whichever is great-  
23 er, from a nonfish-bearing stream of  
24 great ecological importance, as deter-  
25 mined by the Secretary



1                   “(III) 100-foot slope distance  
2                   from a fish-bearing stream that is not  
3                   a stream described in subclauses (I)  
4                   and (II).

5                   “(IV) 50-foot slope distance from  
6                   a nonfish-bearing stream that is not a  
7                   stream described in subclauses (I) and  
8                   (II).

9                   “(iii) FOREST MANAGEMENT ACTIVITIES.—  
10                  The ecological forestry practices es-  
11                  tablished in sections 8, and 9 of this Act  
12                  shall apply the riparian reserves estab-  
13                  lished in clause (ii) and the riparian man-  
14                  agement of section 4 of this Act.

15                  “(B) OUTER RIPARIAN ZONES.—

16                  “(i) ESTABLISHMENT AND MANAGE-  
17                  MENT OF THE OUTER RIPARIAN ZONE.—

18                  “(I) IN GENERAL.—The outer ri-  
19                  parian zone is the area between the ri-  
20                  parian reserve established in clause  
21                  (A)(ii) and one site-potential tree  
22                  height.

23                  “(II) MANAGEMENT.—The Sec-  
24                  retary may carry out harvest in areas  
25                  in the outer riparian zones using the

1 standards for ecological forestry in  
2 Forestry Emphasis Areas subject to  
3 section 4(a)(3)(D) and other relevant  
4 provisions of this Act.

5 “(C) TREE-TIPPING AND TREE FELLING  
6 ACTIVITIES.—When harvesting timber within  
7 the outer riparian zone, the Secretary shall em-  
8 ploy tree tipping and tree felling activities dur-  
9 ing the harvest to maintain wood recruitment to  
10 adjacent streams.

11 “(D) TREE RETENTION LEVELS IN AQUAT-  
12 IC AREAS.—Not later than 60 days after the  
13 date of enactment of the Oregon and California  
14 Land Grant Act of 2014, the Secretary, in con-  
15 sultation with the Director of the United States  
16 Fish and Wildlife Service, the Administrator of  
17 the National Oceanic and Atmospheric Admin-  
18 istration, the Director of the United States Ge-  
19 ological Survey and the Administrator of the  
20 Environmental Protection Agency, shall estab-  
21 lish minimum live and dead tree retention levels  
22 for thinning and other vegetation management  
23 projects consistent with the goals identified in  
24 subsection (a)(1).

1           “(4) MANAGEMENT ACTIVITIES FOR CONSERVA-  
2           TION AREA RIPARIAN RESERVES, KEY WATERSHEDS  
3           & SOURCE WATER EMPHASIS AREAS.—Riparian re-  
4           serves and reserve widths within the Conservation  
5           Emphasis Areas, source water emphasis areas, and  
6           Key Watersheds shall be managed to carry out the  
7           Aquatic Conservation Strategy as set forth in sub-  
8           section (a)(1) without modifications set forth in sub-  
9           section (a)(2).

10           “(5) ADJUSTMENT OF RIPARIAN RESERVE  
11           WIDTHS AND MANAGEMENT.—

12           “(A) IN GENERAL.—Not earlier than 5  
13           years after the date of enactment of the Oregon  
14           and California Land Grant Act of 2014, and  
15           not more frequently than once each 5 years  
16           thereafter, the Secretary may adjust the ripar-  
17           ian reserve widths established under paragraph  
18           (1), as well as the size of designated key water-  
19           sheds, subject to the advice of the scientific  
20           committee established under subparagraph (B).

21           “(B) SCIENTIFIC COMMITTEE.—

22           “(i) ESTABLISHMENT.—The Secretary  
23           shall establish a scientific committee made  
24           up of scientific and land management ex-  
25           pertise to determine whether the riparian

1 reserve widths and management should be  
2 adjusted to better attain the goals and ob-  
3 jectives of the Aquatic Conservation Strat-  
4 egy.

5 “(ii) OUTSIDE MEMBERSHIP.—In ad-  
6 dition to not more than 6 representatives  
7 of the Federal Government (including 1  
8 representative of each of the Bureau of  
9 Land Management, the National Oceanic  
10 and Atmospheric Administration, the  
11 United States Geological Survey, the Envi-  
12 ronmental Protection Agency, the United  
13 States Forest Service, and the United  
14 States Fish and Wildlife Service), the sci-  
15 entific committee shall include 6 individ-  
16 uals, to be appointed by the Secretary,  
17 who—

18 “(I) are not full-time employees  
19 of the Federal Government; and

20 “(II) have expertise relating to  
21 aquatic and riparian ecosystems, as  
22 demonstrated by—

23 “(aa) an advanced degree in  
24 a related field; and



1                   garding the recommendations con-  
2                   tained in the report.

3                   “(v) DECISION TO ADJUST.—After  
4                   taking into consideration the report under  
5                   clause (iii) and any public comments re-  
6                   ceived under clause (iv)(II), the Secretary  
7                   may adjust the riparian reserve width—

8                                 “(I) taking into consideration the  
9                                 recommendations included in the re-  
10                                port, and the public comments; and

11                               “(II) if the Secretary determines  
12                                that the adjustment meet the aquatic  
13                                goals established in the Aquatic Con-  
14                                servation Strategy under paragraph  
15                                (a)(1) and would be in the public in-  
16                                terest.

17                   “(b) ROADS.—

18                               “(1) IN GENERAL.—Except as provided in sec-  
19                                tions 3(e) and 3(j) of this Act, and paragraph (2)  
20                                of this subsection, the Secretary shall not construct  
21                                a road inside a riparian reserve.

22                               “(2) EXCEPTIONS.—

23                               “(A) TEMPORARY ROADS.—The Secretary  
24                                may construct a temporary road to enter a ri-  
25                                parian reserve, including crossing a stream

1 where necessary, to complete a vegetation man-  
2 agement project, if—

3 “(i) there is no existing road system  
4 that can be used;

5 “(ii) it is not possible to construct a  
6 road outside of the riparian reserve;

7 “(iii) the temporary road is decommis-  
8 sioned no more than 2 years after it is  
9 constructed or and the project for which it  
10 was constructed is completed, whichever  
11 comes first; and

12 “(iv) any significant potential adverse  
13 impacts from the construction of any tem-  
14 porary road do not persist more than 1  
15 year after the temporary road is decommis-  
16 sioned.

17 “(B) PERMANENT ROADS.—The Secretary  
18 may realign an existing road permanently inside  
19 a riparian reserve, including the replacement of  
20 stream crossings, if the Secretary determines  
21 that the realignment will maintain, restore, or  
22 improve aquatic or riparian ecosystems and  
23 water quality.

24 “(c) STREAM IMPROVEMENT WORK.—

1           “(1) IN GENERAL.—The Secretary may conduct  
2 certain activities on the covered land in accordance  
3 with this subsection.

4           “(2) PERMITTED ACTIVITIES.—

5           “(A) TREE TIPPING AND FELLING ACTIVI-  
6 TIES.—During a vegetation management  
7 project, the Secretary may carry out tree tip-  
8 ping and tree felling activities within the ripar-  
9 ian reserves in Dry Forestry Emphasis Areas or  
10 Moist Forestry Emphasis Areas as the Sec-  
11 retary determines necessary to improve habitat  
12 for aquatic species.

13           “(B) WOODY DEBRIS AUGMENTATION.—  
14 The Secretary shall annually, subject to appro-  
15 priations, use not less than \$1,000,000, indexed  
16 for inflation, of amounts made available under  
17 section 12(c) to transport and place large trees  
18 in streams on Federal, State, or private land to  
19 improve fish habitat.

20           “(C) NATIVE VEGETATION.—Within ripar-  
21 ian reserves, the Secretary may only plant vege-  
22 tation that is native to the site.

23           “(D) CULVERT REPLACEMENT.—The Sec-  
24 retary may replace a culvert that impedes the



1 passage of fish or is unable to withstand a 100-  
2 year flood event.

3 “(3) ACTIVITIES CATEGORICALLY EXCLUDED  
4 FROM REVIEW.—Except as provided in paragraph  
5 (4), each activity described in paragraph (2) shall  
6 be—

7 “(A) considered an action categorically ex-  
8 cluded from review under the National Environ-  
9 mental Policy Act of 1969 (42 U.S.C. 4321 et  
10 seq.) or section 1508.4 of title 40, Code of Fed-  
11 eral Regulations (or a successor regulation);  
12 and

13 “(B) exempt from administrative review.

14 “(4) EXCLUSION OF CERTAIN AREAS.—Para-  
15 graph (3) does not apply to any activity located in—

16 “(A) a component of the National Wilder-  
17 ness Preservation System;

18 “(B) a component of the National Wild  
19 and Scenic Rivers System;

20 “(C) lands with wilderness characteristics  
21 as defined in the Bureau of Land Management  
22 Manual provisions 6310 and 6320; or

23 “(D) a Conservation Emphasis Area estab-  
24 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  
6   Grant Act of 2014, and every 5 years thereafter the Sec-  
7   retary shall publish in the Federal Register a notice of  
8   intent to prepare—

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  
15   comments regarding—

16          “(1) the scope and content of the documents  
17   described 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 de-  
21   scribed in subsection (a)(2).

22          “(c) COORDINATION WITH PREPARATION OF LAND  
23   USE PLANS.—The Secretary shall include the notice of  
24   intent in the development or revision of a land use plan  
25   required under section 202 of the Federal Land Policy and

1 Management Act of 1976 (43 U.S.C. 1712) for the cov-  
2 ered land or shall amend the land use plan required under  
3 section 202 of the Federal Land Policy and Management  
4 Act of 1976 (43 U.S.C. 1712) for the covered land.

5 “(d) INITIATION OF EARLY PLANNING AND CON-  
6 SULTATION AGREEMENT.—Not later than 30 days after  
7 the date on which a notice of intent is published under  
8 subsection (a), the Secretary of the Interior, the Secretary  
9 of Commerce, and the Administrator of the U.S. Environ-  
10 mental Protection Agency shall—

11 “(1) enter into an early planning and consulta-  
12 tion agreement, including timelines, regarding the  
13 development of information, data and/or documents  
14 required to carry out this Act with—

15 “(A) the United States Fish and Wildlife  
16 Service;

17 “(B) the National Oceanic and Atmos-  
18 pheric Administration;

19 “(C) the Environmental Protection Agen-  
20 cy; and

21 “(D) the U.S. Geological Survey; and

22 “(2) invite to serve as cooperating agencies or  
23 to provide comments regarding the notice of in-  
24 tent—

25 “(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  
7 the date of enactment of the Oregon and California Land  
8 Grant Act of 2014, and every 5 years thereafter the Sec-  
9 retary, shall develop and make available to the public a  
10 landscape prioritization plan, which shall prioritize vegeta-  
11 tion management projects and describe activities to be per-  
12 formed and areas to be established to satisfy landscape-  
13 related needs in 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  
19 plan required in this section through the comprehen-  
20 sive environmental impact statements regardless of  
21 whether a revision of that land use plan has been  
22 completed.

23           “(b) COORDINATION.—The Secretary shall develop  
24 the landscape prioritization plan under this section under  
25 the agreement entered into under section 5(d) in coordina-

1 tion with the Director of the United States Fish and Wild-  
2 life Service and the Administrator of the National Oceanic  
3 and Atmospheric Administration to ensure that the land-  
4 scape prioritization plan complies with the Endangered  
5 Species Act of 1973 (16 U.S.C. 1531 et seq.) and in co-  
6 ordination with the State of Oregon to ensure compliance  
7 with water quality standards adopted under the Federal  
8 Water Pollution Control Act (33 U.S.C. 1251 et seq.).

9 “(c) COMPONENTS.—

10 “(1) PROJECTS IN MOIST FORESTRY EMPHASIS  
11 AREA.—

12 “(A) IN GENERAL.—Subject to subpara-  
13 graph (B), the Secretary shall identify the loca-  
14 tions of the vegetation management projects  
15 that the Secretary proposes to conduct in the  
16 Moist Forestry Emphasis Area for the length of  
17 each Landscape Prioritization Plan.

18 “(B) REQUIREMENTS.—

19 “(i) IN GENERAL.—For each consecu-  
20 tive 5-year period during the period de-  
21 scribed in subparagraph (A), the Secretary  
22 shall plan to conduct—

23 “(I) variable retention harvest  
24 consistent with this Act across stands  
25 that comprise 4 to 6 percent of the

1 Moist Forestry Emphasis Area, sub-  
2 ject 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  
16 to conduct in the Dry Forestry Emphasis Area for  
17 each consecutive length of the Landscape  
18 Prioritization Plan beginning on the date of enact-  
19 ment of the Oregon and California Land Grant Act  
20 of 2014.

21 “(3) PROJECTS IN CONSERVATION EMPHASIS  
22 AREA.—The Secretary shall identify the locations of  
23 vegetation management projects, including habitat  
24 protection or restoration projects, the Secretary pro-  
25 poses to conduct in the Conservation Emphasis Area

1 consistent with section 10 for the length of each  
2 Landscape Prioritization Plan beginning on the date  
3 of enactment of the Oregon and California Land  
4 Grant Act of 2014.

5 “(4) SPECIFIC INFORMATION FOR PROJECTS.—

6 “(A) IN GENERAL.—For each vegetation  
7 management project proposed by the Secretary,  
8 the Landscape Prioritization Plan shall include  
9 an identification of—

10 “(i) the location of forest stands to be  
11 treated;

12 “(ii) the approximate size and timing  
13 of the treatment in those stands;

14 “(iii) the specific vegetation treatment  
15 recommended for each forest stand; and

16 “(iv) the goals and objectives for any  
17 habitat protection or restoration projects.

18 “(B) ONSITE REVIEWS.—In addition to  
19 identifying forest stands under subparagraph  
20 (A), the Secretary shall conduct onsite reviews  
21 to verify, at a minimum—

22 “(i) riparian and aquatic parameters  
23 and assessments;

24 “(ii) any streams or aquatic resources  
25 within the specific stands;

1 “(iii) water quality;

2 “(iv) the presence of sensitive or spe-  
3 cial status species and habitats;

4 “(v) road conditions and information;

5 and

6 “(vi) forest stand boundaries.

7 “(d) PUBLIC COMMENT.—The Secretary shall solicit  
8 public comments regarding the landscape prioritization  
9 plan for a period of not less than 60 days after the date  
10 on which the Secretary makes the landscape prioritization  
11 plan available to the public.

12 “(e) REVISED PLAN.—The Secretary shall revise the  
13 Landscape Prioritization Plan as the Secretary considers  
14 to be necessary, based on public comments received under  
15 subsection (d).

16 “(f) MONITORING AND LONG-TERM EVALUATION.—

17 “(1) IN GENERAL.—Each Landscape  
18 Prioritization Plan implementation shall be mon-  
19 itored annually, and evaluated every 5 years as a  
20 part of the development or revision of a resource  
21 management plan required under section 202 of the  
22 Federal Land Policy and Management Act of 1976  
23 (43 U.S.C.1712) for the covered land, with oppor-  
24 tunity for public comment prior to finalizing the  
25 monitoring assessments.



1           “(2) COMPONENTS OF THE MONITORING AS-  
2           SESSMENT.—In preparing the monitoring assess-  
3           ment, the Secretary shall include assessments and  
4           reports on—

5                   “(A) changes in the volume and quality of  
6           timber sold;

7                   “(B) changes in water quality;

8                   “(C) changes in recreation;

9                   “(D) the effectiveness of fish and wildlife  
10          protections;

11                   “(E) the effectiveness of measures to pre-  
12          vent uncharacteristic wildfire; and

13                   “(F) changes in forest health and fish and  
14          wildlife habitat.

15           “(3)       COMPONENTS       OF       LANDSCAPE  
16          PRIORITIZATION PLAN TO BE MONITORED AND  
17          EVALUATED.—Each Landscape Prioritization Plan  
18          shall include for monitoring and evaluation a de-  
19          scription of the Moist Forest Emphasis Areas and  
20          Dry Forest Emphasis Areas—

21                   “(A) for Moist Forestry Emphasis Areas—

22                           “(i) landscape-level plans depicting  
23                   areas of the moist forest landscape that  
24                   would result in a distribution of variable  
25                   retention regeneration harvests to ensure

1 the desired placement and the appropriate  
2 scale of vegetation management projects;  
3 and

4 “(ii) areas that will accelerate the de-  
5 velopment of complex forest structure, in-  
6 cluding opportunities to create spatial het-  
7 erogeneity (such as creating skips and  
8 gaps), in a young stand that has a canopy  
9 that has closed and been simplified  
10 through past forest management;

11 “(B) for Dry Forestry Emphasis Areas—

12 “(i) a landscape-level plan depicting  
13 areas of dry forest landscape that will be  
14 left over the length of the Landscape  
15 Prioritization Plan in a denser condition  
16 beginning on the date of enactment of the  
17 Oregon and California Land Grant Act of  
18 2014; and

19 “(ii) areas that will minimize and re-  
20 duce the risk of uncharacteristic fire and  
21 insect events, and improve fire resiliency  
22 particularly if critical components and val-  
23 ues are at risk, including—

24 “(I) communities in the wildland-  
25 urban interface (as defined in section

1 101 of the Healthy Forests Restora-  
2 tion Act of 2003 (16 U.S.C. 6511));  
3 and

4 “(II) valuable forest structures,  
5 such as legacy trees and oak savannas  
6 that are in need of restoration or in  
7 danger from a potential fire risk;

8 “(C) for Conservation Emphasis Areas the  
9 Secretary shall describe and evaluate the land-  
10 scape-level plan depicting areas of the Con-  
11 servation Emphasis Areas that will be left in a  
12 more natural condition over the length of the  
13 Landscape Prioritization Plan beginning on the  
14 date of enactment of the Oregon and California  
15 Land Grant Act of 2014.

