

114TH CONGRESS
1ST SESSION

S. 132

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

IN THE SENATE OF THE UNITED STATES

JANUARY 8, 2015

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

A BILL

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

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

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Oregon and California Land Grant Act of 2015”.

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. 102. Designation of wild and scenic rivers.

TITLE II—TRIBAL LAND

Subtitle A—Oregon Coastal Land Conveyance

- Sec. 201. Definitions.
- Sec. 202. Conveyance.
- Sec. 203. Map and legal description.
- Sec. 204. Administration.
- Sec. 205. Forest management.

Subtitle B—Canyon Mountain Land Conveyance

- Sec. 211. Definitions.
- Sec. 212. Conveyance.
- Sec. 213. Map and legal description.
- Sec. 214. Administration.
- Sec. 215. Forest management.

Subtitle C—Amendments to Coquille Restoration Act

- Sec. 221. Amendments to Coquille Restoration Act.

TITLE III—OREGON TREASURES

Subtitle A—Wild Rogue Wilderness Area

- Sec. 301. Wild Rogue Wilderness area.

Subtitle B—Devil’s Staircase Wilderness

- Sec. 311. Definitions.
- Sec. 312. Devil’s Staircase Wilderness, Oregon.
- Sec. 313. Wild and scenic river designations, Wasson Creek and Franklin Creek, Oregon.

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

- Sec. 321. Designation of wild and scenic river segments, Molalla River, Oregon.
- Sec. 322. Technical corrections to the Wild and Scenic Rivers Act.

Subtitle D—Frank Moore Wild Steelhead Sanctuary

- Sec. 331. Definitions.
- Sec. 332. Frank Moore Wild Steelhead Sanctuary, Oregon.

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

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

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

10 (1) by redesignating sections 2, 4, and 5 (43
 11 U.S.C. 1181b, 1181d, 1181e) as sections 13, 14,
 12 and 15, respectively; and

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

15 **“SECTION 1. SHORT TITLE.**

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

18 **“SEC. 2. DEFINITIONS.**

19 “In this Act:

20 “(1) 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 chapter 3021 of
22 title 54, United States Code.

23 “(6) CONSERVATION EMPHASIS AREA.—The
24 term ‘Conservation Emphasis Area’ means the land
25 allocated for various purposes in section 10, except

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

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

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

17 “(9) COVERED LAND.—The term ‘covered land’
18 means the approximately 2,800,000 acres of land
19 designated as ‘Oregon and California Railroad and
20 Coos Bay Wagon Road grant land’, generally de-
21 picted as ‘covered land’ on the map entitled ‘O & C
22 Land Grant Act of 2014’ and dated November 3,
23 2014, which includes the approximately 410,000
24 acres of the Public Domain and acquired land in
25 section 3(d), the approximately 72,000 acres of the

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

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

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

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

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

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

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

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

13 “(A) to be durable, resilient, and less
14 prone to uncharacteristic wildfire, insect, or
15 pathogen events, while—

16 “(i) supporting ecosystem services and
17 populations of native species; and

18 “(ii) allowing for natural disturb-
19 ances; and

20 “(B) to maintain or develop species com-
21 position, ecosystem function and structure, hy-
22 drologic function, and sediment regimes that
23 are within an acceptable range that considers—

24 “(i) historic variability; and

25 “(ii) anticipated future conditions.

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

6 “(A) timber harvesting, thinning, reforest-
7 ation, vegetation and pest management, and
8 other silvicultural activities;

9 “(B) development and harvest of other for-
10 est resources and products;

11 “(C) fire prevention and suppression ac-
12 tivities; and

13 “(D) installing, constructing, maintaining,
14 improving, and reconstructing—

15 “(i) roads;

16 “(ii) landings;

17 “(iii) yarding corridors and wedges;

18 “(iv) guyline supports; and

19 “(v) tail holds for permanent or tem-
20 porary use that are reasonably necessary
21 for prudent land management.

22 “(15) LATE SUCCESSIONAL OLD-GROWTH FOR-
23 EST.—The term ‘late successional old-growth forest’
24 means a stand of trees equal to or greater than $\frac{1}{4}$
25 acre in size and with a 90-year or older age class of

1 trees as of the date of enactment of the Oregon and
2 California Land Grant Act of 2015.

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

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

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

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

1 “(B) to alter the road to eliminate all ve-
2 hicular traffic—

3 “(i) for purposes of controlling ero-
4 sion—

5 “(I) by installing appropriate
6 water control structures, such as
7 water bars; or

8 “(II) by ensuring the surface of
9 the road slopes such that water quick-
10 ly drains off the surface of the road;

11 “(ii) for purposes of preventing access
12 by vehicles—

13 “(I) by blocking the entrance of
14 the road; and

15 “(II) by scattering slash atop the
16 road surface; and

17 “(iii) for purposes of restoring native
18 vegetation—

19 “(I) by scarifying lightly the sur-
20 face of the road;

21 “(II) by seeding the surface of
22 the road, as needed; and

23 “(III) by treating noxious weeds.

24 “(19) RESIDENCE.—The term ‘residence’
25 means a privately owned, permanent structure that

1 is maintained for habitation as a dwelling or work-
2 place.

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

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

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

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

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

1 “(25) **TIMBER-BYPRODUCT.**—The term ‘timber-
2 byproduct’ means timber produced as a consequence
3 of vegetative treatments or other management ac-
4 tions undertaken solely to achieve ecological goals.

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

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

17 **“SEC. 3. LAND MANAGEMENT.**

18 “(a) **IN GENERAL.**—Notwithstanding the Act of June
19 9, 1916 (39 Stat. 218, chapter 137), and the Act of Feb-
20 ruary 26, 1919 (40 Stat. 1179, chapter 47), any portion
21 of the revested Oregon and California Railroad grant land
22 or the reconveyed Coos Bay Wagon Road grant land that
23 is under the jurisdiction of the Department, heretofore
24 part of the covered land as defined in this Act, shall be
25 managed in accordance with this Act.

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

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

15 “(1) Dry Forestry Emphasis Area; or

16 “(2) Moist Forestry Emphasis Area.

17 “(d) PUBLIC DOMAIN AND ACQUIRED LAND, COOS
18 BAY WAGON ROAD LAND, AND LAND MANAGEMENT RA-
19 TIONALIZATION LAND.—Any Federal public land gen-
20 erally depicted as ‘covered land’ on the map entitled ‘O
21 & C Land Grant Act of 2014’ and dated November 3,
22 2014, that is not designated as Oregon and California
23 Railroad grant land under this Act, as of the date of en-
24 actment of the Oregon and California Land Grant Act of
25 2015 shall be designated as Oregon and California Rail-

1 road grant land and managed as covered land under this
2 Act.

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

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

11 “(A) for public safety purposes; or

12 “(B) to fulfill existing obligations pursuant
13 to agreements affecting adjacent private land.

14 “(2) FOREST MANAGEMENT OF LEGACY
15 TREES.—

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

19 “(I) safety purposes; or

20 “(II) tree tipping and felling activi-
21 ties.

22 “(ii) When legacy trees are located within
23 a Moist Forest Emphasis Area the Secretary
24 shall, to the greatest extent practicable, protect

1 legacy trees by using them to meet the reten-
2 tion requirements applicable under section 8.

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

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

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

14 “(2) under the Endangered Species Act of 1973
15 (16 U.S.C. 1531 et seq.);

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

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

20 “(g) EFFECT ON PREVIOUS DESIGNATIONS.—If
21 there is a conflict between any portion of this Act and
22 land protection designations included in the National
23 Landscape Conservation System or boundaries for such
24 designations, the more protective provision shall control.