16 “(g) ANNUAL MONITORING.—The Secretary shall an-  
17 nually use not less than \$1,000,000, adjusted for inflation,  
18 of the amounts made available under section 13(c) to mon-  
19 itor short-term and long-term changes in forest health,  
20 water quality, and fish and wildlife habitat.

21 “(h) ENVIRONMENTAL COMPLIANCE.—

22 “(1) IN GENERAL.—The Secretary shall imple-  
23 ment the Landscape Prioritization Plan , including  
24 priorities and vegetation management projects iden-  
25 tified in a landscape prioritization plan under section

1       6(a), in accordance with the National Environmental  
2       Policy Act of 1969 (42 U.S.C. 4321 et seq.) and the  
3       requirements of this section.

4               “(2) DRAFT COMPREHENSIVE ENVIRONMENTAL  
5       IMPACT STATEMENTS.—Not later than 18 months  
6       after the date of enactment of the Oregon and Cali-  
7       fornia Land Grant Act of 2014, and every 5 years  
8       thereafter the Secretary shall publish notice in the  
9       Federal Register of the availability for public review  
10      of 2 draft comprehensive environmental impact  
11      statements for the vegetation management projects  
12      proposed to be carried out during the 5- year period,  
13      of which—

14               “(A) one shall cover the Moist Forestry  
15      Emphasis Area and, of the Conservation Em-  
16      phasis Areas designated under section 10—

17               “(i) the Conservation Network that is  
18      predominantly moist forest;

19               “(ii) the Late Successional Old-  
20      Growth Forest Heritage Reserves;

21               “(iii) the Drinking Water Special  
22      Management Units;

23               “(iv) the Molalla National Recreation  
24      Area;

1                   “(v) the Crabtree Valley Primitive  
2                   Backcountry Area;

3                   “(vi) the Brummit Fir Primitive  
4                   Backcountry Area;

5                   “(vii) the Kilchis Salmon Emphasis  
6                   Area; and

7                   “(viii) the Protected Environmental  
8                   Zones that are predominantly moist forest;  
9                   and

10                  “(B) one shall cover the Dry Forestry Em-  
11                  phasis Area and, of the Conservation Emphasis  
12                  Areas designated under section 10—

13                   “(i) the Conservation Network that is  
14                   predominantly dry forest;

15                   “(ii) the Rogue Canyon National  
16                   Recreation Area;

17                   “(iii) the Illinois Valley Salmon and  
18                   Botanical Area;

19                   “(iv) the Grizzly Peak Primitive  
20                   Backcountry Area;

21                   “(v) the Dakubetede Primitive  
22                   Backcountry Area;

23                   “(vi) the Wellington Wildlands Primi-  
24                   tive Backcountry Area;

1                   “(vii) the Mungers Butte Primitive  
2                   Backcountry Area;

3                   “(viii) the Pacific Crest Trail Cor-  
4                   ridor;

5                   “(ix) the Applegate Primitive  
6                   Backcountry Area; and

7                   “(x) the Protected Environment Zones  
8                   that are predominantly dry forest.

9                   “(3) ALTERNATIVES.—Each draft comprehen-  
10                  sive environmental impact statement under this sub-  
11                  section shall analyze different locations for the rel-  
12                  evant vegetation management projects under—

13                  “(A) the no-action alternative; and

14                  “(B) three other alternatives that are con-  
15                  sistent with this Act.

16                  “(4) INTERAGENCY COORDINATION AND CO-  
17                  OPERATION.—The Secretary shall require the Direc-  
18                  tors of the U.S. Bureau of Land Management and  
19                  the U.S. Fish and Wildlife Service to coordinate and  
20                  cooperate between their agencies, and shall coordi-  
21                  nate and cooperate with the Secretary of Commerce  
22                  in developing each draft comprehensive impact state-  
23                  ment under this subsection to ensure compliance  
24                  with the Endangered Species Act of 1973 (16  
25                  U.S.C.1531 et seq.).

1           “(5) PUBLIC COMMENT.—The Secretary shall  
2           solicit public comment regarding the draft com-  
3           prehensive environmental impact statements under  
4           subsection (b) during the 60-day period beginning  
5           on the date on which the Secretary makes the draft  
6           comprehensive environmental impact statements  
7           available to the public.

8           “(6) FINAL COMPREHENSIVE ENVIRONMENTAL  
9           IMPACT STATEMENTS.—Not later than 27 months  
10          after the date of enactment of the Oregon and Cali-  
11          fornia Land Grant Act of 2014, and 9 months after  
12          publication of subsequent draft comprehensive envi-  
13          ronmental impact statements the Secretary—

14                 “(A) shall prepare 2 final comprehensive  
15                 environmental impact statements for the vege-  
16                 tation management projects that have been  
17                 identified in the draft comprehensive environ-  
18                 mental impact statements in paragraph (2);

19                 “(B) shall publish in the Federal Register  
20                 a notice of availability for public review of the  
21                 final comprehensive environmental impact state-  
22                 ments; and

23                 “(C) may publish the final comprehensive  
24                 environmental impact statements in conjunction  
25                 with the environmental impact assessments re-

1           lating to the land use plan developed by the Bu-  
2           reau of Land Management for the covered land.

3           “(7) RECORDS OF DECISION.—Except as pro-  
4           vided in section 7(a), not later than 60 days after  
5           the date on which a notice of availability of the final  
6           comprehensive environmental impact statements is  
7           published in the Federal Register, the Secretary  
8           shall issue a record of decision relating to the vege-  
9           tation management projects analyzed in the final  
10          comprehensive environmental impact statements.

11 **“SEC. 7. OBJECTIONS; O&C ADMINISTRATIVE REVIEW**  
12 **PROCESS; JUDICIAL REVIEW.**

13          “(a) O&C ADMINISTRATIVE REVIEW PROCESS.—

14           “(1) IN GENERAL.—During the 60-day period  
15           described in section 6(h)(7), an eligible person may  
16           file an objection to the final comprehensive environ-  
17           mental impact statement, or during the first 15 days  
18           of the 90-day period described in section 7(b) an eli-  
19           gible person may protest a proposed vegetation man-  
20           agement project. This objection or protest must be  
21           used in lieu of any other appeal that may be avail-  
22           able. A protest will be considered and treated as an  
23           objection in this subsection.

24           “(2) ELIGIBILITY.—To be eligible to file an ob-  
25           jection to the final environmental impact statement



1 or a protest for a proposed vegetation management  
2 project under paragraph (1), a person shall have  
3 submitted to the Secretary during the 60-day period  
4 described in section 6(h)(5) written comments that  
5 describe the objections to the action proposed under  
6 the final comprehensive environmental impact state-  
7 ment.

8 “(3) ELIGIBLE PROJECT LEVEL OBJECTIONS.—  
9 An objection to an individual vegetation manage-  
10 ment project may only be filed under paragraph (1)  
11 if the objector can show—

12 “(A)(i) a proposed activity under the vege-  
13 tation management project is inconsistent with  
14 a record of decision; and

15 “(ii) the likely impacts of that activity are  
16 inconsistent with the impacts analyzed in the  
17 final comprehensive environmental impact state-  
18 ment;

19 “(B) the vegetation management project  
20 violates the Endangered Species Act of 1973  
21 (16 U.S.C. 1531 et seq.) or the Federal Water  
22 Pollution Control Act (33 U.S.C. 1251 et seq.);  
23 or

24 “(C)(i) Project New Information: In the  
25 circumstance of new information, changed cir-

1           cumstances, or changed conditions on a par-  
2           ticular project that may result in significant  
3           negative environmental impacts that were not  
4           encompassed in the analysis in the applicable  
5           final comprehensive environmental impact state-  
6           ment; and

7           “(ii) those circumstances were not consid-  
8           ered in the final comprehensive environmental  
9           impact statement.

10          “(4) RESPONSE.—The Secretary shall respond  
11          in writing to an objection filed under paragraph (1)  
12          not later than 30 days after the date on which the  
13          objection is filed.

14          “(5) SUPPLEMENT.—In response to an objec-  
15          tion filed under paragraph (1), the Secretary may  
16          supplement the final comprehensive environmental  
17          impact statement or the draft Record of Decision to  
18          reflect the objection.

19          “(6) TIMING OF RECORD OF DECISION.—If a  
20          person files an objection under section 7(a)(1) relat-  
21          ing to a final comprehensive environmental impact  
22          statement, the Secretary shall publish a record of  
23          decision for that final comprehensive environmental  
24          impact statement—

1           “(A) immediately after the Secretary re-  
2           sponds to the objection; or

3           “(B) as soon as practicable after the date  
4           on which the Secretary supplements the final  
5           comprehensive environmental impact statement  
6           to reflect that objection under section 7(a)(4).

7           “(b) DELAY OF IMPLEMENTATION.—The Secretary  
8           shall not offer for a bid or implementation a vegetation  
9           management project pending the disposition of the objec-  
10          tion. Not less than 90 days prior to actual commencement  
11          of the project, notice of a bid or implementation shall be  
12          published in the Federal Register and mailed electronically  
13          to each person that submitted comments on a comprehen-  
14          sive environmental impact statement and requested a  
15          reply.

16          “(c) JUDICIAL REVIEW.—

17                 “(1) IN GENERAL.—A person may only chal-  
18                 lenge a covered agency action in a United States dis-  
19                 trict court by bringing a covered civil action.

20                 “(2) VENUE.—Venue for any covered civil ac-  
21                 tion shall lie in the United States District Court for  
22                 the District of Oregon or the United States District  
23                 Court for the District of Columbia.

24                 “(3) ADDITIONAL STANDING REQUIREMENTS  
25                 FOR NEPA.—A person shall only have standing to

1 bring a covered civil action under paragraph (1) for  
2 claims under the National Environmental Policy Act  
3 of 1969 (42 U.S.C. 4321 et seq.), if that person  
4 filed an objection under subsection (a)(1).

5 “(4) ELIGIBILITY.—A reviewing court under  
6 this subsection shall not consider any issue in a cov-  
7 ered civil action unless the issue has previously been  
8 raised, in the discretion of the court, in writing in  
9 the administrative review process described in sec-  
10 tion 7(a) or through other judicial notice provisions  
11 required by Federal law.

12 “(5) LIMITATION OF ACTIONS.—A covered civil  
13 action shall not be maintained unless the covered  
14 civil action commenced not later than 75 days after  
15 the date on which the covered agency action to  
16 which the covered civil action relates is final.

17 “(6) EXPEDITED PROCEEDINGS.—

18 “(A) IN GENERAL.—Congress expects that  
19 judicial review of covered actions will be based  
20 on review of the administrative record prepared  
21 by the Secretary.

22 “(B) DISPOSITION.—The disposition of the  
23 complaint, by summary judgment or any other  
24 mechanism, shall commence not later than 190

1 days after the date on which the covered civil  
2 action is commenced.

3 “(C) EXPEDITIOUS COMPLETION OF JUDI-  
4 CIAL REVIEW.—Congress encourages a court of  
5 competent jurisdiction to expedite, to the max-  
6 imum extent practicable, the proceedings in a  
7 covered civil action with the goal of rendering  
8 a final determination on the merits of the cov-  
9 ered civil action as soon as practicable after the  
10 date on which a complaint or appeal is filed to  
11 initiate the action.

12 “(7) APPLICABILITY.—Except as otherwise pro-  
13 vided in this section, judicial review of a covered  
14 agency action shall be conducted in accordance with  
15 subchapter II of chapter 5, and chapter 7, of title  
16 5, United States Code (commonly known as the ‘Ad-  
17 ministrative Procedure Act’).

18 **“SEC. 8. MOIST FORESTRY EMPHASIS AREA.**

19 “(a) IN GENERAL.—

20 “(1) CONFORMITY WITH PRINCIPLE OF SUS-  
21 TAINED YIELD.—Timber from the Moist Forestry  
22 Emphasis Area shall be sold, cut, and removed in  
23 conformity with the principle of sustained yield as  
24 defined by the Federal Land Policy and Manage-

1       ment Act of 1976 (43 U.S.C. 1701 et seq.) and in  
2       accordance with the provisions of this Act.

3               “(2) PRODUCTION LEVELS.—The Secretary  
4       shall maintain the highest consistent timber produc-  
5       tion levels that can be sustained under ecological  
6       forestry principles and other provisions described in  
7       this Act.

8               “(3) CALCULATION.—

9                       “(A) IN GENERAL.—The Secretary shall  
10       calculate —

11                               “(i) the sustained yield and identify  
12       the quantity of timber the Secretary can  
13       produce as part of the draft comprehensive  
14       environmental impact statement required  
15       under this Act for the Moist Forestry Em-  
16       phasis Area, not including riparian re-  
17       serves established under section 4; and

18                               “(ii) the quantity of timber as a by-  
19       product the Secretary can produce, as part  
20       of the Moist Forestry Emphasis Area, in-  
21       cluding riparian reserves established under  
22       section 4, and the portions of the Con-  
23       servation Emphasis Area, as described in  
24       the draft comprehensive environmental im-  
25       pact statement under section 6(h)(2).

1                   “(B) REQUIREMENTS.—The Secretary  
2 shall—

3                   “(i) calculate the quantities under  
4 clauses (i) and (ii) of subparagraph (A) in  
5 5-year increments; and

6                   “(ii) in calculating that quantity, clas-  
7 sify the volume of timber that could be of-  
8 fered from the various areas defined in  
9 subparagraph (A).

10           “(b) MANAGEMENT OF MOIST FORESTRY EMPHASIS  
11 AREA.—

12                   “(1) IN GENERAL.—Moist Forestry Emphasis  
13 Areas shall be managed in accordance with the prin-  
14 ciples of ecological forestry.

15                   “(2) ECOLOGICAL FORESTRY PRINCIPLES FOR  
16 MOIST FORESTRY EMPHASIS AREAS.—The ecological  
17 forestry principles referred to in paragraph (1) re-  
18 late to variable retention regeneration harvests and  
19 include—

20                   “(A) the retention of legacy trees;

21                   “(B) the acceleration of the development of  
22 structural complexity, including spatial hetero-  
23 geneity, through the use of diverse silvicultural  
24 approaches, such as variable density and clump-  
25 based thinning prescriptions;

1           “(C) the implementation of variable reten-  
2           tion regeneration harvesting activities that re-  
3           tain approximately  $\frac{1}{3}$  of the live basal area of  
4           the forest within the harvest area, primarily but  
5           not exclusively in aggregates, provided that  
6           non-fish bearing stream riparian reserves within  
7           the harvest unit count towards retention, but  
8           other reserves, including riparian reserves on  
9           fish bearing streams, do not count;

10           “(D) the development and maintenance of  
11           early seral ecosystems with diverse species fol-  
12           lowing harvesting activities through the use of  
13           less intense approaches to site preparation and  
14           tree regeneration and nurturing of diverse early  
15           seral ecosystems; and

16           “(E) the long-term establishment of a sil-  
17           vicultural system that includes the development  
18           and management of multiaged, mixed-species  
19           stands.

20           “(3) VARIABLE RETENTION REGENERATION  
21           HARVEST.—

22           “(A) IN GENERAL.—The Secretary shall  
23           designate not less than 4 percent and not great-  
24           er than 6 percent of the moist forests described  
25           in paragraph (1) as land on which the Sec-



1           retary shall carry out during each 5 year period  
2           variable retention regeneration harvesting ac-  
3           tivities, consistent with—

4                   “(i) this section and other provisions  
5                   of this Act;

6                   “(ii) the Endangered Species Act (16  
7                   U.S.C. 1531 et seq.); and

8                   “(iii) the environmental impact state-  
9                   ment required under the National Environ-  
10                  mental Policy Act of 1969 (42 U.S.C.  
11                  4321 et seq.) as described in section 6.

12                 “(4) NORTHWEST FOREST PLAN APPLICA-  
13                 TION.—The Secretary shall identify 50,000 acres of  
14                 Moist Forest Emphasis Area that—

15                   “(A) have been previously subject to forest  
16                   management;

17                   “(B) whose trees are in the 80 year age  
18                   class or younger;

19                   “(C) are not within one site-potential tree  
20                   height of any stream, or within a source water  
21                   emphasis area or a key watershed under the  
22                   NWFP;

23                   “(D) are not within critical habitat; and

24                   “(E) apply the implementation of variable  
25                   retention regeneration harvesting activities that

1           retain approximately  $\frac{1}{4}$  of the live basal area of  
2           the forest within the harvest area, provided that  
3           non-fish bearing stream riparian reserves within  
4           the harvest unit count towards retention, but  
5           other reserves, including riparian reserves on  
6           fish bearing streams, do not. In total, not less  
7           than 15 percent of the live basal area in the  
8           stand, excluding all reserves, must be retained.

9           “(c) ROADS.—

10           “(1) IN GENERAL.—The Secretary shall not in-  
11           crease the total quantity of mileage of permanent,  
12           system and non-system roads that are operational in  
13           the Moist Forestry Emphasis Area to a quantity  
14           greater than the quantity of mileage in existence on  
15           the date of enactment of the Oregon and California  
16           Land Grant Act of 2014, excluding roads con-  
17           structed pursuant to reciprocal rights of way agree-  
18           ments, easement obligations or other access rights of  
19           non-Federal parties in effect as of enactment of the  
20           Oregon and California Land Grant Act of 2014,  
21           subject to the rights of the owner of adjacent private  
22           land as set forth in sections 3(e) and 3(j) of this  
23           Act.

24           “(2) SYSTEM ROADS.—The Secretary—

1           “(A) may construct new system roads out-  
2           side of the riparian reserves to carry out a vege-  
3           tation management project under this Act; and

4           “(B) subject to the availability of appro-  
5           priations and to the maximum extent prac-  
6           ticable, shall reduce the quantity of mileage of  
7           system roads by decommissioning roads, subject  
8           to the rights of the owner of adjacent private  
9           land as set forth in sections 3(e) and 3(j) of  
10          this Act, provided that decommissioning shall  
11          be done with an adjacent private landowner if—

12                   “(i) the adjacent private landowner is  
13                   a party to a reciprocal right-of-way agree-  
14                   ment covering an area which includes the  
15                   road in question; or

16                   “(ii) the decommissioning would re-  
17                   move or increase the cost of vehicular ac-  
18                   cess to the adjacent private lands.

19          “(3) NON-SYSTEM ROADS.—Subject to the  
20          availability of appropriations, the Secretary shall an-  
21          nually reduce the total quantity of mileage of non-  
22          system roads.

23          “(4) TEMPORARY ROADS.—If the Secretary  
24          constructs a temporary road as part of a vegetation  
25          management project, the Secretary shall close and

1 decommission the temporary road not later than the  
2 earlier of—

3 “(A) the date that is 2 years after the date  
4 on which the activity for which the temporary  
5 road was constructed is completed; and

6 “(B) the date that is 1 year after the date  
7 on which the vegetation management project is  
8 completed.

9 **“SEC. 9. DRY FORESTRY EMPHASIS AREA.**

10 “(a) IN GENERAL.—

11 “(1) The Secretary shall manage the Dry For-  
12 estry Emphasis Area to increase the resiliency of the  
13 stands by reducing the risk from uncharacteristic  
14 wildfires, droughts, and insect or disease events  
15 while maintaining consistent timber production levels  
16 that can be sustained under ecological forestry prin-  
17 ciples and other provisions described in this Act.

18 “(2) CONFORMITY WITH PRINCIPLE OF SUS-  
19 TAINED YIELD.—Timber from the Dry Forestry Em-  
20 phasis Area shall be sold, cut, and removed in con-  
21 formity with the principle of sustained yield as de-  
22 fined by the Federal Land Policy and Management  
23 Act of 1976 (43 U.S.C. 1701 et seq.) and in accord-  
24 ance with the provisions of this Act.

1           “(3) PRODUCTION LEVELS.—The Secretary  
2 shall maintain the highest consistent timber produc-  
3 tion levels that can be sustained under ecological  
4 forestry principles and other provisions described in  
5 this Act.

6           “(4) CALCULATION.—

7           “(A) IN GENERAL.—The Secretary shall  
8 calculate—

9                   “(i) the sustained yield and identify  
10 the quantity of timber the Secretary can  
11 produce as part of the draft comprehensive  
12 environmental impact statement required  
13 under this Act for the Dry Forestry Em-  
14 phasis Area, not including riparian re-  
15 serves established under section 4; and

16                   “(ii) the quantity of timber as a by-  
17 product the Secretary can produce, as part  
18 of the Dry Forestry Emphasis Area, in-  
19 cluding riparian reserves established under  
20 section 4, and the portions of the Con-  
21 servation Emphasis Area, as described in  
22 the draft comprehensive environmental im-  
23 pact statement under section 6.

24           “(b) REQUIREMENTS.—The Secretary shall main-  
25 tain, restore, or improve conditions of tree density, tree

1 composition, and tree size distribution that will result in  
2 a stand with a high level of resistance and resilience to  
3 uncharacteristic wildfires, droughts, and insect events.

4 “(c) PRIORITY.—In carrying out vegetation manage-  
5 ment projects, the Secretary shall give priority to areas  
6 that contain important components, including—

7 “(1) communities in the wildland-urban inter-  
8 face (as defined in section 101 of the Healthy For-  
9 ests Restoration Act of 2003 (16 U.S.C. 6511)); and

10 “(2) valuable forest structures, such as legacy  
11 trees and oak savannas that are in need of restora-  
12 tion or are in danger from uncharacteristic fire.

13 “(d) MANAGEMENT OF DRY FORESTRY EMPHASIS  
14 AREAS.—

15 “(1) IN GENERAL.—Dry Forestry Emphasis  
16 Areas shall be managed in accordance with ecologi-  
17 cal forestry principles described in paragraph (2).

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

21 “(A) the retention and improvement of the  
22 survivability of legacy trees through the reduc-  
23 tion of adjacent fuels and competing vegetation  
24 to promote resilience against mortality from in-  
25 sects, disease, and fire;

1           “(B) the retention and protection of impor-  
2           tant structures such as large hardwoods, snags,  
3           and logs;

4           “(C) the reduction of overall stand den-  
5           sities through partial cutting in an effort—

6                   “(i) to reduce basal areas to desired  
7                   levels, particularly in overstocked stands;

8                   “(ii) to increase the mean stand di-  
9                   ameter; and

10                   “(iii) to shift the composition of  
11                   stands to fire- and drought-tolerant spe-  
12                   cies;

13           “(D) the restoration of spatial hetero-  
14           geneity through the variation of the treatment  
15           of stands, such as by leaving untreated patches,  
16           creating openings, and establishing tree clumps  
17           and isolated single trees;

18           “(E) the establishment of new tree cohorts  
19           of shade-intolerant species in created openings;

20           “(F) the harvesting of timber during the  
21           restoration process;

22           “(G) the maintenance of sustainable and  
23           fire-resilient conditions in perpetuity through  
24           both passive and active management of the dry  
25           forests in accordance with this subsection, in-

1 including the treatment of activity fuels and other  
2 surface and ladder fuels and understory vegeta-  
3 tion using prescribed fire, natural fire or me-  
4 chanical activities; and

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

8 “(e) ROADS.—

9 “(1) IN GENERAL.—The Secretary shall not in-  
10 crease the total quantity of mileage of system roads  
11 that are operational in the Dry Forestry Emphasis  
12 Area to a quantity greater than the quantity of mile-  
13 age in existence on the date of enactment of the Or-  
14 egon and California Land Grant Act of 2014, ex-  
15 cluding roads constructed pursuant to reciprocal  
16 rights of way agreements, easement obligations or  
17 other access rights of non-Federal parties in effect  
18 as of enactment of the Oregon and California Land  
19 Grant Act of 2014, subject to the rights of the  
20 owner of adjacent private land as set forth in sec-  
21 tions 3(e) and 3(j) of this Act.

22 “(2) SYSTEM ROADS.—The Secretary—

23 “(A) may construct new system roads to  
24 carry out a vegetation management project; and



1           “(B) subject to the availability of appro-  
2           priations, shall decommission or place into stor-  
3           age all system roads that the Secretary has not  
4           planned to use in the next 5 years for vegeta-  
5           tion management projects or administrative  
6           purposes, subject to the rights of the owner of  
7           adjacent private land as set forth in sections  
8           3(e) and 3(j) of this Act, provided that decom-  
9           missioning shall be done with an adjacent pri-  
10          vate landowner if—

11                   “(i) the adjacent private landowner is  
12                   a party to a reciprocal right-of-way agree-  
13                   ment covering an area which includes the  
14                   road in question; or

15                   “(ii) the decommissioning would re-  
16                   move or increase the cost of vehicular ac-  
17                   cess to the adjacent private lands.

18           “(3) NONSYSTEM ROADS.—Subject to the avail-  
19           ability of appropriations, the Secretary shall annu-  
20           ally reduce the total quantity of mileage of non-  
21           system roads by decommissioning.

22           “(4) TEMPORARY ROADS.—If the Secretary  
23           constructs a temporary road as part of a vegetation  
24           management project, the Secretary shall close and

1 decommission the temporary road not later than the  
2 earlier of—

3 “(A) the date that is 2 years after the date  
4 on which the activity for which the temporary  
5 road was constructed is completed; and

6 “(B) the date that is 1 year after the date  
7 on which the vegetation management project is  
8 completed.

9 **“SEC. 10. CONSERVATION EMPHASIS AREAS.**

10 “(a) CONSERVATION NETWORKS.—The approxi-  
11 mately 690,000 acres of land managed by the Secretary,  
12 as generally depicted as ‘Conservation Network’ on the  
13 map entitled ‘O&C Land Grant Act of 2014: Conservation  
14 Network’ and dated November 3, 2014, which is des-  
15 ignated as the Conservation Network, the purpose of  
16 which is to create forest reserves providing ecological bene-  
17 fits and protect conservation values, including providing  
18 late successional old-growth forest complex habitat, com-  
19 plex early successional habitat, aquatic and riparian pro-  
20 tection, fish and wildlife benefits, recreational and edu-  
21 cational opportunities and other natural processes needed  
22 for the healthy functioning of the ecosystem, shall be man-  
23 aged in accordance with subsection (h).

24 “(b) LATE SUCCESSIONAL OLD-GROWTH FOREST  
25 HERITAGE RESERVES.—The approximately 510,000 acres

1 of land managed by the Secretary, as generally depicted  
2 on the map entitled ‘O & C Land Grant Act of 2014: Late  
3 Successional Old-Growth Forest Heritage Reserves’ and  
4 dated November 3, 2014, which is designated as the ‘Late  
5 Successional Old-Growth Forest Heritage Reserves’, the  
6 purpose of which is to protect and preserve Moist Forest  
7 stands that, as of the date of enactment of the Oregon  
8 and California Land Grant Act of 2014, contain a 90 year  
9 or above age class, shall be managed by the Secretary in  
10 a manner that does not allow harvesting of any tree within  
11 the area.

12 “(c) SPECIAL MANAGEMENT UNITS.—

13 “(1) DESIGNATION.—For the purposes of en-  
14 suring the protection of the watersheds as a source  
15 of clean drinking water, to safeguard the water qual-  
16 ity and quantity in the areas, and to allow visitors  
17 to enjoy the special scenic, natural, cultural, and fish  
18 and wildlife values of the watersheds, the following  
19 areas in the State of Oregon are designated as spe-  
20 cial management units for special management by  
21 the Secretary in accordance with subsection (h) and  
22 this subsection:

23 “(A) MCKENZIE DRINKING WATER SPE-  
24 CIAL MANAGEMENT UNIT.—The approximately  
25 12,042 acres of land managed by the Secretary

1 , as generally depicted on the map entitled  
2 ‘O&C Land Grant Act of 2014: McKenzie  
3 Source Water Emphasis Area’ and dated No-  
4 vember 3, 2014, which is designated as the  
5 ‘McKenzie Drinking Water Special Manage-  
6 ment Unit’.

7 “(B) HILLSBORO DRINKING WATER SPE-  
8 CIAL MANAGEMENT UNIT.—The approximately  
9 1,243 acres of land managed by the Secretary,  
10 as generally depicted on the map entitled ‘O&C  
11 Land Grant Act of 2014: Hillsboro Source  
12 Water Emphasis Area’ and dated November 3,  
13 2014, which is designated as the ‘Hillsboro  
14 Drinking Water Special Management Unit’.

15 “(C) CLACKAMAS DRINKING WATER SPE-  
16 CIAL MANAGEMENT UNIT.—The approximately  
17 416 acres of land managed by the Secretary, as  
18 generally depicted on the map entitled ‘O&C  
19 Land Grant Act of 2014: Clackamas Source  
20 Water Emphasis Area’ and dated November 3,  
21 2014, which is designated as the ‘Clackamas  
22 Drinking Water Special Management Unit’.

23 “(D) SPRINGFIELD DRINKING WATER SPE-  
24 CIAL MANAGEMENT UNIT.—The approximately  
25 3,161 acres of land managed by the Secretary,

1 as generally depicted on the map entitled ‘O&C  
2 Land Grant Act of 2014: Springfield Source  
3 Water Emphasis Area’ and dated November 3,  
4 2014, which is designated as the ‘Springfield  
5 Drinking Water Special Management Unit’.

6 “(2) LIVESTOCK.—The grazing of livestock  
7 shall not be allowed within a special management  
8 unit designated by paragraph (1).

9 “(d) NATIONAL RECREATION AREAS.—For the pur-  
10 poses of protecting , conserving, and enhancing the unique  
11 and nationally important recreational, ecological, scenic,  
12 cultural, watershed, and fish and wildlife values of the  
13 areas, the following areas in the State of Oregon are des-  
14 ignated as recreation areas for management by the Sec-  
15 retary in accordance with subsection (h):

16 “(1) ROGUE CANYON NATIONAL RECREATION  
17 AREA.—The approximately 94,700 acres of Bureau  
18 of Land Management land, within the boundary gen-  
19 erally depicted on the map entitled ‘O&C Land  
20 Grant Act of 2014: Rogue Canyon National Recre-  
21 ation Area’ and dated November 3, 2014, which is  
22 designated as the ‘Rogue Canyon National Recre-  
23 ation Area’.

24 “(2) MOLALLA NATIONAL RECREATION AREA.—  
25 The approximately 24,100 acres of Bureau of Land

1 Management land, within the boundary generally de-  
2 picted on the map entitled ‘O&C Land Grant Act of  
3 2014: Molalla National Recreation Area’ and dated  
4 November 3, 2014, which is designated as the  
5 ‘Molalla National Recreation Area’.

6 “(e) SPECIAL MANAGEMENT AREAS.—For the pur-  
7 poses of protecting, preserving and enhancing the natural  
8 character, scientific use, and the botanical, recreational,  
9 ecological, fish and wildlife, scenic, drinking water, or cul-  
10 tural values of the areas or to preserve opportunities for  
11 primitive recreation, the following areas in the State of  
12 Oregon are designated for special management by the Sec-  
13 retary in accordance with subsection (h):

14 “(1) ILLINOIS VALLEY SALMON AND BOTANICAL  
15 SPECIAL MANAGEMENT AREA.—The approximately  
16 15,000 acres of Bureau of Land Management land,  
17 as generally depicted on the map entitled ‘O&C  
18 Land Grant Act of 2014: Illinois Valley Salmon and  
19 Botanical Area’ and dated November 3, 2014, which  
20 is designated as the ‘Illinois Valley Salmon and Bo-  
21 tanical Special Management Area’.

22 “(2) KILCHIS WILD SALMON REFUGE AREA.—  
23 The approximately 9,000 acres of Bureau of Land  
24 Management land, as generally depicted on the map  
25 entitled ‘O&C Land Grant Act of 2014: Kilchis Wild

1 Salmon Refuge Area’ and dated November 3, 2014,  
2 which is designated as the ‘Kilchis Wild Salmon Ref-  
3 uge Area’.

4 “(3) SMITH RIVER SALMON RESTORATION  
5 UNIT.—The purpose of this restoration unit is to en-  
6 sure the protection, maintenance and restoration of  
7 the salmonid resources of these rivers segments. The  
8 riparian areas along the mainstem of the Smith  
9 River, from the confluence of Spencer Creek (Smith  
10 River mile 22.8), upstream to Clabber Creek (Smith  
11 River mile 60.5), which flows through the covered  
12 lands and the mainstem of the West Fork of the  
13 Smith River, from the confluence of W. Fork Smith  
14 river with the main stem Smith River (Smith River  
15 mile 34.5) upstream along the West Fork of the  
16 Smith River to the junction of Upper W. Fork  
17 Smith River Road (W. Fork Smith River mile  
18 12.43), which flows through the covered lands, will  
19 be managed to under section 4(a)(1 of this Act with-  
20 out modifications under 4(a)(2).

21 “(4) GRIZZLY PEAK PRIMITIVE BACKCOUNTRY  
22 SPECIAL MANAGEMENT AREA.—The approximately  
23 2,100 acres of Bureau of Land Management land,  
24 as generally depicted on the map entitled ‘O&C  
25 Land Grant Act of 2014: Grizzly Peak Primitive

1 Backcountry Area’ and dated November 3, 2014,  
2 which is designated as the ‘Grizzly Peak Primitive  
3 Backcountry Special Management Area’.