1 “(h) ADJACENT PRIVATE LAND LANDOWNER AC-
2 TIONS.—

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

8 “(A) the residence is in existence on the
9 date of enactment of the Oregon and California
10 Land Grant Act of 2015;

11 “(B) the treatment is carried out at the
12 expense of the person;

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

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

20 “(2) NOTICE.—

21 “(A) IN GENERAL.—Not less than 30 days
22 before beginning to treat land described in
23 paragraph (1), the person shall notify, in writ-
24 ing, the Secretary of the intention of that per-
25 son to treat that land.

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

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

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

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

15 “(B) No herbicide or insecticide applica-
16 tion shall be used.

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

18 “(i) less flammable species are favored
19 for retention; and

20 “(ii) the adequate height and spacing
21 between bushes and trees are maintained.

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

23 “(i) to a height of the lesser of 10 feet
24 or 50 percent of the crown height of the
25 tree; and

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

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

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

11 “(i) REDESIGNATIONS OF MOIST FORESTRY EMPHA-
12 SIS AREA AND DRY FORESTRY EMPHASIS AREA LAND.—

13 “(1) AUTHORIZATION TO REDESIGNATE.—

14 “(A) EVALUATION REQUIRED.—Not later
15 than 5 years after the date of enactment of the
16 Oregon and California Land Grant Act of 2015
17 and every 5 years thereafter, the Secretary—

18 “(i) shall evaluate the initial assign-
19 ments of ‘Dry Forest’ and ‘Moist Forest’
20 on the map entitled ‘O&C Land Grant Act
21 of 2014: Moist Forest and Dry Forest’ and
22 dated November 3, 2014, and

23 “(ii) may, as the Secretary determines
24 to be necessary and in accordance with the
25 criteria described in paragraph (2)—

1 “(I) redesignate Moist Forestry
2 Emphasis Area land as Dry Forestry
3 Emphasis Area land; and

4 “(II) redesignate Dry Forestry
5 Emphasis Area land as Moist For-
6 estry Emphasis Area land.

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

13 “(2) CRITERIA.—

14 “(A) IN GENERAL.—In redesignating land
15 as Moist Forestry Emphasis Area or Dry For-
16 estry Emphasis Area, the Secretary shall use
17 the criteria described in this paragraph.

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

21 “(i)(I) would have historically experi-
22 enced infrequent wildfires at intervals that
23 are greater than 100 years; and

- 1 “(II) these wildfires would have in-
2 cluded significant areas of partial or com-
3 plete stand-replacement intensity; and
4 “(ii) dominated by 1 or more of the
5 following plant association groups:
6 “(I) The Western Hemlock
7 (*Tsuga heterophylla*) series.
8 “(II) The Sitka Spruce (*Picea*
9 *sitchensis*) series.
10 “(III) The Western Red cedar
11 (*Thuja plicata*) series.
12 “(IV) The Pacific Silver Fir
13 (*Abies amabilis*) series.
14 “(V) The Mountain Hemlock
15 (*Tsuga mertensiana*) series.
16 “(VI) The Subalpine Fir-
17 Engelmann Spruce (*Abies lasiocarpa*-
18 *Picea engelmannii*) series.
19 “(VII) The Tanoak (*Lithocarpus*
20 *densiflorus*) series.
21 “(VIII) The Moist Grand Fir
22 (*Abies grandis*) plant association
23 group.

1 “(IX) The Moist White Fir
2 (Abies concolor) plant association
3 group.

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

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

9 “(II) these wildfires would have been
10 predominantly low or mixed in severity;
11 and

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

14 “(I) The Moist Grand Fir (Abies
15 grandis) plant association group.

16 “(II) The Moist White Fir (Abies
17 concolor) plant association group.

18 “(III) The Ponderosa Pine
19 (Pinus ponderosa) series.

20 “(IV) The Oregon White Oak
21 (Quercus garryana) series.

22 “(V) The Douglas-fir
23 (Pseudotsuga menziesii) series.

24 “(VI) The Jeffrey Pine (Pinus
25 jeffreyi) series.

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

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

7 “(D) MIXED FORESTS.—

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

16 “(ii) MIXED FORESTS.—For land that
17 meets criteria under both subparagraphs
18 (B) and (C), the Secretary may choose to
19 categorize the land as either Moist For-
20 estry Emphasis Area or Dry Forestry Em-
21 phasis Area to align with the designations
22 of adjacent covered land.

23 “(3) PUBLIC COMMENT.—In carrying out sub-
24 section (i)(1)(A), the Secretary shall provide the

1 public a period of not less than 60 days to comment
2 on a proposed redesignation of land.

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

5 “(1) affects any private ownership or rights, in-
6 cluding rights-of-way and reciprocal rights-of-way
7 agreements, tail hold agreements, permits, easement
8 obligations, and tribal treaty rights; or

9 “(2) affects the ability or process under which
10 the Secretary can grant new permissions or termi-
11 nates any valid existing lease, permit, patent, agree-
12 ment, or other right of authorization, including new
13 permissions for an existing lease, permit, patent,
14 agreement, or other right of authorization con-
15 cerning access to or for forest management activities
16 on adjacent private land, upon enactment of the Or-
17 egon and California Land Grant Act of 2015.

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

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

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

1 “(A) is limited to plants listed by the Or-
2 regon Department of Agriculture as invasive
3 plants;

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

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

9 “(2) The Secretary and the State of Oregon
10 shall develop an agreement to provide fire protection
11 on the covered land, renegotiable every 5 years after
12 the date of enactment to reassess fire protection
13 needs.

14 “(m) SPECIAL MANAGEMENT AND RESEARCH
15 AREAS.—

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

1 and research areas in accordance with the criteria
2 described in paragraph (2).

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

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

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

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

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

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

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

24 “(A) increasing social awareness and
25 knowledge of the environmental, social, and eco-

1 nomic impacts on the implementation of eco-
2 logical forestry on public land;

3 “(B) improving the health of rural commu-
4 nities and citizens;

5 “(C) reducing uncharacteristic fires and
6 the degradation of ecosystem health;

7 “(D) increasing conservation with a land-
8 scape approach;

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

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

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

20 “(5) INSTITUTIONS OF HIGHER EDUCATION.—
21 Not less than 10 percent of the authorized projects
22 conducted annually under this subsection shall be
23 conducted by an institution of higher education
24 other than Oregon State University.

25 “(6) MINIMUM ACREAGE.—

1 “(A) IN GENERAL.—Not less than 3,750
2 acres of the land designated under paragraph
3 (1) shall be treated during each 5-year period.

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

10 “(7) REVIEW.—The Secretary shall—

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

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

17 “(8) CALCULATION.—The Secretary shall esti-
18 mate—

19 “(A) the quantity of timber that can be
20 produced in the sustained yield base from the
21 Moist Forestry Emphasis Area, not including
22 riparian reserves established under section 4,
23 late successional old-growth forest reserves and
24 other reserves; and

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

6 “(n) TRANSITION.—

7 “(1) IN GENERAL.—During the period begin-
8 ning on the date of enactment of the Oregon and
9 California Land Grant Act of 2015 and ending 90
10 days after the date on which the record of decision
11 is completed under section 6, a transition period
12 shall be in effect in accordance with this section.

13 “(2) MANAGEMENT.—

14 “(A) EXISTING CONTRACTS.—Any timber
15 sale or agreement to perform work on covered
16 land that was entered into by the Secretary be-
17 fore the date of enactment of the Oregon and
18 California Land Grant Act of 2015 shall remain
19 binding and effective according to the terms of
20 the contract.

21 “(B) PENDING TIMBER SALES.—Timber
22 sales for which review under the National Envi-
23 ronmental Policy Act of 1969 (42 U.S.C. 4321
24 et seq.) has been completed or will be completed
25 not later than 90 days following the date of en-

1 actment of the Oregon and California Land
2 Grant Act of 2015 shall continue as planned.

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

8 “(i) comply with the designations and
9 requirements of this Act; and

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

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

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

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

2 “(a) AQUATIC CONSERVATION STRATEGY.—

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

14 “(2) PROGRAM COMPONENTS MODIFIED.—In
15 addition to those program components contained in
16 the Aquatic Conservation Strategy of the NWFP,
17 the aquatic conservation strategy under paragraph
18 (1) shall also incorporate provisions for watershed
19 analysis in accordance with paragraph (2)(A), and
20 riparian reserve establishment and management
21 within the Moist Forestry Emphasis Area or Dry
22 Forestry Emphasis Area but that are not within
23 Source Water Emphasis Areas or within Key Water-
24 sheds designated in the Aquatic Conservation Strat-
25 egy in accordance with paragraph (3).

26 “(A) WATERSHED ANALYSIS.—

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

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

10 “(I) The importance of the
11 streams to salmonid and other native
12 aquatic species.

13 “(II) The potential impacts of
14 thermal loading.

15 “(III) The presence of areas of
16 high erosion potential.

17 “(IV) The potential for the deliv-
18 ery and deposition of sediment and
19 wood from upslope sources.

20 “(B) VEGETATION MANAGEMENT.—Vege-
21 tative management projects undertaken in ri-
22 parian reserves or vegetative management
23 projects or harvest undertaken in the outer ri-
24 parian zone shall not cut or harvest trees in the
25 90 year age class or above.

1 “(3) ESTABLISHMENT AND ACTIVITIES WITHIN
2 1 SITE-POTENTIAL TREE HEIGHT OF STREAMS WITH-
3 IN FOREST EMPHASIS AREAS AS VARIATIONS ON
4 SECTION 4(a).—

5 “(A) RIPARIAN RESERVE.—

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

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

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

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

23 “(III) 100-feet slope distance
24 from a fish-bearing stream that is not

1 a stream described in subclauses (I)
2 and (II).

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

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

13 “(B) OUTER RIPARIAN ZONES.—

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

16 “(I) IN GENERAL.—The outer ri-
17 parian zone is the area between the ri-
18 parian reserve established in clause
19 (A)(ii) and 1 site-potential tree
20 height.

21 “(II) MANAGEMENT.—The Sec-
22 retary may carry out harvest in areas
23 in the outer riparian zones using the
24 standards for ecological forestry in
25 Forestry Emphasis Areas subject to

1 section 4(a)(3)(D) and other relevant
2 provisions of this Act.

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

9 “(D) TREE RETENTION LEVELS IN AQUAT-
10 IC AREAS.—Not later than 60 days after the
11 date of enactment of the Oregon and California
12 Land Grant Act of 2015, the Secretary, in con-
13 sultation with the Director of the United States
14 Fish and Wildlife Service, the Administrator of
15 the National Oceanic and Atmospheric Admin-
16 istration, the Director of the United States Ge-
17 ological Survey and the Administrator of the
18 Environmental Protection Agency, shall estab-
19 lish minimum live and dead tree retention levels
20 for thinning and other vegetation management
21 projects consistent with the goals identified in
22 subsection (a)(1).

23 “(4) MANAGEMENT ACTIVITIES FOR CONSERVA-
24 TION AREA RIPARIAN RESERVES, KEY WATERSHEDS
25 & SOURCE WATER EMPHASIS AREAS.—Riparian re-

1 serves and reserve widths within the Conservation
2 Emphasis Areas, source water emphasis areas, and
3 Key Watersheds shall be managed to carry out the
4 Aquatic Conservation Strategy as set forth in sub-
5 section (a)(1) without modifications set forth in sub-
6 section (a)(2).

7 “(5) ADJUSTMENT OF RIPARIAN RESERVE
8 WIDTHS AND MANAGEMENT.—

9 “(A) IN GENERAL.—Not earlier than 5
10 years after the date of enactment of the Oregon
11 and California Land Grant Act of 2015, and
12 not more frequently than once each 5 years
13 thereafter, the Secretary may adjust the ripar-
14 ian reserve widths established under paragraph
15 (1), as well as the size of designated key water-
16 sheds, subject to the advice of the scientific
17 committee established under subparagraph (B).

18 “(B) SCIENTIFIC COMMITTEE.—

19 “(i) ESTABLISHMENT.—The Secretary
20 shall establish a scientific committee made
21 up of scientific and land management ex-
22 pertise to determine whether the riparian
23 reserve widths and management should be
24 adjusted to better attain the goals and ob-

1 jectives of the Aquatic Conservation Strat-
2 egy.

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

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

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

21 “(aa) an advanced degree in
22 a related field; and

23 “(bb) subsequent relevant
24 work experience.

1 “(iii) DUTIES.—The scientific com-
2 mittee shall make recommendations re-
3 garding whether the riparian reserve
4 widths and management should be ad-
5 justed on individual bodies of water, and
6 submit said recommendations to the Sec-
7 retary in a report, taking into consider-
8 ation—

9 “(I) the criteria listed in section
10 4(a)(2)(A)(ii);

11 “(II) additional criteria deemed
12 appropriate;

13 “(III) new scientific information
14 and understanding; and

15 “(IV) the need to manage cov-
16 ered land per section 3(b).

17 “(iv) PUBLIC REVIEW & COMMENT.—
18 On receipt of the report under clause (iii),
19 the Secretary shall—

20 “(I) make the report available to
21 the public; and

22 “(II) provide a period of not less
23 than 60 days for public comment re-
24 garding the recommendations con-
25 tained in the report.

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

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

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

15 “(b) ROADS.—

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

20 “(2) EXCEPTIONS.—

21 “(A) TEMPORARY ROADS.—The Secretary
22 may construct a temporary road to enter a ri-
23 parian reserve, including crossing a stream
24 where necessary, to complete a vegetation man-
25 agement project, if—

1 “(i) there is no existing road system
2 that can be used;

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

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

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

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

22 “(c) STREAM IMPROVEMENT WORK.—

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

1 “(2) PERMITTED ACTIVITIES.—

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

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

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

20 “(D) CULVERT REPLACEMENT.—The Sec-
21 retary may replace a culvert that impedes the
22 passage of fish or is unable to withstand a 100-
23 year flood event.

24 “(3) ACTIVITIES CATEGORICALLY EXCLUDED
25 FROM REVIEW.—Except as provided in paragraph

1 (4), each activity described in paragraph (2) shall
2 be—

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

9 “(B) exempt from administrative review.

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

12 “(A) a component of the National Wilder-
13 ness Preservation System;

14 “(B) a component of the National Wild
15 and Scenic Rivers System;

16 “(C) land with wilderness characteristics
17 as defined in the Bureau of Land Management
18 Manual provisions 6310 and 6320; or

19 “(D) a Conservation Emphasis Area estab-
20 lished by section 10 if the activity would be in-
21 consistent with the purposes and values for
22 which the area was established.

23 **“SEC. 5. NOTICE OF INTENT.**

24 “(a) IN GENERAL.—Not later than 30 days after the
25 date of enactment of the Oregon and California Land

1 Grant Act of 2015, and every 5 years thereafter the Sec-
2 retary shall publish in the Federal Register a notice of
3 intent to prepare—

4 “(1) the landscape prioritization plan; and

5 “(2) the draft comprehensive environmental im-
6 pact statements required under section 6(g)(2).

7 “(b) PUBLIC COMMENT.—During the 45-day period
8 beginning on the date of publication of the notice of intent
9 under subsection (a), the Secretary shall solicit public
10 comments regarding—

11 “(1) the scope and content of the documents
12 described in subsection (a); and

13 “(2) the impacts that the Secretary should ana-
14 lyze regarding the alternatives in the draft com-
15 prehensive environmental impact statements de-
16 scribed in subsection (a)(2).