4 “(5) DAKUBETEDE PRIMITIVE BACKCOUNTRY  
5 SPECIAL MANAGEMENT AREA.—The approximately  
6 21,200 acres of Bureau of Land Management land,  
7 as generally depicted on the map entitled ‘O&C  
8 Land Grant Act of 2014: Dakubetede Primitive  
9 Backcountry Area’ and dated November 3, 2014,  
10 which is designated as the ‘Dakubetede Primitive  
11 Backcountry Special Management Area’.

12 “(6) WELLINGTON WILDLANDS PRIMITIVE  
13 BACKCOUNTRY SPECIAL MANAGEMENT AREA.—The  
14 approximately 5,700 acres of Bureau of Land Man-  
15 agement land, as generally depicted on the map enti-  
16 tled ‘O&C Land Grant Act of 2014: Wellington  
17 Wildlands Primitive Backcountry Area’ and dated  
18 November 3, 2014, which is designated as the ‘Wel-  
19 lington Wildlands Primitive Backcountry Special  
20 Management Area’.

21 “(7) MUNGERS BUTTE PRIMITIVE  
22 BACKCOUNTRY SPECIAL MANAGEMENT AREA.—The  
23 approximately 10,200 acres of Bureau of Land Man-  
24 agement land, as generally depicted on the map enti-  
25 tled ‘O&C Land Grant Act of 2014: Mungers Butte



1 Primitive Backcountry Area’ and dated November 3,  
2 2014, which is designated as the ‘Mungers Butte  
3 Primitive Backcountry Special Management Area’.

4 “(8) BRUMMIT FIR PRIMITIVE BACKCOUNTRY  
5 SPECIAL MANAGEMENT AREA.—The approximately  
6 2,000 acres of Bureau of Land Management land,  
7 as generally depicted on the map entitled ‘O&C  
8 Land Grant Act of 2014: Brummit Fir Primitive  
9 Backcountry Area’ and dated November 3, 2014,  
10 which is designated as the ‘Brummit Fir Primitive  
11 Backcountry Special Management Area’.

12 “(9) CRABTREE VALLEY PRIMITIVE  
13 BACKCOUNTRY SPECIAL MANAGEMENT AREA.—The  
14 approximately 2,100 acres of Bureau of Land Man-  
15 agement land, as generally depicted on the map enti-  
16 tled ‘O&C Land Grant Act of 2014: Crabtree Valley  
17 Primitive Backcountry Area’ and dated November 3,  
18 2014, which is designated as the ‘Crabtree Valley  
19 Primitive Backcountry Special Management Area’.

20 “(10) APPLGATE PRIMITIVE BACKCOUNTRY  
21 SPECIAL MANAGEMENT AREA.—The approximately  
22 9,000 acres of Bureau of Land Management land,  
23 as generally depicted on the map entitled ‘O&C  
24 Land Grant Act of 2014: Crabtree Valley Primitive  
25 Backcountry Area’ and dated November 1, 2014,

1 which is designated as the ‘Crabtree Valley Primitive  
2 Backcountry Special Management Area’.

3 “(11) PROTECTED ENVIRONMENTAL ZONE SPE-  
4 CIAL MANAGEMENT AREA.—The approximately  
5 95,767 acres of land administered by the Secretary,  
6 as generally depicted on the map entitled ‘O&C  
7 Land Grant Act of 2014: Special Environmental  
8 Zones’ and dated November 3, 2014, which is des-  
9 ignated as the ‘Special Environmental Zone Special  
10 Management Area’.

11 “(f) CASCADE-SISKIYOU NATIONAL MONUMENT EX-  
12 PANSION.—Subject to valid existing rights, the Secretary  
13 shall administer the approximately 2,050 acres of land ad-  
14 ministered by the Director of the Bureau of Land Man-  
15 agement generally depicted on the map entitled ‘O&C  
16 Land Grant Act of 2014: Cascade-Siskiyou National  
17 Monument Expansion’ and dated November 3, 2014, as  
18 part of the Cascade-Siskiyou National Monument and sub-  
19 ject to the same proclamation, regulations, rules and poli-  
20 cies that apply to the rest of the national monument.

21 “(g) PACIFIC CREST TRAIL PROTECTION COR-  
22 RIDOR.—

23 “(1) ESTABLISHMENT.—There is designated in  
24 the State of Oregon a protective corridor for the Pa-  
25 cific Crest National Scenic Trail, to be known as the

1       ‘ Pacific Crest Trail Protection Corridor’, consisting  
2       of all Bureau of Land Management land located  
3       within approximately  $\frac{1}{4}$  mile on either side of the  
4       Pacific Crest National Scenic Trail, beginning at the  
5       west boundary of Section 23, T.40.S, R.7.W, W.M.  
6       at the border of the Klamath National Forest in the  
7       Siskiyou Mountains, continuing approximately 45  
8       miles and ending at the eastern boundary Section  
9       13, T.38.S, R.4.E, W.M near the southern boundary  
10      of the Rogue River National Forest in the Cascade  
11      Range, to be managed by the Secretary in accord-  
12      ance with subsection (h).

13           “(2) PURPOSES.—The purposes of the Pacific  
14      Crest Trail Protection Corridor are to protect and  
15      enhance the recreational, scenic, historic, and wild-  
16      life values of the Pacific Crest National Scenic Trail  
17      in as natural and undeveloped a state as practicable.

18           “(3) FOREST ROADS.—Forest roads crossing  
19      the Pacific Crest Trail Protection Corridor or within  
20      the Pacific Crest Trail Protection Corridor shall be  
21      limited to those necessary for the proper use and ad-  
22      ministration of adjacent public land, as determined  
23      by the Secretary in applicable management plans.

24           “(h) ADMINISTRATION.—

25           “(1) MAPS AND LEGAL DESCRIPTIONS.—

1           “(A) IN GENERAL.—As soon as practicable  
2 after the date of enactment of the Oregon and  
3 California Land Grant Act of 2014, the Sec-  
4 retary shall a prepare a map and legal descrip-  
5 tion of each Conservation Emphasis Area.

6           “(B) EFFECT.—The maps and legal de-  
7 scriptions prepared under subparagraph (A)  
8 shall have the same force and effect as if in-  
9 cluded in this Act, except that the Secretary  
10 may correct any minor errors in the maps and  
11 legal descriptions.

12           “(C) PUBLIC AVAILABILITY.—The maps  
13 and legal descriptions prepared under subpara-  
14 graph (A) shall be available for public inspec-  
15 tion in the appropriate offices of the Bureau of  
16 Land Management.

17           “(2) ADMINISTRATION.—

18           “(A) APPLICABLE LAW.—The Secretary  
19 shall administer each Conservation Emphasis  
20 Area—

21                   “(i) in a manner that furthers the  
22 purposes for which the Conservation Em-  
23 phasis Area was established; and

24                   “(ii) in accordance with—

25                           “(I) this subsection;

1                   “(II) the Federal Land Policy  
2                   and Management Act of 1976 (43  
3                   U.S.C. 1701 et seq.); and

4                   “(III) any other applicable Fed-  
5                   eral laws.

6                   “(B) USES.—The Secretary shall only  
7                   allow uses of a Conservation Emphasis Area  
8                   that are consistent with the purposes and val-  
9                   ues for which the Conservation Emphasis Area  
10                  is established.

11                  “(C) WITHDRAWAL.—Subject to valid ex-  
12                  isting rights, all Federal surface and subsurface  
13                  land within a Conservation Emphasis Area is  
14                  withdrawn from—

15                         “(i) all forms of entry, appropriation,  
16                         or disposal under the public land laws;

17                         “(ii) location, entry, and patent under  
18                         the mining laws; and

19                         “(iii) operation under the mineral  
20                         leasing and geothermal leasing laws.

21                  “(3) ADJACENT MANAGEMENT.—Nothing in  
22                  this section creates any protective perimeter or buff-  
23                  er zone around an area designated under this sec-  
24                  tion.

1           “(4) USE OF MOTORIZED VEHICLES.—The use  
2 of motorized vehicles within the Conservation Em-  
3 phasis Areas shall be limited to roads allowed by the  
4 Secretary for such use, provided that the Secretary  
5 may allow off-road vehicle use in designated portions  
6 of the areas designated by this section if such use  
7 is consistent with the purposes and values for which  
8 the area was designated.

9           “(5) FOREST MANAGEMENT.—

10           “(A) IN GENERAL.—Subject to subpara-  
11 graph (B), in the Conservation Emphasis Area  
12 (other than a special management area des-  
13 igned by subsection (e)), the cutting, sale, or  
14 removal of timber may be permitted—

15           “(i) to the extent necessary to im-  
16 prove forest health in ways that also—

17           “(I) improve the habitats of  
18 threatened or endangered species or  
19 species considered sensitive by the  
20 Secretary over the long term after  
21 completion of the vegetation manage-  
22 ment project; or

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

1                   “(aa) through variable den-  
2                   sity and clump based thinning;

3                   “(bb) in a manner that re-  
4                   tains legacy trees; and

5                   “(III) in the case of dry forests,  
6                   through partial cutting in a manner  
7                   that retains legacy trees;

8                   “(ii) is also in furtherance of the pur-  
9                   poses for which the Conservation Emphasis  
10                  Area was established; or

11                  “(iii) for de minimis personal or ad-  
12                  ministrative use within a Conservation  
13                  Emphasis Area established in subsection  
14                  (a), if the use would not impact the pur-  
15                  poses for which the Conservation Network  
16                  was established.

17                  “(B) EXCEPTIONS.—Notwithstanding sub-  
18                  paragraph (A), forest thinning and vegetation  
19                  treatments may be permitted in a special man-  
20                  agement area designated by subsection (e), if  
21                  the purpose of the treatments is—

22                  “(i) to improve forest health in a case  
23                  in which the forest is threatened by  
24                  uncharacteristic fire, an insect event, or  
25                  disease;

1                   “(ii) to improve or maintain rec-  
2                   reational facilities and opportunities; or

3                   “(iii) to protect public health or safe-  
4                   ty.

5                   “(C) CALCULATION.—The Secretary shall  
6                   calculate the quantity of timber that the Sec-  
7                   retary would produce from the Conservation  
8                   Emphasis Areas as a by-product of the con-  
9                   servation management, not including riparian  
10                  reserves established under section 4 and Late  
11                  Successional Old-Growth Heritage Reserves.

12                  “(i) ROADS.—

13                   “(1) IN GENERAL.—The Secretary, to the max-  
14                   imum extent practicable, shall decrease the total  
15                   mileage of system roads that are operational in the  
16                   Conservation Emphasis Areas to a quantity less  
17                   than the quantity of mileage in existence on the date  
18                   of enactment of the Oregon and California Land  
19                   Grant Act of 2014. The Secretary shall prioritize de-  
20                   creasing the mileage of the road network in order to  
21                   reduce impacts to water quality from sediment deliv-  
22                   ered to streams by forest roads.

23                   “(2) TEMPORARY ROADS.—If the Secretary  
24                   constructs a temporary road as part of a vegetation  
25                   management project, the Secretary shall close and



1 decommission the temporary road not later than the  
2 earlier of—

3 “(A) the date that is 2 years after the date  
4 on which the activity for which the temporary  
5 road was constructed is completed; and

6 “(B) the date that is 1 year after the date  
7 on which the vegetation management project is  
8 completed.

9 “(3) NO NEW ROADS.—The Secretary shall pro-  
10 hibit any new system or nonsystem road within the  
11 Conservation Emphasis Areas and key watersheds  
12 under the NWFP after the date of enactment of the  
13 Oregon and California Land Grant Act of 2014 ex-  
14 cept as necessary, where no practicable alternative  
15 exists and subject to the availability of appropria-  
16 tions. The Secretary shall also prohibit the construc-  
17 tion of any new road in any roadless area or areas  
18 with wilderness characteristics.

19 “(4) ROADS IN RIPARIAN AREAS.—Require-  
20 ments in section 4(b) apply to riparian reserves in  
21 the Conservation Emphasis Areas.

22 **“SEC. 11. LAND MANAGEMENT RATIONALIZATION.**

23 “(a) IN GENERAL.—The Secretary may exchange  
24 Federal land in the Moist Forestry Emphasis Area or the  
25 Dry Forestry Emphasis Area or the Conservation Empha-

1 sis Area or interests in the Federal land in the Emphasis  
2 Areas for adjacent non-Federal land or interests in the  
3 non-Federal land if—

4 “(1) the Federal land does not contain critical  
5 habitat for a species listed under the Endangered  
6 Species Act of 1973 (16 U.S.C. 1531 et seq.);

7 “(2) the Federal land is not identified in the  
8 landscape prioritization plan developed under section  
9 6(a);

10 “(3) the Secretary determines that the land ex-  
11 change would facilitate the administration of the  
12 Moist Forestry Emphasis Area or Dry Forestry Em-  
13 phasis Area or the Conservation Emphasis Area;  
14 and

15 “(4) the Secretary determines that the land ex-  
16 change is in the public interest, including, but not  
17 limited to, the acknowledgment that the consolida-  
18 tion of Federal land and non-Federal land and the  
19 enhancement of conservation values are in the in  
20 public interest.

21 “(b) BUREAU OF LAND MANAGEMENT LANDS TO  
22 THE FOREST SERVICE.—

23 “(1) IN GENERAL.—The approximately 25,000  
24 acres of lands, as generally depicted as ‘BLM to  
25 USFS’ on the map entitled ‘O & C Land Grant Act

1 of 2014: Land Management Rationalization’ and  
2 dated November 3, 2014, are transferred to the ad-  
3 ministration of the Forest Service in the Depart-  
4 ment of Agriculture from the administration of the  
5 Department of the Interior Bureau of Land Man-  
6 agement.

7 “(2) MANAGEMENT.—The Secretary of Agri-  
8 culture, through the Chief of the Forest Service,  
9 shall manage the lands described in paragraph (1):

10 “(A) as other National Forest Systems  
11 lands and subject to the same statutes, regula-  
12 tions and policies;

13 “(B) as they have been generally managed  
14 under the Northwest Forest Plan and the ap-  
15 propriate Bureau of Land Management re-  
16 source management plan at least until revised  
17 in a land and resource management plan revi-  
18 sion; and

19 “(C) under any specific statutes that may  
20 apply to any of these lands.

21 “(3) NATIONAL FOREST BOUNDARIES.—The  
22 Secretary of Agriculture, through the Chief of the  
23 Forest Service, shall adjust the official boundaries of  
24 the relevant national forests to accommodate the in-  
25 clusion of the lands described in paragraph (1).

1           “(c) FOREST SERVICE LANDS TO THE BUREAU OF  
2 LAND MANAGEMENT.—

3           “(1) LAND FOR MANAGEMENT RATIONALIZA-  
4 TION BETWEEN BUREAU OF LAND MANAGEMENT  
5 AND FOREST SERVICE.—Not later than 30 days  
6 after the date of enactment of the Oregon and Cali-  
7 fornia Land Grant Act of 2014, the Secretary of Ag-  
8 riculture shall identify for transfer to the Secretary  
9 of the Interior approximately 102,000 acres of U.S.  
10 Forest Service land, some of which is identified on  
11 the map entitled ‘O&C Land Grant Act of 2014:  
12 Land Management Rationalization’ and dated No-  
13 vember 3, 2014, with the following criteria—

14           “(A) adjacent to existing Bureau of Land  
15 Management covered land under this Act;

16           “(B) facilitates management by reducing  
17 fragmentation and creating more contiguous  
18 parcels of lands for both the U.S. Forest Serv-  
19 ice and Bureau of Land Management lands;  
20 and

21           “(C) appropriate for designation into Moist  
22 or Dry Forestry Emphasis Areas as identified  
23 in this Act; and

24           “(D) not within—

25           “(i) inventoried roadless areas;

1                   “(ii) wilderness or other designated  
2                   conservation areas; or

3                   “(iii) high-quality critical habitat.

4                   “(2) MANAGEMENT.—The Secretary shall man-  
5                   age the lands described in subparagraph (1) under  
6                   this Act, including section 4(a)(1) without modifica-  
7                   tion under section 4(a)(2).

8                   “(3) LAND MANAGEMENT RATIONALIZATION  
9                   WITHIN THE BUREAU OF LAND MANAGEMENT.—Not  
10                  later than 30 days after completion of actions re-  
11                  quired under paragraph (1), the Secretary of Agri-  
12                  culture and the Secretary of the Interior shall iden-  
13                  tify for transfer to the Secretary of the Interior not  
14                  less than 206,000 acres of Forest Service land eco-  
15                  logically associated with the acres identified in para-  
16                  graph (1) and other covered lands, suitable for con-  
17                  servation protection.