17 “(c) COORDINATION WITH PREPARATION OF LAND
18 USE PLANS.—The Secretary shall include the notice of
19 intent in the development or revision of a land use plan
20 required under section 202 of the Federal Land Policy and
21 Management Act of 1976 (43 U.S.C. 1712) for the cov-
22 ered land or shall amend the land use plan required under
23 section 202 of the Federal Land Policy and Management
24 Act of 1976 (43 U.S.C. 1712) for the covered land.

1 “(d) INITIATION OF EARLY PLANNING AND CON-
2 SULTATION AGREEMENT.—Not later than 30 days after
3 the date on which a notice of intent is published under
4 subsection (a), the Secretary of the Interior, the Secretary
5 of Commerce, and the Administrator of the Environmental
6 Protection Agency shall—

7 “(1) enter into an early planning and consulta-
8 tion agreement, including timelines, regarding the
9 development of information, data and documents re-
10 quired to carry out this Act with—

11 “(A) the United States Fish and Wildlife
12 Service;

13 “(B) the National Oceanic and Atmos-
14 pheric Administration;

15 “(C) the Environmental Protection Agen-
16 cy; and

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

18 “(2) invite to serve as cooperating agencies or
19 to provide comments regarding the notice of in-
20 tent—

21 “(A) the State of Oregon;

22 “(B) Federally recognized Indian tribes
23 with ancestral land or officially ceded land in
24 the covered land; and

25 “(C) affected units of local government.

1 **“SEC. 6. LANDSCAPE PRIORITIZATION PLANS.**

2 “(a) IN GENERAL.—Not later than 270 days after
3 the date of enactment of the Oregon and California Land
4 Grant Act of 2015, and every 5 years thereafter the Sec-
5 retary, shall develop and make available to the public a
6 landscape prioritization plan, which shall prioritize vegeta-
7 tion management projects and describe activities to be per-
8 formed and areas to be established to satisfy landscape-
9 related needs in the covered land—

10 “(1) as a part of the development or revision of
11 a land use plan required under section 202 of the
12 Federal Land Policy and Management Act of 1976
13 (43 U.S.C. 1712) for the covered land; and

14 “(2) implement the landscape prioritization
15 plan required in this section through the comprehen-
16 sive environmental impact statements regardless of
17 whether a revision of that land use plan has been
18 completed.

19 “(b) COORDINATION.—The Secretary shall develop
20 the landscape prioritization plan under this section under
21 the agreement entered into under section 5(d) in coordina-
22 tion with the Director of the United States Fish and Wild-
23 life Service and the Administrator of the National Oceanic
24 and Atmospheric Administration to ensure that the land-
25 scape prioritization plan complies with the Endangered
26 Species Act of 1973 (16 U.S.C. 1531 et seq.) and in co-

1 ordination with the State of Oregon to ensure compliance
2 with water quality standards adopted under the Federal
3 Water Pollution Control Act (33 U.S.C. 1251 et seq.).

4 “(c) COMPONENTS.—

5 “(1) PROJECTS IN MOIST FORESTRY EMPHASIS
6 AREA.—

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

13 “(B) REQUIREMENTS.—

14 “(i) IN GENERAL.—For each consecu-
15 tive 5-year period during the period de-
16 scribed in subparagraph (A), the Secretary
17 shall plan to conduct—

18 “(I) variable retention harvest
19 consistent with this Act across stands
20 that comprise 4 to 6 percent of the
21 Moist Forestry Emphasis Area, sub-
22 ject to clause (ii); and

23 “(II) thinning activities con-
24 sistent with this Act across stands in
25 Moist Forest Emphasis Area.

1 “(ii) VEGETATION MANAGEMENT
2 PROJECTS.—The locations of the proposed
3 vegetation management projects under
4 clause (i)(I) shall be distributed across the
5 Bureau of Land Management districts, to
6 the extent practicable.

7 “(2) PROJECTS IN DRY FORESTRY EMPHASIS
8 AREA.—The Secretary shall identify the locations of
9 the vegetation management projects consistent with
10 ecological forestry principles the Secretary proposes
11 to conduct in the Dry Forestry Emphasis Area for
12 each consecutive length of the Landscape
13 Prioritization Plan beginning on the date of enact-
14 ment of the Oregon and California Land Grant Act
15 of 2015.

16 “(3) PROJECTS IN CONSERVATION EMPHASIS
17 AREA.—The Secretary shall identify the locations of
18 vegetation management projects, including habitat
19 protection or restoration projects, the Secretary pro-
20 poses to conduct in the Conservation Emphasis Area
21 consistent with section 10 for the length of each
22 Landscape Prioritization Plan beginning on the date
23 of enactment of the Oregon and California Land
24 Grant Act of 2015.

25 “(4) SPECIFIC INFORMATION FOR PROJECTS.—

1 “(A) IN GENERAL.—For each vegetation
2 management project proposed by the Secretary,
3 the Landscape Prioritization Plan shall include
4 an identification of—

5 “(i) the location of forest stands to be
6 treated;

7 “(ii) the approximate size and timing
8 of the treatment in those stands;

9 “(iii) the specific vegetation treatment
10 recommended for each forest stand; and

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

13 “(B) ONSITE REVIEWS.—In addition to
14 identifying forest stands under subparagraph
15 (A), the Secretary shall conduct onsite reviews
16 to verify, at a minimum—

17 “(i) riparian and aquatic parameters
18 and assessments;

19 “(ii) any streams or aquatic resources
20 within the specific stands;

21 “(iii) water quality;

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

24 “(v) road conditions and information;
25 and

1 “(vi) forest stand boundaries.

2 “(d) PUBLIC COMMENT.—The Secretary shall solicit
3 public comments regarding the Landscape Prioritization
4 Plan for a period of not less than 60 days after the date
5 on which the Secretary makes the landscape prioritization
6 plan available to the public.

7 “(e) REVISED PLAN.—The Secretary shall revise the
8 Landscape Prioritization Plan as the Secretary considers
9 to be necessary, based on public comments received under
10 subsection (d).

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

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

21 “(2) COMPONENTS OF THE MONITORING AS-
22 SESSMENT.—In preparing the monitoring assess-
23 ment, the Secretary shall include assessments and
24 reports on—

1 “(A) changes in the volume and quality of
2 timber sold;

3 “(B) changes in water quality;

4 “(C) changes in recreation;

5 “(D) the effectiveness of fish and wildlife
6 protections;

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

9 “(F) changes in forest health and fish and
10 wildlife habitat.

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

17 “(A) for Moist Forestry Emphasis Areas—

18 “(i) landscape-level plans depicting
19 areas of the moist forest landscape that
20 would result in a distribution of variable
21 retention regeneration harvests to ensure
22 the desired placement and the appropriate
23 scale of vegetation management projects;
24 and

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

8 “(B) for Dry Forestry Emphasis Areas—

9 “(i) a landscape-level plan depicting
10 areas of dry forest landscape that will be
11 left over the length of the Landscape
12 Prioritization Plan in a denser condition
13 beginning on the date of enactment of the
14 Oregon and California Land Grant Act of
15 2015; and

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

21 “(I) communities in the wildland-
22 urban interface (as defined in section
23 101 of the Healthy Forests Restora-
24 tion Act of 2003 (16 U.S.C. 6511));
25 and

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

5 “(C) for Conservation Emphasis Areas the
6 Secretary shall describe and evaluate the land-
7 scape-level plan depicting areas of the Con-
8 servation Emphasis Areas that will be left in a
9 more natural condition over the length of the
10 Landscape Prioritization Plan beginning on the
11 date of enactment of the Oregon and California
12 Land Grant Act of 2015.

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

18 “(h) ENVIRONMENTAL COMPLIANCE.—

19 “(1) IN GENERAL.—The Secretary shall imple-
20 ment the Landscape Prioritization Plan, including
21 priorities and vegetation management projects iden-
22 tified in a landscape prioritization plan under section
23 6(a), in accordance with the National Environmental
24 Policy Act of 1969 (42 U.S.C. 4321 et seq.) and the
25 requirements of this section.

1 “(2) DRAFT COMPREHENSIVE ENVIRONMENTAL
2 IMPACT STATEMENTS.—Not later than 18 months
3 after the date of enactment of the Oregon and Cali-
4 fornia Land Grant Act of 2015, and every 5 years
5 thereafter the Secretary shall publish notice in the
6 Federal Register of the availability for public review
7 of 2 draft comprehensive environmental impact
8 statements for the vegetation management projects
9 proposed to be carried out during the 5-year period,
10 of which—

11 “(A) 1 shall cover the Moist Forestry Em-
12 phasis Area and, of the Conservation Emphasis
13 Areas designated under section 10—

14 “(i) the Conservation Network that is
15 predominantly moist forest;

16 “(ii) the Late Successional Old-
17 Growth Forest Heritage Reserves;

18 “(iii) the Drinking Water Special
19 Management Units;

20 “(iv) the Molalla National Recreation
21 Area;

22 “(v) the Crabtree Valley Primitive
23 Backcountry Area;

24 “(vi) the Brummit Fir Primitive
25 Backcountry Area;

1 “(vii) the Kilchis Wild Salmon Refuge
2 Area; and

3 “(viii) the Protected Environmental
4 Zones that are predominantly moist forest;
5 and

6 “(B) 1 shall cover the Dry Forestry Em-
7 phasis Area and, of the Conservation Emphasis
8 Areas designated under section 10—

9 “(i) the Conservation Network that is
10 predominantly dry forest;

11 “(ii) the Rogue Canyon National
12 Recreation Area;

13 “(iii) the Illinois Valley Salmon and
14 Botanical Area;

15 “(iv) the Grizzly Peak Primitive
16 Backcountry Area;

17 “(v) the Dakubetede Primitive
18 Backcountry Area;

19 “(vi) the Wellington Wildlands Primi-
20 tive Backcountry Area;

21 “(vii) the Mungers Butte Primitive
22 Backcountry Area;

23 “(viii) the Pacific Crest Trail Cor-
24 ridor;

1 “(ix) the Applegate Primitive
2 Backcountry Area; and

3 “(x) the Protected Environment Zones
4 that are predominantly dry forest.

5 “(3) ALTERNATIVES.—Each draft comprehen-
6 sive environmental impact statement under this sub-
7 section shall analyze different locations for the rel-
8 evant vegetation management projects under—

9 “(A) the no-action alternative; and

10 “(B) 3 other alternatives that are con-
11 sistent with this Act.

12 “(4) INTERAGENCY COORDINATION AND CO-
13 OPERATION.—The Secretary shall require the Direc-
14 tors of the Bureau of Land Management and the
15 United States Fish and Wildlife Service to coordi-
16 nate and cooperate between their agencies, and shall
17 coordinate and cooperate with the Secretary of Com-
18 merce in developing each draft comprehensive im-
19 pact statement under this subsection to ensure com-
20 pliance with the Endangered Species Act of 1973
21 (16 U.S.C. 1531 et seq.).

22 “(5) PUBLIC COMMENT.—The Secretary shall
23 solicit public comment regarding the draft com-
24 prehensive environmental impact statements under
25 subsection (b) during the 60-day period beginning

1 on the date on which the Secretary makes the draft
2 comprehensive environmental impact statements
3 available to the public.

4 “(6) FINAL COMPREHENSIVE ENVIRONMENTAL
5 IMPACT STATEMENTS.—Not later than 27 months
6 after the date of enactment of the Oregon and Cali-
7 fornia Land Grant Act of 2015, and 9 months after
8 publication of subsequent draft comprehensive envi-
9 ronmental impact statements the Secretary—

10 “(A) shall prepare 2 final comprehensive
11 environmental impact statements for the vege-
12 tation management projects that have been
13 identified in the draft comprehensive environ-
14 mental impact statements in paragraph (2);

15 “(B) shall publish in the Federal Register
16 a notice of availability for public review of the
17 final comprehensive environmental impact state-
18 ments; and

19 “(C) may publish the final comprehensive
20 environmental impact statements in conjunction
21 with the environmental impact assessments re-
22 lating to the land use plan developed by the Bu-
23 reau of Land Management for the covered land.

24 “(7) RECORDS OF DECISION.—Except as pro-
25 vided in section 7(a), not later than 60 days after

1 the date on which a notice of availability of the final
2 comprehensive environmental impact statements is
3 published in the Federal Register, the Secretary
4 shall issue a record of decision relating to the vege-
5 tation management projects analyzed in the final
6 comprehensive environmental impact statements.

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

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

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

20 “(2) ELIGIBILITY.—To be eligible to file an ob-
21 jection to the final environmental impact statement
22 or a protest for a proposed vegetation management
23 project under paragraph (1), a person shall have
24 submitted to the Secretary during the 60-day period
25 described in section 6(h)(5) written comments that

1 describe the objections to the action proposed under
2 the final comprehensive environmental impact state-
3 ment.

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

8 “(A)(i) a proposed activity under the vege-
9 tation management project is inconsistent with
10 a record of decision; and

11 “(ii) the likely impacts of that activity are
12 inconsistent with the impacts analyzed in the
13 final comprehensive environmental impact state-
14 ment;

15 “(B) the vegetation management project
16 violates the Endangered Species Act of 1973
17 (16 U.S.C. 1531 et seq.) or the Federal Water
18 Pollution Control Act (33 U.S.C. 1251 et seq.);
19 or

20 “(C)(i) in the circumstance of new infor-
21 mation, changed circumstances, or changed con-
22 ditions on a particular project that may result
23 in significant negative environmental impacts
24 that were not encompassed in the analysis in

1 the applicable final comprehensive environ-
2 mental impact statement; and

3 “(ii) those circumstances were not consid-
4 ered in the final comprehensive environmental
5 impact statement.

6 “(4) RESPONSE.—The Secretary shall respond
7 in writing to an objection filed under paragraph (1)
8 not later than 30 days after the date on which the
9 objection is filed.

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

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

21 “(A) immediately after the Secretary re-
22 sponds to the objection; or

23 “(B) as soon as practicable after the date
24 on which the Secretary supplements the final

1 comprehensive environmental impact statement
2 to reflect that objection under section 7(a)(4).

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

12 “(c) JUDICIAL REVIEW.—

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

16 “(2) VENUE.—Venue for any covered civil ac-
17 tion shall lie in the United States District Court for
18 the District of Oregon or the United States District
19 Court for the District of Columbia.

20 “(3) ADDITIONAL STANDING REQUIREMENTS
21 FOR NEPA.—A person shall only have standing to
22 bring a covered civil action under paragraph (1) for
23 claims under the National Environmental Policy Act
24 of 1969 (42 U.S.C. 4321 et seq.), if that person
25 filed an objection under subsection (a)(1).

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

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

13 “(6) EXPEDITED PROCEEDINGS.—

14 “(A) IN GENERAL.—Congress expects that
15 judicial review of covered actions will be based
16 on review of the administrative record prepared
17 by the Secretary.

18 “(B) DISPOSITION.—The disposition of the
19 complaint, by summary judgment or any other
20 mechanism, shall commence not later than 190
21 days after the date on which the covered civil
22 action is commenced.