18                  “(4) LAND ALLOCATION.—

19                  “(A) FOREST EMPHASIS AREAS.—The Sec-  
20                  retary shall allocate, as most appropriately con-  
21                  sistent with this Act, the lands described in  
22                  paragraph (3) into—

23                  “(i) moist forestry emphasis area sub-  
24                  ject to the provisions of section 8; or

1                   “(ii) dry forestry emphasis area sub-  
2                   ject to the provisions of section 9.

3                   “(B) CONSERVATION EMPHASIS AREAS.—  
4                   The Secretary shall designate the lands de-  
5                   scribed in paragraph (3) as Conservation Em-  
6                   phasis Areas to be managed under section 10  
7                   and section 4(a)(1) without modification under  
8                   section 4(a)(2) of this Act.

9                   “(5) REPORT TO CONGRESS.—

10                   “(A) IN GENERAL.—Within one year of the  
11                   date of enactment of the Oregon and California  
12                   Land Grant Act of 2014, the Secretary shall  
13                   submit to the Committee on Energy and Nat-  
14                   ural Resources of the Senate and the Com-  
15                   mittee on Natural Resources of the House of  
16                   Representatives a report detailing how, after  
17                   consideration of public comment in subpara-  
18                   graph (B), the lands described in paragraph (1)  
19                   were allocated pursuant to paragraph (3).

20                   “(B) PUBLIC COMMENT.—Before submit-  
21                   ting the report as required in subparagraph  
22                   (A), the Secretary shall make a draft available  
23                   for public comment for no less than 60 days.

24                   “(d) ARMY CORPS OF ENGINEERS LANDS TO THE  
25                   BUREAU OF LAND MANAGEMENT.—

1           “(1) IN GENERAL.—The approximately 3,502  
2 acres of lands, as generally depicted as ‘USACE to  
3 BLM’ on the map entitled ‘O & C Land Grant Act  
4 of 2014: Land Management Rationalization’ and  
5 dated November 3, 2014, are transferred to the ad-  
6 ministration of the Bureau of Land Management in  
7 the Department of the Interior from the administra-  
8 tion of the United States Army Corps of Engineers.

9           “(2) MANAGEMENT.—

10           “(A) BUREAU OF LAND MANAGEMENT.—

11           The Secretary shall—

12           “(i) allocate as appropriate the trans-  
13 ferred lands that are not within the Elk  
14 Creek Wild and Scenic River management  
15 corridor, to the Dry Areas Conservation  
16 Network or the Moist Areas Conservation  
17 Network established in Sec. 10(a); and

18           “(ii) manage the transferred lands  
19 consistent with this Act.

20           “(B) US ARMY CORPS OF ENGINEERS.—

21           The Secretary of the Army, through the Corps  
22 of Engineers, will continue to have the obliga-  
23 tion to maintain the safe condition of the Elk  
24 Creek Dam structure, rock piles and associated

1 components, in an area of approximately 147.1  
2 acres of the transferred lands.

3 “(e) LEGACY ROADS AND TRAILS PROGRAM.—

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

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

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

17 “(C) the decommissioning of unauthorized  
18 roads that are not part of the transportation  
19 system.

20 “(2) PROJECT SELECTION.—

21 “(A) IN GENERAL.—The Secretary shall—

22 “(i) consider public input in the selec-  
23 tion of projects; and





1 **“SEC. 12. DISTRIBUTION OF FUNDS.**

2 “(a) IN GENERAL.—Effective for fiscal year 2014  
3 and each fiscal year thereafter, all receipts generated from  
4 activities on covered land shall be collected, deposited in  
5 a separate fund in the Treasury designated the ‘Oregon  
6 and California Railroad Grant Lands Fund’, and distrib-  
7 uted annually in accordance with this section and title II  
8 of the Oregon and California Land Grant Act (43 U.S.C.  
9 1181f) and sections 1 through 4 of the Act of May 24,  
10 1939 (43 U.S.C. 1181f-1 through 1181f-4), as applicable.

11 “(b) GENERAL FUND.—Subject to subsection (d)(4),  
12 as soon as practicable after the end of each fiscal year  
13 described in subsection (a), \$4,000,000 of all amounts re-  
14 ceived by the Secretary for the applicable fiscal year from  
15 the covered land shall be transferred to the general fund  
16 of the Treasury.

17 “(c) ADMINISTRATIVE COSTS.—

18 “(1) IN GENERAL.—Subject to paragraph (2)  
19 and subsection (d)(4), all amounts received for the  
20 applicable fiscal year by the Secretary from the cov-  
21 ered land shall be used to pay for the management  
22 of, administrative expenses for, and capital improve-  
23 ment costs for the covered land, including the pro-  
24 tection or restoration of fish and wildlife habitat on  
25 the covered land.

1           “(2) LIMITATIONS.—The amount of revenue  
2 that is used to pay for expenses and costs for a fis-  
3 cal year under paragraph (1) shall not exceed—

4                   “(A) 25 percent of all amounts received for  
5 the applicable fiscal year by the Secretary from  
6 the covered land during the fiscal year; or

7                   “(B) \$20,000,000 in 2014 dollars indexed  
8 for inflation.

9           “(d) PAYMENTS TO COUNTIES.—

10           “(1) IN GENERAL.—All amounts received for  
11 the applicable fiscal year by the Secretary from the  
12 covered land during a fiscal year that is in excess of  
13 the amount necessary to carry out subsections (b)  
14 and (c) shall be provided to the counties that con-  
15 tain covered land (referred to in this subsection as  
16 a ‘covered county’) in the form of annual payments.

17           “(2) TIMING.—Payments shall be made avail-  
18 able to covered counties under this subsection as  
19 soon as practicable following the end of each fiscal  
20 year.

21           “(3) OTHER COUNTY FUNDS.—Payments made  
22 to covered counties under this subsection shall be  
23 used as other county funds.

24           “(4) MINIMUM AMOUNT.—

1           “(A) IN GENERAL.—Subject to clauses (ii)  
2           and (iii), the annual payment paid to a covered  
3           county under this subsection, to the extent  
4           practicable, shall not be less than the payment  
5           that the covered county would have received  
6           solely under this Act (as in effect on the day  
7           before the date of enactment of the Oregon and  
8           California Land Grant Act of 2014) for fiscal  
9           year 2013 if the covered county had elected to  
10          receive payment under this Act and not under  
11          any other law.

12          “(B) USE OF GENERAL FUND SHARE.—If  
13          the portion of revenues to be provided to a cov-  
14          ered county for a fiscal year is less than the  
15          amount described in clause (i), the payment  
16          made to the Treasury for the fiscal year under  
17          subsection (b) shall be reduced by an amount  
18          necessary to provide the minimum payments re-  
19          quired under clause (i) for the covered county.”.

20          (b) CONFORMING AMENDMENTS.—

21                 (1) NATIONAL LANDSCAPE CONSERVATION SYS-  
22          TEM ADDITIONS.—Section 2002(b)(2) of the Omni-  
23          bus Public Land Management Act of 2009 (16  
24          U.S.C. 7202(b)(2)) is amended—

1 (A) in subparagraph (D), by striking  
2 “and” after the semicolon;

3 (B) by redesignating subparagraph (E) as  
4 subparagraph (F); and

5 (C) by inserting after subparagraph (D)  
6 the following:

7 “(E) public land designated as Oregon and  
8 California Land grant land in the State of Or-  
9 egon, administered by the Bureau of Land  
10 Management as conservation emphasis areas;  
11 and”.

12 (2) SETTLEMENT OF CONTROVERTED LAND  
13 STATUS.—The first section of the Act of June 24,  
14 1954 (68 Stat. 270, chapter 357; 43 U.S.C. 1181g)  
15 is amended in subsection (a)—

16 (A) by striking “are hereby declared to be  
17 revested Oregon and California Railroad grant  
18 lands; and said lands”; and

19 (B) by striking “ : *Provided, That*” and all  
20 that follows through the end of the subsection  
21 and inserting a period.

22 **SEC. 102. DESIGNATION OF WILD AND SCENIC RIVERS.**

23 (a) DESIGNATION OF WILD AND SCENIC RIVER SEG-  
24 MENTS.—

1           (1) IN GENERAL.—Section 3(a) of the Wild and  
2 Scenic Rivers Act (16 U.S.C. 1274(a)) is amended  
3 by 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 ad-  
8 ministered by the Secretary of the Interior as a rec-  
9 reational river.

10           “(209) WALKER CREEK, OREGON.—The ap-  
11 proximately 2-mile segment from the headwaters in  
12 T. 3 S., R. 6 W., sec. 20 downstream to the con-  
13 fluence with the Nestucca River in T. 3 S., R. 6 W.,  
14 sec. 15, Willamette Meridian, to be administered by  
15 the Secretary of the Interior as a recreational river.

16           “(210) NORTH FORK SILVER CREEK, OR-  
17 EGON.—The approximately 6-mile segment from the  
18 headwaters in T. 35 S., R. 9 W., sec. 1 downstream  
19 to the edge of the Bureau of Land Management  
20 boundary in T. 35 S., R. 9 W., sec. 17, Willamette  
21 Meridian, to be administered by the Secretary of the  
22 Interior as a 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 bound-

1       ary of the southwest quarter of the southeast quar-  
2       ter of T. 38 S., R. 4 E., sec. 34, Willamette Merid-  
3       ian, downstream to the Oregon State border, to be  
4       administered by the Secretary of the Interior as a  
5       scenic river.

6               “(212) SPRING CREEK, OREGON.—The approxi-  
7       mately 1.1-mile segment from its source at Shoat  
8       Springs in T. 40 S., R. 4 E., sec. 34, Willamette  
9       Meridian, downstream to the confluence with Jenny  
10      Creek in T. 41 S., R. 4 E., sec. 3, Willamette Merid-  
11      ian, to be administered by the Secretary of the Inte-  
12      rior as a scenic river.

13              “(213) LOBSTER CREEK, OREGON.—The ap-  
14      proximately 5-mile segment from T. 15 S., R. 8 W.,  
15      sec. 35, Willamette Meridian, downstream to the  
16      edge of the Bureau of Land Management boundary  
17      in T. 15 S., R. 8 W., sec. 15, Willamette Meridian,  
18      to be administered by the Secretary of the Interior  
19      as a recreational river.

20              “(214) ELK CREEK, OREGON.—The approxi-  
21      mately 7.3-mile segment from its confluence with  
22      Flat Creek near river mile 9, to the southern edge  
23      of the Army Corps of Engineers boundary in T. 33  
24      S., R. 1 E., sec. 30, Willamette Meridian, near river

1 mile 1.7, to be administered by the Secretary of the  
2 Interior as a scenic river.”.

3 (2) ADMINISTRATION.—

4 (A) LATERAL BOUNDARIES.—Notwith-  
5 standing section 3(b), the lateral boundaries of  
6 the scenic river area along Elk Creek shall in-  
7 clude an average of not more than 640 acres  
8 per mile measured from the ordinary high water  
9 mark on both sides of the river.

10 (B) DEAUTHORIZATION.—The Elk Creek  
11 Project, authorized by the Flood Control Act of  
12 1962 (Public Law 87–874, 21 September 1962)  
13 is deauthorized.

14 (b) ELK RIVER SALMON EMPHASIS AREA, ELK  
15 RIVER, OREGON.—Section 3(a) of the Wild and Scenic  
16 Rivers Act (16 U.S.C. 1274(a)) is amended by striking  
17 paragraph (76) and inserting the following:

18 “(76) ELK, OREGON.—The 63.1-mile segment  
19 to be administered by the Secretary of Agriculture  
20 in the following classes:

21 “(A) MAINSTEM.—The 17-mile segment  
22 from the confluence of the North and South  
23 Forks of the Elk to Anvil Creek as a rec-  
24 reational river.

25 “(B) NORTH FORK.—



1                   “(i) The approximately 0.6 mile seg-  
2                   ment of the North Fork Elk from its  
3                   source in sec.21, T. 33 S., R. 12 W., Wil-  
4                   lamette Meridian, downstream to 0.01  
5                   miles below Forest Service Road 3353, as  
6                   a scenic river.

7                   “(ii) The approximately 5.5-mile seg-  
8                   ment of the North Fork Elk from 0.01  
9                   miles below Forest Service Road 3353 to  
10                  its confluence with the South Fork Elk, as  
11                  a wild river.

12                  “(C) SOUTH FORK.—

13                  “(i) The approximately 0.9-mile seg-  
14                  ment of the South Fork Elk from its  
15                  source in the southeast quarter of sec. 32,  
16                  T. 33 S., R. 12 W., Willamette Meridian,  
17                  downstream to 0.01 miles below Forest  
18                  Service Road 3353, as a scenic river.

19                  “(ii) The approximately 4.2-mile seg-  
20                  ment of the South Fork Elk from 0.01  
21                  miles below Forest Service Road 3353 to  
22                  its confluence with the North Fork Elk, as  
23                  a wild river.

24                  “(D) OTHER TRIBUTARIES.—



1                   “(v) PANTHER CREEK.—The approxi-  
2                   mately 5.0-mile segment of Panther Creek  
3                   from—

4                   “(I) its headwaters, including  
5                   Mountain Well, to 0.01 miles above  
6                   Forest Service Road 5325, as a wild  
7                   river; and

8                   “(II) 0.01 miles above Forest  
9                   Service Road 5325 to its confluence  
10                  with Elk River, as a scenic river.

11                  “(vi) EAST FORK PANTHER CREEK.—  
12                  The approximately 3.0-mile segment of  
13                  East Fork Panther Creek from its head-  
14                  waters, to the confluence with Panther  
15                  Creek, as a wild river.

16                  “(vii) WEST FORK PANTHER  
17                  CREEK.—The approximately 3.0-mile seg-  
18                  ment of West Fork Panther Creek from its  
19                  headwaters to the confluence with Panther  
20                  Creek as a wild river.

21                  “(viii) LOST CREEK.—The approxi-  
22                  mately 1.0-mile segment of Lost Creek  
23                  from—

1                   “(I) its headwaters to 0.01 miles  
2                   above Forest Service Road 5325, as a  
3                   wild river; and

4                   “(II) 0.01 miles above Forest  
5                   Service Road 5325 to its confluence  
6                   with the Elk River, as a scenic river.

7                   “(ix) MILBURY CREEK.—The approxi-  
8                   mately 1.5-mile segment of Milbury Creek  
9                   from—

10                   “(I) its headwaters to 0.01 miles  
11                   above Forest Service Road 5325, as a  
12                   wild river; and

13                   “(II) 0.01 miles above Forest  
14                   Service Road 5325 to its confluence  
15                   with the Elk River, as a scenic river.

16                   “(x) BLACKBERRY CREEK.—The ap-  
17                   proximately 5.0-mile segment of Black-  
18                   berry Creek 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                   “(xi) MCCURDY CREEK.—The ap-  
2                   proximately 1.0-mile segment of McCurdy  
3                   Creek 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                  and

11                  “(xii) BEAR CREEK.—The approxi-  
12                  mately 1.5-mile segment of Bear Creek  
13                  from headwaters to the confluence with  
14                  Bald Mountain Creek, as a recreational  
15                  river.

16                  “(c) WITHDRAWAL.—Subject to valid existing rights,  
17                  the Federal land within the boundaries of the river seg-  
18                  ments designated by paragraphs (208) through (215) of  
19                  section 3(a) of the Wild and Scenic Rivers Act (16 U.S.C.  
20                  1274(a)) is withdrawn from all forms of—

21                  “(1) entry, appropriation, or disposal under the  
22                  public land laws;

23                  “(2) location, entry, and patent under the min-  
24                  ing laws; and

1           “(3) disposition under all laws relating to min-  
2           eral and geothermal leasing or mineral materials.”.

3           **TITLE II—TRIBAL LAND**  
4           **Subtitle A—Oregon Coastal Land**  
5           **Conveyance**

6           **SEC. 201. DEFINITIONS.**

7           In this subtitle:

8           (1) FEDERAL LAND.—The term “Federal land”  
9           means the approximately 14,804 acres of Federal  
10          land, as generally depicted on the map entitled “Or-  
11          regon Coastal Land Conveyance”, and dated March  
12          27, 2013.

13          (2) PLANNING AREA.—The term “planning  
14          area” means land—

15                  (A) administered by the Director of the  
16                  Bureau of Land Management; and

17                  (B) located in—

18                          (i) the Coos Bay District;

19                          (ii) the Eugene District;

20                          (iii) the Medford District;

21                          (iv) the Roseburg District;

22                          (v) the Salem District; or

23                          (vi) the Klamath Falls Resource Area  
24                          of the Lakeview District.

1           (3) SECRETARY.—The term “Secretary” means  
2           the Secretary of the Interior.

3           (4) TRIBE.—The term “Tribe” means the Con-  
4           federated Tribes of Coos, Lower Umpqua, and  
5           Siuslaw Indians.

6 **SEC. 202. CONVEYANCE.**

7           (a) IN GENERAL.—Subject to valid existing rights,  
8           including rights-of-way and reciprocal rights-of-way, all  
9           right, title, and interest of the United States in and to  
10          the Federal land, including any improvements located on  
11          the Federal land, appurtenances to the Federal land, and  
12          minerals on or in the Federal land, including oil and gas,  
13          shall be—

14                 (1) held in trust by the United States for the  
15                 benefit of the Tribe; and

16                 (2) part of the reservation of the Tribe.

17          (b) SURVEY.—Not later than 180 days after the date  
18          of enactment of this Act, if the Secretary determines a  
19          survey to be necessary, the Secretary shall complete a sur-  
20          vey of the boundary lines to establish the boundaries of  
21          the land taken into trust under subsection (a).

22 **SEC. 203. MAP AND LEGAL DESCRIPTION.**

23          (a) IN GENERAL.—As soon as practicable after the  
24          date of enactment of this Act, the Secretary shall file a  
25          map and legal description of the Federal land with—

1           (1) the Committee on Energy and Natural Re-  
2           sources of the Senate; and

3           (2) the Committee on Natural Resources of the  
4           House of Representatives.

5           (b) **FORCE AND EFFECT.**—The map and legal de-  
6           scription filed under subsection (a) shall have the same  
7           force and effect as if included in this subtitle, except that  
8           the Secretary may correct any clerical or typographical er-  
9           rors in the map or legal description.

10          (c) **PUBLIC AVAILABILITY.**—The map and legal de-  
11          scription filed under subsection (a) shall be on file and  
12          available for public inspection in the Office of the Sec-  
13          retary.

14          **SEC. 204. ADMINISTRATION.**

15          (a) **IN GENERAL.**—Unless expressly provided in this  
16          subtitle, nothing in this subtitle affects any right or claim  
17          of the Tribe existing on the date of enactment of this Act  
18          to any land or interest in land.

19          (b) **PROHIBITIONS.**—

20                (1) **EXPORTS OF UNPROCESSED LOGS.**—Fed-  
21                eral law (including regulations) relating to the ex-  
22                port of unprocessed logs harvested from Federal  
23                land shall apply to any unprocessed logs that are  
24                harvested from the Federal land.



1           (2) NON-PERMISSIBLE USE OF LAND.—Any real  
2           property taken into trust under section 202(a) shall  
3           not be eligible, or used, for any gaming activity car-  
4           ried out under Public Law 100–497 (25 U.S.C.  
5           2701 et seq.).

6 **SEC. 205. FOREST MANAGEMENT.**

7           (a) APPLICABLE LAW.—Any commercial forestry ac-  
8           tivity that is carried out on the Federal land shall be man-  
9           aged in accordance with all applicable Federal laws, in-  
10          cluding the National Indian Forest Resources Manage-  
11          ment Act (25 U.S.C. 3101 et seq.).

12          (b) AGREEMENTS.—The Tribe shall consult with the  
13          Secretary and other parties as necessary to develop agree-  
14          ments to provide for access to the land taken into trust  
15          under section 202(a) that provide for—

16               (1) honoring existing reciprocal right-of-way  
17               agreements;

18               (2) administrative access by the Bureau of  
19               Land Management; and

20               (3) management of the parcels of the land  
21               taken into trust under section 202(a) that are ac-  
22               quired or developed under the Land and Water Con-  
23               servation Fund Act of 1965 (16 U.S.C. 4601–4 et  
24               seq.), consistent with section 8(f)(3) of that Act (16  
25               U.S.C. 4601– 8(f)(3)).

1 (c) LAND USE PLANNING REQUIREMENTS.—On con-  
2 veyance of the Federal land to the Tribe under section  
3 202, the Federal land shall not be subject to the land use  
4 planning requirements of the Federal Land Policy and  
5 Management Act of 1976 (43 U.S.C. 1701 et seq.) or the  
6 Act of August 28, 1937 (50 Stat. 874, chapter 876; 43  
7 U.S.C. 1181a et seq.).

8 **Subtitle B—Canyon Mountain Land**  
9 **Conveyance**

10 **SEC. 211. DEFINITIONS.**

11 In this subtitle:

12 (1) FEDERAL LAND.—The term “Federal land”  
13 means the approximately 17,826 acres of Federal  
14 land, as generally depicted on the map entitled  
15 “Canyon Mountain Land Conveyance”, and dated  
16 June 27, 2013.

17 (2) PLANNING AREA.—The term “planning  
18 area” means land—

19 (A) administered by the Director of the  
20 Bureau of Land Management; and

21 (B) located in—

22 (i) the Coos Bay District;

23 (ii) the Eugene District;

24 (iii) the Medford District;

25 (iv) the Roseburg District;

1 (v) the Salem District; or

2 (vi) the Klamath Falls Resource Area  
3 of the Lakeview District.

4 (3) SECRETARY.—The term “Secretary” means  
5 the Secretary of the Interior.

6 (4) TRIBE.—The term “Tribe” means the Cow  
7 Creek Band of Umpqua Tribe of Indians.

8 **SEC. 212. CONVEYANCE.**

9 (a) IN GENERAL.—Subject to valid existing rights,  
10 including rights-of-way and reciprocal rights-of-way, all  
11 right, title, and interest of the United States in and to  
12 the Federal land, including any improvements located on  
13 the Federal land, appurtenances to the Federal land, and  
14 minerals on or in the Federal land, including oil and gas,  
15 shall be—

16 (1) held in trust by the United States for the  
17 benefit of the Tribe; and

18 (2) part of the reservation of the Tribe.

19 (b) SURVEY.—Not later than 180 days after the date  
20 of enactment of this Act, the Secretary shall complete a  
21 survey of the boundary lines to establish the boundaries  
22 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 (c) EFFECT ON TIMBER SALE CONTRACTS.—Noth-  
9 ing in this subtitle affects any timber sale contracts  
10 awarded as of the date of enactment of this Act.

11 **SEC. 215. FOREST MANAGEMENT.**

12 (a) APPLICABLE LAW.—Any commercial forestry ac-  
13 tivity that is carried out on the Federal land shall be man-  
14 aged in accordance with all applicable Federal laws, in-  
15 cluding the National Indian Forest Resources Manage-  
16 ment Act (25 U.S.C. 3101 et seq.).

17 (b) AGREEMENTS.—The Tribe shall consult with the  
18 Director of the Bureau of Land Management and other  
19 parties as necessary to develop agreements to provide for  
20 access to the land taken into trust under section 212(a)  
21 that provide for—

22 (1) honoring existing reciprocal right-of-way  
23 agreements; and

24 (2) administrative access by the Bureau of  
25 Land Management.

1 (c) LAND USE PLANNING REQUIREMENTS.—On con-  
2 veyance of the Federal land to the Tribe under section  
3 212, the Federal land shall not be subject to the land use  
4 planning requirements of the Federal Land Policy and  
5 Management Act of 1976 (43 U.S.C. 1701 et seq.) or the  
6 Act of August 28, 1937 (50 Stat. 874, chapter 876; 43  
7 U.S.C. 1181a et seq.).

8 **Subtitle C—Amendments to**  
9 **Coquille Restoration Act**

10 **SEC. 221. AMENDMENTS TO COQUILLE RESTORATION ACT.**

11 Section 5(d) of the Coquille Restoration Act (25  
12 U.S.C. 715e(d)) is amended—

13 (1) by striking paragraph (5) and inserting the  
14 following:

15 “(5) MANAGEMENT.—

16 “(A) IN GENERAL.—Subject to subpara-  
17 graph (B), the Secretary of the Interior, acting  
18 through the Assistant Secretary for Indian Af-  
19 fairs, shall—

20 “(i) manage the Coquille Forest in ac-  
21 cordance with the laws pertaining to the  
22 management of Indian trust land; and

23 “(ii) distribute revenues in accordance  
24 with the National Indian Forest Resources  
25 Management Act (25 U.S.C. 3101 et seq.).

1 “(B) ADMINISTRATION.—

2 “(i) UNPROCESSED LOGS.—Unproc-  
 3 essed logs harvested from the Coquille For-  
 4 est shall be subject to the same Federal  
 5 statutory restrictions on export to foreign  
 6 nations that apply to unprocessed logs har-  
 7 vested from Federal land.

8 “(ii) SALES OF TIMBER.—Notwith-  
 9 standing any other provision of law, all  
 10 sales of timber from land subject to this  
 11 subsection shall be advertised, offered, and  
 12 awarded according to competitive bidding  
 13 practices, with sales being awarded to the  
 14 highest responsible bidder.”.

15 (2) by striking paragraph (9); and

16 (3) by redesignating paragraphs (10) through  
 17 (12) as paragraphs (9) through (11), respectively.

## 18 **TITLE III—OREGON TREASURES**

### 19 **Subtitle A—Wild Rogue Wilderness**

#### 20 **Area**

##### 21 **SEC. 301. WILD ROGUE WILDERNESS AREA.**

22 (a) DEFINITIONS.—In this section:

23 (1) COMMISSION.—The term “Commission”  
 24 means the Federal Energy Regulatory Commission.

1           (2) MAP.—The term “Map” means the map en-  
2           titled “Wild Rogue Wilderness Additions” and dated  
3           June 12, 2013.

4           (3) SECRETARY.—The term “Secretary”  
5           means—

6                   (A) the Secretary of the Interior, with re-  
7                   spect to public land administered by the Sec-  
8                   retary of the Interior; or

9                   (B) the Secretary of Agriculture, with re-  
10                  spect to National Forest System land.

11           (4) WILDERNESS ADDITIONS.—The term “Wil-  
12           derness additions” means the land added to the Wild  
13           Rogue Wilderness under subsection (b)(1).

14           (b) EXPANSION OF WILD ROGUE WILDERNESS  
15           AREA.—

16                   (1) EXPANSION.—The approximately 56,100  
17                   acres of Federal land in the State of Oregon gen-  
18                   erally depicted on the map as “BLM Proposed Wil-  
19                   derness” and “Proposed USFS Wilderness” shall be  
20                   added to and administered as part of the Wild  
21                   Rogue Wilderness in accordance with Public Law  
22                   95–237 (16 U.S.C. 1132 note; 92 Stat. 43 ), except  
23                   that—

24                           (A) the Secretary of the Interior and the  
25                           Secretary of Agriculture shall administer the



1 Federal land under their respective jurisdiction;  
2 and

3 (B) any reference in that Act to the Sec-  
4 retary of Agriculture shall be considered to be  
5 a reference to the Secretary of Agriculture or  
6 the Secretary of the Interior, as applicable.

7 (2) MAP; LEGAL DESCRIPTION.—

8 (A) IN GENERAL.—As soon as practicable  
9 after the date of enactment of this Act, the Sec-  
10 retary shall prepare a map and legal description  
11 of the wilderness area designated by paragraph  
12 (1).

13 (B) FORCE OF LAW.—The map and legal  
14 description filed under subparagraph (A) shall  
15 have the same force and effect as if included in  
16 this section, except that the Secretary may cor-  
17 rect typographical errors in the map and legal  
18 description.

19 (C) PUBLIC AVAILABILITY.—The map and  
20 legal description filed under subparagraph (A)  
21 shall be on file and available for public inspec-  
22 tion in the appropriate offices of the Bureau of  
23 Land Management and Forest Service.

24 (3) CORRECTION.—Section 3(b) of the Endan-  
25 gered American Wilderness Act of 1978 (16 U.S.C.

1 1132 note; Public Law 95–237; 92 Stat. 43) is  
2 amended by striking “3(a)(5)” and inserting  
3 “3(a)(5)(A)”.

4 (4) WITHDRAWAL.—Subject to valid existing  
5 rights, the Wilderness additions are withdrawn from  
6 all forms of—

7 (A) entry, appropriation, or disposal under  
8 the public land laws;

9 (B) location, entry, and patent under the  
10 mining laws; and

11 (C) disposition under all laws pertaining to  
12 mineral and geothermal leasing or mineral ma-  
13 terials.

14 (5) TRIBAL RIGHTS.—Nothing in this sub-  
15 section alters, modifies, enlarges, diminishes, or ab-  
16 rogates the treaty rights of any Indian tribe.

17 (c) POTENTIAL ADDITION TO WILDERNESS AREA.—

18 (1) DESIGNATION.—Subject to paragraph (3)  
19 and in furtherance of the purposes of the Wilderness  
20 Act (16 U.S.C. 1131 et seq.), certain public land in  
21 the State of Oregon administered by the Secretary  
22 of the Interior, comprising approximately 600  
23 acres, as generally depicted on the map as “Poten-  
24 tial Wilderness”, shall be added to and administered  
25 as part of the Wild Rogue Wilderness.

1           (2) INTERIM MANAGEMENT.—Subject to valid  
2 existing rights, the Secretary shall manage the land  
3 described in paragraph (1) to protect its suitability  
4 for designation as wilderness until the date on which  
5 the land is designated as wilderness in accordance  
6 with paragraph (3).

7           (3) WILDERNESS DESIGNATION.—

8           (A) IN GENERAL.—The land described in  
9 paragraph (1) shall be designated as wilderness  
10 and added to and administered as part of the  
11 Wild Rogue Wilderness on the date on which  
12 the Secretary publishes in the Federal Register  
13 notice that the conditions in the potential wil-  
14 derness area that are incompatible with the  
15 Wilderness Act (16 U.S.C. 1131 et seq.) have  
16 been removed.

17           (B) ADMINISTRATION.—On designation as  
18 wilderness under paragraph (1), the land de-  
19 scribed in that paragraph shall be administered  
20 in accordance with this Act, the Wilderness Act  
21 (16 U.S.C. 1131 et seq.), and Public Law 95-  
22 237 (16 U.S.C. 1132 note; 92 Stat. 40).

23           (4) WITHDRAWAL.—Subject to valid existing  
24 rights, the land described in paragraph (1) is with-  
25 drawn from all forms of—

1 (A) entry, appropriation, or disposal under  
2 the public land laws;

3 (B) location, entry, and patent under the  
4 mining laws; and

5 (C) disposition under all laws pertaining to  
6 mineral and geothermal leasing or mineral ma-  
7 terials.

8 (d) WITHDRAWAL AREA PROTECTIONS.—

9 (1) IN GENERAL.—The Secretary shall manage  
10 the Federal land described in paragraph (2) in a  
11 manner that preserves the natural and primitive  
12 character of the land for recreational, scenic, and  
13 scientific use.

14 (2) DESCRIPTION OF THE LAND.—The Federal  
15 land referred to in paragraph (1) is the approxi-  
16 mately 4,000 acres generally depicted on the map as  
17 “Withdrawal Area”.

18 (3) MAPS AND LEGAL DESCRIPTIONS.—

19 (A) IN GENERAL.—As soon as practicable  
20 after the date of enactment of this Act, the Sec-  
21 retary shall prepare a map and legal description  
22 of the land described in paragraph (2).

23 (B) FORCE OF LAW.—The map and legal  
24 description filed under subparagraph (A) shall  
25 have the same force and effect as if included in

1 this section, except that the Secretary may cor-  
2 rect typographical errors in the map and legal  
3 description.

4 (C) PUBLIC AVAILABILITY.—The map and  
5 legal description filed under subparagraph (A)  
6 shall be on file and available for public inspec-  
7 tion in the appropriate offices of the Bureau of  
8 Land Management.

9 (4) USE OF LAND.—

10 (A) IN GENERAL.—Subject to valid exist-  
11 ing rights, with respect to the Federal land de-  
12 scribed in paragraph (2), the Secretary shall  
13 only allow uses that are consistent with the pur-  
14 poses described in paragraph (1).

15 (B) PROHIBITED USES.—The following  
16 shall be prohibited on the Federal land de-  
17 scribed in paragraph (2):

18 (i) Permanent roads.

19 (ii) Commercial enterprises.

20 (iii) Except as necessary to meet the  
21 minimum requirements for the administra-  
22 tion of the Federal land and to protect  
23 public health and safety—

24 (I) the use of motor vehicles; or

1 (II) the establishment of tem-  
2 porary roads.

3 (5) WITHDRAWAL.—Subject to valid existing  
4 rights, the Federal land described in paragraph (2)  
5 is withdrawn from—

6 (A) all forms of entry, appropriation, or  
7 disposal under the public land laws;

8 (B) location, entry, and patent under the  
9 mining laws; and

10 (C) disposition under all laws relating to  
11 mineral and geothermal leasing or mineral ma-  
12 terials.

13 (e) WILD AND SCENIC RIVER DESIGNATIONS, ROGUE  
14 RIVER AREA.—

15 (1) AMENDMENTS.—Section 3(a) of the Wild  
16 and Scenic Rivers Act (16 U.S.C. 1274(a)) is  
17 amended by striking paragraph (5) and inserting the  
18 following:

19 “(5) ROGUE, OREGON.—

20 “(A) IN GENERAL.—The segment of the  
21 river extending from the mouth of the River  
22 downstream to the Lobster Creek Bridge, to be  
23 administered by the Secretary of the Interior or  
24 the Secretary of Agriculture, as agreed to by

1 the Secretaries of the Interior and Agriculture  
2 or as directed by the President.