23 “(C) EXPEDITIOUS COMPLETION OF JUDI-
24 CIAL REVIEW.—Congress encourages a court of
25 competent jurisdiction to expedite, to the max-

1 imum extent practicable, the proceedings in a
2 covered civil action with the goal of rendering
3 a final determination on the merits of the cov-
4 ered civil action as soon as practicable after the
5 date on which a complaint or appeal is filed to
6 initiate the action.

7 “(7) APPLICABILITY.—Except as otherwise pro-
8 vided in this section, judicial review of a covered
9 agency action shall be conducted in accordance with
10 subchapter II of chapter 5, and chapter 7, of title
11 5, United States Code (commonly known as the ‘Ad-
12 ministrative Procedure Act’).

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

14 “(a) IN GENERAL.—

15 “(1) CONFORMITY WITH PRINCIPLE OF SUS-
16 TAINED YIELD.—Timber from the Moist Forestry
17 Emphasis Area shall be sold, cut, and removed in
18 conformity with the principle of sustained yield as
19 defined by the Federal Land Policy and Manage-
20 ment Act of 1976 (43 U.S.C. 1701 et seq.) and in
21 accordance with the provisions of this Act.

22 “(2) PRODUCTION LEVELS.—The Secretary
23 shall maintain the highest consistent timber produc-
24 tion levels that can be sustained under ecological

1 forestry principles and other provisions described in
2 this Act.

3 “(3) CALCULATION.—

4 “(A) IN GENERAL.—The Secretary shall
5 calculate—

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

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

21 “(B) REQUIREMENTS.—The Secretary
22 shall—

23 “(i) calculate the quantities under
24 clauses (i) and (ii) of subparagraph (A) in
25 5-year increments; and

1 “(ii) in calculating that quantity, clas-
 2 sify the volume of timber that could be of-
 3 fered from the various areas defined in
 4 subparagraph (A).

5 “(b) MANAGEMENT OF MOIST FORESTRY EMPHASIS
 6 AREA.—

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

10 “(2) ECOLOGICAL FORESTRY PRINCIPLES FOR
 11 MOIST FORESTRY EMPHASIS AREAS.—The ecological
 12 forestry principles referred to in paragraph (1) re-
 13 late to variable retention regeneration harvests and
 14 include—

15 “(A) the retention of legacy trees;

16 “(B) the acceleration of the development of
 17 structural complexity, including spatial hetero-
 18 geneity, through the use of diverse silvicultural
 19 approaches, such as variable density and clump-
 20 based thinning prescriptions;

21 “(C) the implementation of variable reten-
 22 tion regeneration harvesting activities that re-
 23 tain approximately $\frac{1}{3}$ of the live basal area of
 24 the forest within the harvest area, primarily but
 25 not exclusively in aggregates, provided that

1 non-fish bearing stream riparian reserves within
 2 the harvest unit count towards retention, but
 3 other reserves, including riparian reserves on
 4 fish bearing streams, do not count;

5 “(D) the development and maintenance of
 6 early seral ecosystems with diverse species fol-
 7 lowing harvesting activities through the use of
 8 less intense approaches to site preparation and
 9 tree regeneration and nurturing of diverse early
 10 seral ecosystems; and

11 “(E) the long-term establishment of a sil-
 12 vicultural system that includes the development
 13 and management of multiaged, mixed-species
 14 stands.

15 “(3) VARIABLE RETENTION REGENERATION
 16 HARVEST.—

17 “(A) IN GENERAL.—The Secretary shall
 18 designate not less than 4 percent and not great-
 19 er than 6 percent of the moist forests described
 20 in paragraph (1) as land on which the Sec-
 21 retary shall carry out during each 5 year period
 22 variable retention regeneration harvesting ac-
 23 tivities, consistent with—

24 “(i) this section and other provisions
 25 of this Act;

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

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

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

10 “(A) have been previously subject to forest
11 management;

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

14 “(C) are not within 1 site-potential tree
15 height of any stream, or within a source water
16 emphasis area or a key watershed under the
17 NWFP;

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

19 “(E) apply the implementation of variable
20 retention regeneration harvesting activities that
21 retain approximately $\frac{1}{4}$ of the live basal area of
22 the forest within the harvest area, provided that
23 non-fish bearing stream riparian reserves within
24 the harvest unit count towards retention, but
25 other reserves, including riparian reserves on

1 fish bearing streams, do not. In total, not less
2 than 15 percent of the live basal area in the
3 stand, excluding all reserves, must be retained.

4 “(c) ROADS.—

5 “(1) IN GENERAL.—The Secretary shall not in-
6 crease the total quantity of mileage of permanent,
7 system and non-system roads that are operational in
8 the Moist Forestry Emphasis Area to a quantity
9 greater than the quantity of mileage in existence on
10 the date of enactment of the Oregon and California
11 Land Grant Act of 2015, excluding roads con-
12 structed pursuant to reciprocal rights of way agree-
13 ments, easement obligations or other access rights of
14 non-Federal parties in effect as of enactment of the
15 Oregon and California Land Grant Act of 2015,
16 subject to the rights of the owner of adjacent private
17 land as set forth in sections 3(e) and 3(j) of this
18 Act.

19 “(2) SYSTEM ROADS.—The Secretary—

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

23 “(B) subject to the availability of appro-
24 priations and to the maximum extent prac-
25 ticable, shall reduce the quantity of mileage of

1 system roads by decommissioning roads, subject
2 to the rights of the owner of adjacent private
3 land as set forth in sections 3(e) and 3(j) of
4 this Act, provided that decommissioning shall
5 be done with an adjacent private landowner if—

6 “(i) the adjacent private landowner is
7 a party to a reciprocal right-of-way agree-
8 ment covering an area which includes the
9 road in question; or

10 “(ii) the decommissioning would re-
11 move or increase the cost of vehicular ac-
12 cess to the adjacent private land.

13 “(3) NON-SYSTEM ROADS.—Subject to the
14 availability of appropriations, the Secretary shall an-
15 nually reduce the total quantity of mileage of non-
16 system roads.

17 “(4) TEMPORARY ROADS.—If the Secretary
18 constructs a temporary road as part of a vegetation
19 management project, the Secretary shall close and
20 decommission the temporary road not later than the
21 earlier of—

22 “(A) the date that is 2 years after the date
23 on which the activity for which the temporary
24 road was constructed is completed; and

1 “(B) the date that is 1 year after the date
2 on which the vegetation management project is
3 completed.

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

5 “(a) IN GENERAL.—

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

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

20 “(3) PRODUCTION LEVELS.—The Secretary
21 shall maintain the highest consistent timber produc-
22 tion levels that can be sustained under ecological
23 forestry principles and other provisions described in
24 this Act.

25 “(4) CALCULATION.—

1 “(A) IN GENERAL.—The Secretary shall
2 calculate—

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

10 “(ii) the quantity of timber as a by-
11 product the Secretary can produce, as part
12 of the Dry Forestry Emphasis Area, in-
13 cluding riparian reserves established under
14 section 4, and the portions of the Con-
15 servation Emphasis Area, as described in
16 the draft comprehensive environmental im-
17 pact statement under section 6.

18 “(b) REQUIREMENTS.—The Secretary shall main-
19 tain, restore, or improve conditions of tree density, tree
20 composition, and tree size distribution that will result in
21 a stand with a high level of resistance and resilience to
22 uncharacteristic wildfires, droughts, and insect events.

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

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

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

7 “(d) MANAGEMENT OF DRY FORESTRY EMPHASIS
8 AREAS.—

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

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

15 “(A) the retention and improvement of the
16 survivability of legacy trees through the reduc-
17 tion of adjacent fuels and competing vegetation
18 to promote resilience against mortality from in-
19 sects, disease, and fire;

20 “(B) the retention and protection of impor-
21 tant structures such as large hardwoods, snags,
22 and logs;

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

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

3 “(ii) to increase the mean stand di-
4 ameter; and

5 “(iii) to shift the composition of
6 stands to fire- and drought-tolerant spe-
7 cies;

8 “(D) the restoration of spatial hetero-
9 geneity through the variation of the treatment
10 of stands, such as by leaving untreated patches,
11 creating openings, and establishing tree clumps
12 and isolated single trees;

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

15 “(F) the harvesting of timber during the
16 restoration process;

17 “(G) the maintenance of sustainable and
18 fire-resilient conditions in perpetuity through
19 both passive and active management of the dry
20 forests in accordance with this subsection, in-
21 cluding the treatment of activity fuels and other
22 surface and ladder fuels and understory vegeta-
23 tion using prescribed fire, natural fire or me-
24 chanical activities; and

1 “(H) the retention of a basal area after a
2 partial cut that is not less than 35 percent of
3 the initial basal area of the sale.

4 “(e) ROADS.—

5 “(1) IN GENERAL.—The Secretary shall not in-
6 crease the total quantity of mileage of system roads
7 that are operational in the Dry Forestry Emphasis
8 Area to a quantity greater than the quantity of mile-
9 age in existence on the date of enactment of the Or-
10 regon and California Land Grant Act of 2015, ex-
11 cluding roads constructed pursuant to reciprocal
12 rights of way agreements, easement obligations or
13 other access rights of non-Federal parties in effect
14 as of enactment of the Oregon and California Land
15 Grant Act of 2015, subject to the rights of the
16 owner of adjacent private land as set forth in sec-
17 tions 3(e) and 3(j) of this Act.

18 “(2) SYSTEM ROADS.—The Secretary—

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

21 “(B) subject to the availability of appro-
22 priations, shall decommission or place into stor-
23 age all system roads that the Secretary has not
24 planned to use in the next 5 years for vegeta-
25 tion management projects or administrative

1 purposes, subject to the rights of the owner of
2 adjacent private land as set forth in sections
3 3(e) and 3(j) of this Act, provided that decom-
4 missioning shall be done with an adjacent pri-
5 vate landowner if—

6 “(i) the adjacent private landowner is
7 a party to a reciprocal right-of-way agree-
8 ment covering an area which includes the
9 road in question; or

10 “(ii) the decommissioning would re-
11 move or increase the cost of vehicular ac-
12 cess to the adjacent private land.

13 “(3) NONSYSTEM ROADS.—Subject to the avail-
14 ability of appropriations, the Secretary shall annu-
15 ally reduce the total quantity of mileage of non-
16 system roads by decommissioning.

17 “(4) TEMPORARY ROADS.—If the Secretary
18 constructs a temporary road as part of a vegetation
19 management project, the Secretary shall close and
20 decommission the temporary road not later than the
21 earlier of—

22 “(A) the date that is 2 years after the date
23 on which the activity for which the temporary
24 road was constructed is completed; and

1 “(B) the date that is 1 year after the date
2 on which the vegetation management project is
3 completed.

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

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

19 “(b) LATE SUCCESSIONAL OLD-GROWTH FOREST
20 HERITAGE RESERVES.—The approximately 510,000 acres
21 of land managed by the Secretary, as generally depicted
22 on the map entitled ‘O & C Land Grant Act of 2014: Late
23 Successional Old-Growth Forest Heritage Reserves’ and
24 dated November 3, 2014, which is designated as the ‘Late
25 Successional Old-Growth Forest Heritage Reserves’, the

1 purpose of which is to protect and preserve Moist Forest
2 stands that, as of the date of enactment of the Oregon
3 and California Land Grant Act of 2015, contain a 90 year
4 or above age class, shall be managed by the Secretary in
5 a manner that does not allow harvesting of any tree within
6 the area.

7 “(c) SPECIAL MANAGEMENT UNITS.—

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

18 “(A) MCKENZIE DRINKING WATER SPE-
19 CIAL MANAGEMENT UNIT.—The approximately
20 12,042 acres of land managed by the Secretary,
21 as generally depicted on the map entitled ‘O&C
22 Land Grant Act of 2014: McKenzie Source
23 Water Emphasis Area’ and dated November 3,
24 2014, which is designated as the ‘McKenzie
25 Drinking Water Special Management Unit’.

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

9 “(C) CLACKAMAS DRINKING WATER SPE-
10 CIAL MANAGEMENT UNIT.—The approximately
11 416 acres of land managed by the Secretary, as
12 generally depicted on the map entitled ‘O&C
13 Land Grant Act of 2014: Clackamas Source
14 Water Emphasis Area’ and dated November 3,
15 2014, which is designated as the ‘Clackamas
16 Drinking Water Special Management Unit’.

17 “(D) SPRINGFIELD DRINKING WATER SPE-
18 CIAL MANAGEMENT UNIT.—The approximately
19 3,161 acres of land managed by the Secretary,
20 as generally depicted on the map entitled ‘O&C
21 Land Grant Act of 2014: Springfield Source
22 Water Emphasis Area’ and dated November 3,
23 2014, which is designated as the ‘Springfield
24 Drinking Water Special Management Unit’.

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

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

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

19 “(2) MOLALLA NATIONAL RECREATION AREA.—
20 The approximately 24,100 acres of Bureau of Land
21 Management land, within the boundary generally de-
22 picted on the map entitled ‘O&C Land Grant Act of
23 2014: Molalla National Recreation Area’ and dated
24 November 3, 2014, which is designated as the
25 ‘Molalla National Recreation Area’.

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

9 “(1) ILLINOIS VALLEY SALMON AND BOTANICAL
10 SPECIAL MANAGEMENT AREA.—The approximately
11 15,000 acres of Bureau of Land Management land,
12 as generally depicted on the map entitled ‘O&C
13 Land Grant Act of 2014: Illinois Valley Salmon and
14 Botanical Area’ and dated November 3, 2014, which
15 is designated as the ‘Illinois Valley Salmon and Bo-
16 tanical Special Management Area’.

17 “(2) KILCHIS WILD SALMON REFUGE AREA.—
18 The approximately 9,000 acres of Bureau of Land
19 Management land, as generally depicted on the map
20 entitled ‘O&C Land Grant Act of 2014: Kilchis Wild
21 Salmon Refuge Area’ and dated November 3, 2014,
22 which is designated as the ‘Kilchis Wild Salmon Ref-
23 uge Area’.

24 “(3) SMITH RIVER SALMON RESTORATION
25 UNIT.—The purpose of this restoration unit is to en-

1 sure the protection, maintenance and restoration of
2 the salmonid resources of these rivers segments. The
3 riparian areas along the mainstem of the Smith
4 River, from the confluence of Spencer Creek (Smith
5 River mile 22.8), upstream to Clabber Creek (Smith
6 River mile 60.5), which flows through the covered
7 land and the mainstem of the West Fork of the
8 Smith River, from the confluence of W. Fork Smith
9 river with the main stem Smith River (Smith River
10 mile 34.5) upstream along the West Fork of the
11 Smith River to the junction of Upper W. Fork
12 Smith River Road (W. Fork Smith River mile
13 12.43), which flows through the covered land, will be
14 managed to under section 4(a)(1 of this Act without
15 modifications under 4(a)(2).

16 “(4) GRIZZLY PEAK PRIMITIVE BACKCOUNTRY
17 SPECIAL MANAGEMENT AREA.—The approximately
18 2,100 acres of Bureau of Land Management land,
19 as generally depicted on the map entitled ‘O&C
20 Land Grant Act of 2014: Grizzly Peak Primitive
21 Backcountry Area’ and dated November 3, 2014,
22 which is designated as the ‘Grizzly Peak Primitive
23 Backcountry Special Management Area’.