3 “(B) ADDITIONS.—In addition to the seg-  
4 ment described in subparagraph (A), there are  
5 designated the following segments in the Rogue  
6 River:

7 “(i) KELSEY CREEK.—The approxi-  
8 mately 6.8-mile segment of Kelsey Creek  
9 from the Wild Rogue Wilderness boundary  
10 in T. 32 S., R. 9 W., sec. 25, Willamette  
11 Meridian, to the confluence with the Rogue  
12 River, as a wild river.

13 “(ii) EAST FORK KELSEY CREEK.—  
14 “(I) SCENIC RIVER.—The ap-  
15 proximately 0.2-mile segment of East  
16 Fork Kelsey Creek from headwaters  
17 downstream to the Wild Rogue Wil-  
18 derness boundary in T. 33 S., R. 8  
19 W., sec. 5, Willamette Meridian, as a  
20 scenic river.

21 “(II) WILD RIVER.—The ap-  
22 proximately 4.6-mile segment of East  
23 Fork Kelsey Creek from the Wild  
24 Rogue Wilderness boundary in T. 33  
25 S., R. 8 W., sec. 5, Willamette Merid-

1                   ian, to the confluence with Kelsey  
2                   Creek, as a wild river.

3                   “(iii) WHISKY CREEK.—

4                   “(I) RECREATIONAL RIVER.—

5                   The approximately 0.6-mile segment  
6                   of Whisky Creek from the confluence  
7                   of the East Fork and West Fork to  
8                   0.1 miles downstream from road 33-8-  
9                   23, as a recreational river.

10                  “(II) WILD RIVER.—The ap-

11                  proximately 1.9-mile segment of Whis-  
12                  ky Creek from 0.1 miles downstream  
13                  from road 33-8-23 to the confluence  
14                  with the Rogue River, as a wild river.

15                  “(iv) EAST FORK WHISKY CREEK.—

16                  “(I) SCENIC RIVER.—The ap-

17                  proximately 0.9-mile segment of East  
18                  Fork Whisky Creek from its head-  
19                  waters to Wild Rogue Wilderness  
20                  boundary in T. 33 S., R. 8 W., sec.  
21                  11, Willamette Meridian., as a scenic  
22                  river.

23                  “(II) WILD RIVER.—The ap-

24                  proximately 2.6-mile segment of East  
25                  Fork Whisky Creek from the Wild



1 Rogue Wilderness boundary in T. 33  
2 S., R. 8 W., sec. 11, Willamette Me-  
3 ridian., to 0.1 miles downstream of  
4 road 33-8-26 crossing, as a wild river.

5 “(III) RECREATIONAL RIVER.—  
6 The approximately 0.3-mile segment  
7 of East Fork Whisky Creek from 0.1  
8 miles downstream of road 33-8-26 to  
9 the confluence with Whisky Creek, as  
10 a recreational river.

11 “(v) WEST FORK WHISKY CREEK.—  
12 The approximately 4.8-mile segment of  
13 West Fork Whisky Creek from its head-  
14 waters to the confluence with the East  
15 Fork Whisky Creek, as a wild river.

16 “(vi) BIG WINDY CREEK.—

17 “(I) SCENIC RIVER.—The ap-  
18 proximately 1.5-mile segment of Big  
19 Windy Creek from its headwaters to  
20 0.1 miles downstream from road 34-9-  
21 17.1, as a scenic river.

22 “(II) WILD RIVER.—The ap-  
23 proximately 5.8-mile segment of Big  
24 Windy Creek from 0.1 miles down-  
25 stream from road 34-9-17.1 to the

1 confluence with the Rogue River, as a  
2 wild river.

3 “(vii) EAST FORK BIG WINDY  
4 CREEK.—

5 “(I) SCENIC RIVER.—The ap-  
6 proximately 0.2-mile segment of East  
7 Fork Big Windy Creek from its head-  
8 waters to 0.1 miles downstream from  
9 road 34-8-36, as a scenic river.

10 “(II) WILD RIVER.—The ap-  
11 proximately 3.7-mile segment of East  
12 Fork Big Windy Creek from 0.1 miles  
13 downstream from road 34-8-36 to the  
14 confluence with Big Windy Creek, as  
15 a wild river.

16 “(viii) LITTLE WINDY CREEK.—

17 “(I) SCENIC RIVER.—The ap-  
18 proximately 1.2-mile segment of Little  
19 Windy Creek from its headwaters to  
20 the Wild Rogue Wilderness boundary  
21 in T. 33 S., R. 9 W., sec. 34, Willam-  
22 ette Meridian, as a scenic river.

23 “(II) WILD RIVER.—The ap-  
24 proximately 1.9-mile segment of Little  
25 Windy Creek from the Wild Rogue

1 Wilderness boundary in T. 33 S., R.  
2 9 W., sec. 34, Willamette Meridian to  
3 the confluence with the Rogue River,  
4 as a wild river.

5 “(ix) HOWARD CREEK.—

6 “(I) SCENIC RIVER.—The ap-  
7 proximately 0.3-mile segment of How-  
8 ard Creek from its headwaters to 0.1  
9 miles downstream of road 34-9-34, as  
10 a scenic river.

11 “(II) WILD RIVER.—The ap-  
12 proximately 6.9-mile segment of How-  
13 ard Creek from 0.1 miles downstream  
14 of road 34-9-34 to the confluence with  
15 the Rogue River, as a wild river.

16 “(x) MULE CREEK.—

17 “(I) SCENIC RIVER.—The ap-  
18 proximately 3.5-mile segment of Mule  
19 Creek from its headwaters down-  
20 stream to the Wild Rogue Wilderness  
21 boundary as a scenic river.

22 “(II) WILD RIVER.—The ap-  
23 proximately 7.8-mile segment of Mule  
24 Creek from the Wild Rogue Wilder-  
25 ness boundary in T. 32 S., R. 9 W.,

1 sec. 29, Willamette Meridian, to the  
2 confluence with the Rogue River, as a  
3 wild river.

4 “(xi) ANNA CREEK.—The approxi-  
5 mately 3.5-mile segment of Anna Creek  
6 from its headwaters to the confluence with  
7 Howard Creek, as a wild river.

8 “(xii) MISSOURI CREEK.—

9 “(I) SCENIC RIVER.—The ap-  
10 proximately 3.1-mile segment of Mule  
11 Creek from its headwaters down-  
12 stream to the Wild Rogue Wilderness  
13 boundary in T. 33 S., R. 10 W., sec.  
14 24, Willamette Meridian, as a scenic  
15 river.

16 “(II) WILD RIVER.—The ap-  
17 proximately 1.6-mile segment of Mis-  
18 souri Creek from the Wild Rogue Wil-  
19 derness boundary in T. 33 S., R. 10  
20 W., sec. 24, Willamette Meridian, to  
21 the confluence with the Rogue River,  
22 as a wild river.

23 “(xiii) JENNY CREEK.—

24 “(I) SCENIC RIVER.—The ap-  
25 proximately 3.1-mile segment of

1 Jenny Creek from its headwaters  
2 downstream to the Wild Rogue Wil-  
3 derness boundary in T. 33 S., R. 9  
4 W., sec. 28, Willamette Meridian, as a  
5 scenic river.

6 “(II) WILD RIVER.—The ap-  
7 proximately 1.8-mile segment of  
8 Jenny Creek from the Wild Rogue  
9 Wilderness boundary in T. 33 S., R.  
10 9 W., sec. 28, Willamette Meridian, to  
11 the confluence with the Rogue River,  
12 as a wild river.

13 “(xiv) RUM CREEK.—

14 “(I) SCENIC RIVER.—The ap-  
15 proximately 2.2-mile segment of Rum  
16 Creek from its headwaters to the Wild  
17 Rogue Wilderness boundary in T. 34  
18 S., R. 8 W., sec. 9., Willamette Merid-  
19 ian, as a scenic river.

20 “(II) WILD RIVER.—The ap-  
21 proximately 2.2-mile segment of Rum  
22 Creek from the Wild Rogue Wilder-  
23 ness boundary in T. 34 S., R. 8 W.,  
24 sec. 9, Willamette Meridian, to the

1 confluence with the Rogue River, as a  
2 wild river.

3 “(xv) EAST FORK RUM CREEK.—

4 “(I) SCENIC RIVER.—The ap-  
5 proximately 0.8-mile segment of East  
6 Fork Rum Creek from its headwaters  
7 to the Wild Rogue Wilderness bound-  
8 ary in T. 34 S., R. 8 W., sec. 10.,  
9 Willamette Meridian, as a scenic river.

10 “(II) WILD RIVER.—The ap-  
11 proximately 1.3-mile segment of East  
12 Fork Rum Creek from the Wild  
13 Rogue Wilderness boundary in T. 34  
14 S., R. 8 W., sec. 10, Willamette Me-  
15 ridian, to the confluence with Rum  
16 Creek, as a wild river.

17 “(xvi) WILDCAT CREEK.—The ap-  
18 proximately 1.7-mile segment of Wildcat  
19 Creek from its headwaters downstream to  
20 the confluence with the Rogue River, as a  
21 wild river.

22 “(xvii) MONTGOMERY CREEK.—The  
23 approximately 1.8-mile segment of Mont-  
24 gomery Creek from its headwaters down-

1 stream to the confluence with the Rogue  
2 River, as a wild river.

3 “(xviii) HEWITT CREEK.—

4 “(I) SCENIC RIVER.—The ap-  
5 proximately 1.4-mile segment of Hew-  
6 itt Creek from its headwaters to the  
7 Wild Rogue Wilderness boundary in  
8 T. 33 S., R. 9 W., sec. 19., Willamette  
9 Meridian, as a scenic river.

10 “(II) WILD RIVER.—The ap-  
11 proximately 1.2-mile segment of Hew-  
12 itt Creek from the Wild Rogue Wil-  
13 derness boundary in T. 33 S., R. 9  
14 W., sec. 19, Willamette Meridian, to  
15 the confluence with the Rogue River,  
16 as a wild river.

17 “(xix) BUNKER CREEK.—The approxi-  
18 mately 6.6-mile segment of Bunker Creek  
19 from its headwaters to the confluence with  
20 the Rogue River, as a wild river.

21 “(xx) DULOG CREEK.—

22 “(I) SCENIC RIVER.—The ap-  
23 proximately 0.8-mile segment of  
24 Dulog Creek from its headwaters to

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1 0.1 miles downstream of road 34-8-  
2 36, as a scenic river.

3 “(II) WILD RIVER.—The ap-  
4 proximately 1.0-mile segment of  
5 Dulog Creek from 0.1 miles down-  
6 stream of road 34-8-36 to the con-  
7 fluence with the Rogue River, as a  
8 wild river.

9 “(xxi) QUAIL CREEK.—The approxi-  
10 mately 1.7-mile segment of Quail Creek  
11 from the Wild Rogue Wilderness boundary  
12 in T. 33 S., R. 10 W., sec. 1, Willamette  
13 Meridian, to the confluence with the Rogue  
14 River, as a wild river.

15 “(xxii) MEADOW CREEK.—The ap-  
16 proximately 4.1-mile segment of Meadow  
17 Creek from its headwaters to the con-  
18 fluence with the Rogue River, as a wild  
19 river.

20 “(xxiii) RUSSIAN CREEK.—

21 “(I) SCENIC RIVER.—The ap-  
22 proximately 0.1-mile segment of Rus-  
23 sian Creek from its headwaters to the  
24 Wild Rogue Wilderness boundary in



1 T. 33 S., R. 8 W., sec. 20., Willamette Meridian, as a scenic river.

2  
3 “(II) WILD RIVER.—The approximately 2.5-mile segment of Russian Creek from the Wild Rogue Wilderness boundary in T. 33 S., R. 8 W., sec. 20, Willamette Meridian, to the confluence with the Rogue River, as a wild river.

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10 “(xxiv) ALDER CREEK.—The approximately 1.2-mile segment of Alder Creek from its headwaters to the confluence with the Rogue River, as a wild river.

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14 “(xxv) BOOZE CREEK.—The approximately 1.5-mile segment of Booze Creek from its headwaters to the confluence with the Rogue River, as a wild river.

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18 “(xxvi) BRONCO CREEK.—The approximately 1.8-mile segment of Bronco Creek from its headwaters to the confluence with the Rogue River, as a wild river.

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23 “(xxvii) COPSEY CREEK.—The approximately 1.5-mile segment of Copsey Creek from its headwaters to the con-

1           fluence with the Rogue River, as a wild  
2           river.

3           “(xxviii) CORRAL CREEK.—The ap-  
4           proximately 0.5-mile segment of Corral  
5           Creek from its headwaters to the con-  
6           fluence with the Rogue River, as a wild  
7           river.

8           “(xxix) COWLEY CREEK.—The ap-  
9           proximately 0.9-mile segment of Cowley  
10          Creek from its headwaters to the con-  
11          fluence with the Rogue River, as a wild  
12          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  
17          Meridian, to its confluence with the Rogue  
18          River, as a wild river.

19          “(xxxii) FRANCIS CREEK.—The ap-  
20          proximately 0.9-mile segment of Francis  
21          Creek from its headwaters to the con-  
22          fluence with the Rogue River, as a wild  
23          river.

24          “(xxxiii) LONG GULCH.—

1                   “(I) SCENIC RIVER.—The ap-  
2                   proximately 1.4-mile segment of Long  
3                   Gulch from its headwaters to the Wild  
4                   Rogue Wilderness boundary in T. 33  
5                   S., R. 10 W., sec. 23, Willamette Me-  
6                   ridian, as a scenic river.

7                   “(II) WILD RIVER.—The ap-  
8                   proximately 1.1-mile segment of Long  
9                   Gulch from the Wild Rogue Wilder-  
10                  ness boundary in T. 33 S., R. 10 W.,  
11                  sec. 23, Willamette Meridian, to the  
12                  confluence with the Rogue River, as a  
13                  wild river.

14                  “(xxxiii) BAILEY CREEK.—

15                  “(I) SCENIC RIVER.—The ap-  
16                  proximately 1.4-mile segment of Bai-  
17                  ley Creek from its headwaters to the  
18                  Wild Rogue Wilderness boundary on  
19                  the west section line of T. 34 S., R.  
20                  8 W., sec. 14, Willamette Meridian, as  
21                  a scenic river.

22                  “(II) WILD RIVER.—The ap-  
23                  proximately 1.7-mile segment of Bai-  
24                  ley Creek from the west section line of  
25                  T. 34 S., R.8 W., sec.14, Willamette

1 Meridian, to the confluence of the  
2 Rogue River, as a wild river.

3 “(xxxiv) SHADY CREEK.—The ap-  
4 proximately 0.7-mile segment of Shady  
5 Creek from its headwaters to the con-  
6 fluence with the Rogue River, as a wild  
7 river.

8 “(xxxv) SLIDE CREEK.—

9 “(I) SCENIC RIVER.—The ap-  
10 proximately 0.5-mile segment of Slide  
11 Creek from its headwaters to 0.1  
12 miles downstream from road 33-9-6,  
13 as a scenic river.

14 “(II) WILD RIVER.—The ap-  
15 proximately 0.7-mile section of Slide  
16 Creek from 0.1 miles downstream of  
17 road 33-9-6 to the confluence with the  
18 Rogue River, as a wild river.

19 “(xxxvi) QUARTZ CREEK.—The ap-  
20 proximately 3.3-mile segment of Quartz  
21 Creek from its headwaters to its confluence  
22 with the North Fork Galice Creek., as a  
23 scenic river.

24 “(xxxvii) NORTH FORK GALICE  
25 CREEK.—The approximately 5.7-mile seg-

1                   ment of the North Fork Galice Creek from  
2                   its headwaters to its confluence with Galice  
3                   Creek, as a recreational river.”.

4                   (2) MANAGEMENT.—Each river segment des-  
5                   ignated by subparagraph (B) of section 3(a)(5) of  
6                   the Wild and Scenic Rivers Act (16 U.S.C.  
7                   1274(a)(5)) (as added by paragraph (1)) shall be  
8                   managed as part of the Rogue Wild and Scenic  
9                   River.

10                  (3) WITHDRAWAL.—Subject to valid existing  
11                  rights, the Federal land within the boundaries of the  
12                  river segments designated under subparagraph (B)  
13                  of section 3(a)(5) of the Wild and Scenic Rivers Act  
14                  (16 U.S.C. 1274(a)(5)) (as added by paragraph (1))  
15                  is withdrawn from all forms of—

16                         (A) entry, appropriation, or disposal under  
17                         the public land laws;

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

20                         (C) disposition under all laws pertaining to  
21                         mineral and geothermal leasing or mineral ma-  
22                         terials.

23                  (f) ADDITIONAL PROTECTIONS FOR ROGUE RIVER  
24                  TRIBUTARIES.—

1           (1) LICENSING BY COMMISSION.—The Commis-  
2           sion shall not license the construction of any dam,  
3           water conduit, reservoir, powerhouse, transmission  
4           line, or other project works on or directly affecting  
5           any stream described in paragraph (4).

6           (2) OTHER AGENCIES.—

7           (A) IN GENERAL.—No department or  
8           agency of the United States shall assist by loan,  
9           grant, license, or otherwise in the construction  
10          of any water resources project on or directly af-  
11          fecting any stream segment that is described in  
12          paragraph (4), except to maintain or repair  
13          water resources projects in existence on the  
14          date of enactment of this Act.

15          (B) EFFECT.—Nothing in this paragraph  
16          prohibits any department or agency of the  
17          United States in assisting by loan, grant, li-  
18          cense, or otherwise, a water resources project—

19                  (i) the primary purpose of which is ec-  
20                  ological or aquatic restoration; and

21                  (ii) that provides a net benefit to  
22                  water quality and aquatic resources.

23          (3) WITHDRAWAL.—Subject to valid existing  
24          rights, the Federal land located within  $\frac{1}{4}$  mile on ei-

1 ther side of the stream segments described in para-  
2 graph (4), is withdrawn from all forms of—

3 (A) entry, appropriation, or disposal under  
4 the public land laws;

5 (B) location, entry, and patent under the  
6 mining laws; and

7 (C) disposition under all laws pertaining to  
8 mineral and geothermal leasing or mineral ma-  
9 terials.

10 (4) DESCRIPTION OF STREAM SEGMENTS.—The  
11 following are the stream segments referred to in  
12 paragraph (1):

13 (A) KELSEY CREEK.—The approximately  
14 2.5-mile segment of Kelsey Creek from its  
15 headwaters to Wild Rogue Wilderness boundary  
16 in T. 32 S., R. 9 W., sec. 25.

17 (B) GRAVE CREEK.—The approximately  
18 10.2-mile segment of Grave Creek from the  
19 confluence of Wolf Creek downstream to the  
20 confluence with the Rogue River.

21 (C) CENTENNIAL GULCH.—The approxi-  
22 mately 2.2-mile segment of Centennial Gulch  
23 from its headwaters to its confluence with the  
24 Rogue River.

1 (D) QUAIL CREEK.—The approximately  
2 0.8-mile segment of Quail Creek from its head-  
3 waters to the Wild Rogue Wilderness boundary  
4 in T. 33 S., R. 10 W., sec. 1., Willamette Me-  
5 ridian.

6 (E) DITCH CREEK.—The approximately  
7 0.7-mile segment of Ditch Creek from its head-  
8 waters to the Wild Rogue Wilderness boundary  
9 in T. 33 S., R. 9 W., sec. 5., Willamette Merid-  
10 ian.

11 (F) GALICE CREEK.—The approximately  
12 2.2-mile segment of Galice Creek from the con-  
13 fluence with the South Forest Galice Creek  
14 downstream to the confluence with the Rogue  
15 River.

16 **Subtitle B—Devil’s Staircase**  
17 **Wilderness**

18 **SEC. 311. DEFINITIONS.**

19 In this subtitle:

20 (1) MAP.—The term “map” means the map en-  
21 titled “Devil’s Staircase Wilderness Proposal” and  
22 dated June 15, 2010.

23 (2) SECRETARY.—The term “Secretary”  
24 means—



1 (A) with respect to land under the jurisdic-  
2 tion of the Secretary of Agriculture, the Sec-  
3 retary of Agriculture; and

4 (B) with respect to land under the jurisdic-  
5 tion of the Secretary of the Interior, the Sec-  
6 retary of the Interior.

7 (3) STATE.—The term “State” means the State  
8 of Oregon.

9 (4) WILDERNESS.—The term “Wilderness”  
10 means the Devil’s Staircase Wilderness designated  
11 by section 312(a).

12 **SEC. 312. DEVIL’S STAIRCASE WILDERNESS, OREGON.**

13 (a) DESIGNATION.—In accordance with the Wilder-  
14 ness Act (16 U.S.C. 1131 et seq.), the approximately  
15 30,540 acres of Forest Service land and Bureau of Land  
16 Management land in the State, as generally depicted on  
17 the map, is designated as wilderness and as a component  
18 of the National Wilderness Preservation System, to be  
19 known as the “Devil’s Staircase Wilderness

20 (b) MAP; LEGAL DESCRIPTION.—

21 (1) IN GENERAL.—As soon as practicable after  
22 the date of enactment of this Act, the Secretary  
23 shall prepare a map and legal description of the Wil-  
24 derness.

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

7           (3) AVAILABILITY.—The map and legal descrip-  
8           tion prepared under paragraph (1) shall be on file  
9           and available for public inspection in the appropriate  
10          offices of the Forest Service and Bureau of Land  
11          Management.

12          (c) ADMINISTRATION.—Subject to valid existing  
13          rights, the area designated as wilderness by this section  
14          shall be administered by the Secretary in accordance with  
15          the Wilderness Act (16 U.S.C. 1131 et seq.), except  
16          that—

17               (1) any reference in that Act to the effective  
18               date shall be considered to be a reference to the date  
19               of enactment of this Act; and

20               (2) any reference in that Act to the Secretary  
21               of Agriculture shall be considered to be a reference  
22               to the Secretary that has jurisdiction over the land  
23               within the Wilderness.

1 (d) 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 (e) ADJACENT MANAGEMENT.—

5 (1) IN GENERAL.—Nothing in this section cre-  
6 ates any protective perimeter or buffer zone around  
7 the Wilderness.

8 (2) ACTIVITIES OUTSIDE WILDERNESS.—The  
9 fact that a nonwilderness activity or use on land out-  
10 side the Wilderness can be seen or heard within the  
11 Wilderness shall not preclude the activity or use out-  
12 side the boundary of the Wilderness.

13 (f) PROTECTION OF TRIBAL RIGHTS.—Nothing in  
14 this section diminishes any treaty rights of an Indian  
15 tribe.

16 (g) TRANSFER OF ADMINISTRATIVE JURISDIC-  
17 TION.—

18 (1) IN GENERAL.—Administrative jurisdiction  
19 over the approximately 49 acres of Bureau of Land  
20 Management land north of the Umpqua River in sec.  
21 32, T. 21 S., R. 11 W, is transferred from the Bu-  
22 reau of Land Management to the Forest Service.

23 (2) ADMINISTRATION.—The Secretary shall ad-  
24 minister the land transferred by paragraph (1) in  
25 accordance with—

1 (A) the Act of March 1, 1911 (commonly  
2 known as the “Weeks Law”) (16 U.S.C. 480 et  
3 seq.); and

4 (B) any laws (including regulations) appli-  
5 cable to the National Forest System.

6 **SEC. 313. WILD AND SCENIC RIVER DESIGNATIONS,**  
7 **WASSON CREEK AND FRANKLIN CREEK, OR-**  
8 **EGON.**

9 Section 3(a) of the Wild and Scenic Rivers Act (16  
10 U.S.C. 1274(a)) (as amended by section 102(a)) is amend-  
11 ed by adding at the end the following:

12 “(214) FRANKLIN CREEK, OREGON.—The 4.5-  
13 mile segment from its headwaters to the line of  
14 angle points within sec. 8, T. 22 S., R. 10 W.,  
15 shown on the survey recorded in the Official Records  
16 of Douglas County, Oregon, as M64–62, to be ad-  
17 ministered by the Secretary of Agriculture as a wild  
18 river.

19 “(215) WASSON CREEK, OREGON.—The 10.1-  
20 mile segment in the following classes:

21 “(A) The 4.2-mile segment from the east-  
22 ern boundary of sec. 17, T. 21 S., R. 9 W.,  
23 downstream to the western boundary of sec. 12,  
24 T. 21 S., R. 10 W., to be administered by the  
25 Secretary of the Interior as a wild river.

1           “(B) The 5.9-mile segment from the west-  
2           ern boundary of sec. 12, T. 21 S., R. 10 W.,  
3           downstream to the eastern boundary of the  
4           northwest quarter of sec. 22, T. 21 S., R. 10  
5           W., to be administered by the Secretary of Ag-  
6           riculture as a wild river.”.

7   **Subtitle C—Additional Wild and**  
8   **Scenic River Designations and**  
9   **Technical Corrections**

10 **SEC. 321. DESIGNATION OF WILD AND SCENIC RIVER SEG-**  
11 **MENTS, MOLALLA RIVER, OREGON.**

12           (a) IN GENERAL.—Section 3(a) of the Wild and Sce-  
13 nic Rivers Act (16 U.S.C. 1274(a)) (as amended by sec-  
14 tion 313) is amended by adding at the end the following:

15           “(216) MOLALLA RIVER, OREGON.—

16           “(A) IN GENERAL.—The following seg-  
17           ments in the State of Oregon, to be adminis-  
18           tered by the Secretary of the Interior as a rec-  
19           reational river:

20           “(i) MOLALLA RIVER.—The approxi-  
21           mately 15.1-mile segment from the south-  
22           ern boundary line of T. 7 S., R. 4 E., sec.  
23           19, downstream to the edge of the Bureau  
24           of Land Management boundary in T. 6 S.,  
25           R. 3 E., sec. 7.

1                   “(ii) TABLE ROCK FORK MOLALLA  
2 RIVER.—The approximately 6.2-mile seg-  
3 ment from the easternmost Bureau of  
4 Land Management boundary line in the  
5 NE  $\frac{1}{4}$  sec. 4, T. 7 S., R. 4 E., down-  
6 stream to the confluence with the Molalla  
7 River.

8                   “(B) WITHDRAWAL.—Subject to valid ex-  
9 isting rights, the Federal land within the  
10 boundaries of the river segments designated by  
11 subparagraph (A) is withdrawn from all forms  
12 of—

13                   “(i) entry, appropriation, or disposal  
14 under the public land laws;

15                   “(ii) location, entry, and patent under  
16 the mining laws; and

17                   “(iii) disposition under all laws relat-  
18 ing to mineral and geothermal leasing or  
19 mineral materials.”.

20           (b) TECHNICAL CORRECTIONS.—Section 3(a)(102) of  
21 the Wild and Scenic Rivers Act (16 U.S.C. 1274(a)(102))  
22 is amended—

23                   (1) in the paragraph heading, by striking  
24 “SQUAW CREEK” and inserting “WHYCHUS CREEK”;

1           (2) in the matter preceding subparagraph (A),  
2           by striking “McAllister Ditch, including the Soap  
3           Fork Squaw Creek, the North Fork, the South  
4           Fork, the East and West Forks of Park Creek, and  
5           Park Creek Fork” and inserting “Plainview Ditch,  
6           including the Soap Creek, the North and South  
7           Forks of Whyehus Creek, the East and West Forks  
8           of Park Creek, and Park Creek”; and

9           (3) in subparagraph (B), by striking  
10          “McAllister Ditch” and inserting “Plainview Ditch”.

11 **SEC. 322. TECHNICAL CORRECTIONS TO THE WILD AND**  
12 **SCENIC RIVERS ACT.**

13          Section 3(a)(69) of the Wild and Scenic Rivers Act  
14 (16 U.S.C. 1274(a)(69)) is amended—

15          (1) by redesignating subparagraphs (A), (B),  
16          and (C) as clauses (i), (ii), and (iii), respectively,  
17          and indenting appropriately;

18          (2) in the matter preceding clause (i) (as so re-  
19          designated), by striking “The 44.5-mile” and insert-  
20          ing the following:

21                  “(A) DESIGNATIONS.—The 44.5-mile”;

22          (3) in clause (i) (as so redesignated)—

23                  (A) by striking “25.5-mile” and inserting  
24                  “27.5-mile”; and

1 (B) by striking “Boulder Creek at the  
2 Kalmiopsis Wilderness boundary” and inserting  
3 “Mislatnah Creek”;

4 (4) in clause (ii) (as so redesignated)—

5 (A) by striking “8-mile” and inserting  
6 “7.5-mile”; and

7 (B) by striking “Boulder Creek to Steel  
8 Bridge” and inserting “Mislatnah Creek to  
9 Eagle Creek”;

10 (5) in clause (iii) (as so redesignated)—

11 (A) by striking “11-mile” and inserting  
12 “9.5-mile”; and

13 (B) by striking “Steel Bridge” and insert-  
14 ing “Eagle Creek”; and

15 (6) by adding at the end the following:

16 “(B) WITHDRAWAL.—Subject to valid  
17 rights, the Federal land within the boundaries  
18 of the river segments designated by subpara-  
19 graph (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 per-  
2                   taining to mineral and geothermal leasing  
3                   or mineral materials.”.

4                   **Subtitle D—Frank Moore Wild**  
5                   **Steelhead Sanctuary**

6                   **SEC. 331. DEFINITIONS.**

7                   In this subtitle:

8                   (1) MAP.—The term “Map” means the map en-  
9                   titled “‘O&C Land Grant Act of 2014: Frank Moore  
10                  Wild Steelhead Refuge” and dated November 3,  
11                  2014.

12                  (2) SECRETARY.—The term “Secretary” means  
13                  the Secretary of Agriculture acting through the  
14                  Chief of the Forest Service.

15                  (3) STATE.—The term “State” means the State  
16                  of Oregon.

17                  (4) WILD STEELHEAD REFUGE.—The term  
18                  “Wild Steelhead Refuge” means the Frank Moore  
19                  Wild Steelhead Refuge of approximately 104,000  
20                  acres in size as depicted on the map.

21                  **SEC. 332. FRANK MOORE WILD STEELHEAD SANCTUARY,**  
22                  **OREGON.**

23                  (a) DESIGNATION.—The approximately 104,000  
24                  acres of Forest Service land in the State, as generally de-  
25                  picted on the map, is designated as a Wild Steelhead Ref-

1 uge, to be known as the “Frank Moore Wild Steelhead  
2 Sanctuary”.

3 (b) MAP; LEGAL DESCRIPTION.—

4 (1) IN GENERAL.—As soon as practicable after  
5 the date of enactment of this Act, the Secretary  
6 shall prepare a map and legal description of the  
7 Frank Moore Wild Steelhead Sanctuary.

8 (2) FORCE OF LAW.—The map and legal de-  
9 scription prepared under paragraph (1) shall have  
10 the same force and effect as if included in this Act,  
11 except that the Secretary may correct clerical and  
12 typographical errors in the map and legal descrip-  
13 tion.

14 (3) AVAILABILITY.—The map and legal descrip-  
15 tion prepared under paragraph (1) shall be on file  
16 and available for public inspection in the appropriate  
17 offices of the Forest Service.

18 (c) ADMINISTRATION.—Subject to valid existing  
19 rights, the area designated as the Frank Moore Wild  
20 Steelhead Sanctuary by this section shall be administered  
21 by the Secretary in accordance with the all laws (including  
22 regulations applicable to the National Forest System, and  
23 in addition for the purposes of protecting, preserving and  
24 enhancing the natural character, scientific use, and the  
25 botanical, recreational, ecological, fish and wildlife, scenic,

1 drinking water, and cultural values of the areas and to  
2 preserve opportunities for primitive recreation and espe-  
3 cially to protect and enhance the wild salmonid resources  
4 of this area and maintain the watershed as a thermal ref-  
5 uge for native salmonids.

6 (d) FISH AND WILDLIFE.—Nothing in this section  
7 affects the jurisdiction or responsibilities of the State with  
8 respect to fish and wildlife in the State.

9 (e) ADJACENT MANAGEMENT.—

10 (1) IN GENERAL.—Nothing in this section cre-  
11 ates any protective perimeter or buffer zone around  
12 the Frank Moore Wild Steelhead Sanctuary.

13 (2) ADJACENT MANAGEMENT.—Nothing in this  
14 section creates any protective perimeter or buffer  
15 zone around an area designated under this section.

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

19 (g) WITHDRAWAL.—Subject to valid existing rights,  
20 the Federal land within the boundaries of the Frank  
21 Moore Wild Steelhead Sanctuary river segments des-  
22 igned by subsection (a) is withdrawn from all forms of—

23 (1) entry, appropriation, or disposal under the  
24 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 con-  
7 sistent with the purposes and values for which the Frank  
8 Moore Wild Steelhead Sanctuary is established.

9       (i) USE OF MOTORIZED VEHICLES.—The use of mo-  
10 torized vehicles within the Frank Moore Wild Steelhead  
11 Sanctuary shall be limited to roads allowed by the Sec-  
12 retary for such use, provided that the Secretary may allow  
13 off-road vehicle use in designated portions of the areas  
14 designated by this section if such use is consistent with  
15 the purposes and values for which the area was des-  
16 igned.

17       (j) ROADS.—

18           (1) IN GENERAL.—The Secretary, to the max-  
19 imum extent practicable, shall decrease the total  
20 mileage of system roads that are operational in the  
21 Frank Moore Wild Steelhead Sanctuary to a quan-  
22 tity less than the quantity of mileage in existence on  
23 the date of enactment of the Oregon and California  
24 Land Grant Act of 2014. The Secretary shall  
25 prioritize decreasing the mileage of the road network

1 in order to reduce impacts to water quality from  
2 sediment delivered 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  
6 decommission 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  
12 on which the vegetation management project is  
13 completed.

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 enact-  
18 ment of the Oregon and California Land Grant Act  
19 of 2014 except as necessary, where no practicable al-  
20 ternative exists and subject to the availability of ap-  
21 propriations. The Secretary shall also prohibit the  
22 construction of any new road in any roadless area.