24 “(5) DAKUBETEDE PRIMITIVE BACKCOUNTRY
25 SPECIAL MANAGEMENT AREA.—The approximately

1 21,200 acres of Bureau of Land Management land,
2 as generally depicted on the map entitled ‘O&C
3 Land Grant Act of 2014: Dakubetede Primitive
4 Backcountry Area’ and dated November 3, 2014,
5 which is designated as the ‘Dakubetede Primitive
6 Backcountry Special Management Area’.

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

16 “(7) MUNGERS BUTTE PRIMITIVE
17 BACKCOUNTRY SPECIAL MANAGEMENT AREA.—The
18 approximately 10,200 acres of Bureau of Land Man-
19 agement land, as generally depicted on the map enti-
20 tled ‘O&C Land Grant Act of 2014: Mungers Butte
21 Primitive Backcountry Area’ and dated November 3,
22 2014, which is designated as the ‘Mungers Butte
23 Primitive Backcountry Special Management Area’.

24 “(8) BRUMMIT FIR PRIMITIVE BACKCOUNTRY
25 SPECIAL MANAGEMENT AREA.—The approximately

1 2,000 acres of Bureau of Land Management land,
2 as generally depicted on the map entitled ‘O&C
3 Land Grant Act of 2014: Brummit Fir Primitive
4 Backcountry Area’ and dated November 3, 2014,
5 which is designated as the ‘Brummit Fir Primitive
6 Backcountry Special Management Area’.

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

15 “(10) APPLGATE PRIMITIVE BACKCOUNTRY
16 SPECIAL MANAGEMENT AREA.—The approximately
17 9,000 acres of Bureau of Land Management land,
18 as generally depicted on the map entitled ‘O&C
19 Land Grant Act of 2014: Crabtree Valley Primitive
20 Backcountry Area’ and dated November 1, 2014,
21 which is designated as the ‘Crabtree Valley Primitive
22 Backcountry Special Management Area’.

23 “(11) PROTECTED ENVIRONMENTAL ZONE SPE-
24 CIAL MANAGEMENT AREA.—The approximately
25 95,767 acres of land administered by the Secretary,

1 as generally depicted on the map entitled ‘O&C
2 Land Grant Act of 2014: Special Environmental
3 Zones’ and dated November 3, 2014, which is des-
4 ignated as the ‘Special Environmental Zone Special
5 Management Area’.

6 “(12) CATHEDRAL HILLS NATURAL AND
7 RECREATION AREA.—The approximately 560 acres
8 of land administered by the Secretary, as generally
9 depicted on the map entitled ‘Cathedral Hills Nat-
10 ural and Recreation Area’ and dated January 5,
11 2015, which is designated as the ‘Cathedral Hills
12 Natural and Recreation Area’.

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

23 “(g) PACIFIC CREST TRAIL PROTECTION COR-
24 RIDOR.—

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

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

21 “(3) FOREST ROADS.—Forest roads crossing
22 the Pacific Crest Trail Protection Corridor or within
23 the Pacific Crest Trail Protection Corridor shall be
24 limited to those necessary for the proper use and ad-

1 ministration of adjacent public land, as determined
2 by the Secretary in applicable management plans.

3 “(h) ADMINISTRATION.—

4 “(1) MAPS AND LEGAL DESCRIPTIONS.—

5 “(A) IN GENERAL.—As soon as practicable
6 after the date of enactment of the Oregon and
7 California Land Grant Act of 2015, the Sec-
8 retary shall a prepare a map and legal descrip-
9 tion of each Conservation Emphasis Area.

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

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

21 “(2) ADMINISTRATION.—

22 “(A) APPLICABLE LAW.—The Secretary
23 shall administer each Conservation Emphasis
24 Area—

1 “(i) in a manner that furthers the
2 purposes for which the Conservation Em-
3 phasis Area was established; and

4 “(ii) in accordance with—

5 “(I) this subsection;

6 “(II) the Federal Land Policy
7 and Management Act of 1976 (43
8 U.S.C. 1701 et seq.); and

9 “(III) any other applicable Fed-
10 eral laws.

11 “(B) USES.—The Secretary shall only
12 allow uses of a Conservation Emphasis Area
13 that are consistent with the purposes and val-
14 ues for which the Conservation Emphasis Area
15 is established.

16 “(C) WITHDRAWAL.—Subject to valid ex-
17 isting rights, all Federal surface and subsurface
18 land within a Conservation Emphasis Area is
19 withdrawn from—

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

22 “(ii) location, entry, and patent under
23 the mining laws; and

24 “(iii) operation under the mineral
25 leasing and geothermal leasing laws.

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

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

13 “(5) FOREST MANAGEMENT.—

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

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

21 “(I) improve the habitats of
22 threatened or endangered species or
23 species considered sensitive by the
24 Secretary over the long term after

1 completion of the vegetation manage-
2 ment project; or

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

5 “(aa) through variable den-
6 sity and clump based thinning;

7 “(bb) in a manner that re-
8 tains legacy trees; and

9 “(III) in the case of dry forests,
10 through partial cutting in a manner
11 that retains legacy trees;

12 “(ii) is also in furtherance of the pur-
13 poses for which the Conservation Emphasis
14 Area was established; or

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

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

1 “(i) to improve forest health in a case
2 in which the forest is threatened by
3 uncharacteristic fire, an insect event, or
4 disease;

5 “(ii) to improve or maintain rec-
6 reational facilities and opportunities; or

7 “(iii) to protect public health or safe-
8 ty.

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

16 “(i) ROADS.—

17 “(1) IN GENERAL.—The Secretary, to the max-
18 imum extent practicable, shall decrease the total
19 mileage of system roads that are operational in the
20 Conservation Emphasis Areas to a quantity less
21 than the quantity of mileage in existence on the date
22 of enactment of the Oregon and California Land
23 Grant Act of 2015. The Secretary shall prioritize de-
24 creasing the mileage of the road network in order to

1 reduce impacts to water quality from sediment deliv-
2 ered to streams by forest roads.

3 “(2) TEMPORARY ROADS.—If the Secretary
4 constructs 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 Conservation Emphasis Areas and key watersheds
17 under the NWFP after the date of enactment of the
18 Oregon and California Land Grant Act of 2015 ex-
19 cept as necessary, where no practicable alternative
20 exists and subject to the availability of appropria-
21 tions. The Secretary shall also prohibit the construc-
22 tion of any new road in any roadless area or areas
23 with wilderness characteristics.

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

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

5 “(a) IN GENERAL.—The Secretary may exchange
6 Federal land in the Moist Forestry Emphasis Area or the
7 Dry Forestry Emphasis Area or the Conservation Empha-
8 sis Area or interests in the Federal land in the Emphasis
9 Areas for adjacent non-Federal land or interests in the
10 non-Federal land if—

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

14 “(2) the Federal land is not identified in the
15 landscape prioritization plan developed under section
16 6(a);

17 “(3) the Secretary determines that the land ex-
18 change would facilitate the administration of the
19 Moist Forestry Emphasis Area or Dry Forestry Em-
20 phasis Area or the Conservation Emphasis Area;
21 and

22 “(4) the Secretary determines that the land ex-
23 change is in the public interest, including, but not
24 limited to, the acknowledgment that the consolida-
25 tion of Federal land and non-Federal land and the

1 enhancement of conservation values are in the in
2 public interest.

3 “(b) BUREAU OF LAND MANAGEMENT LAND TO THE
4 FOREST SERVICE.—

5 “(1) IN GENERAL.—The approximately 25,000
6 acres of land, as generally depicted as ‘BLM to
7 USFS’ on the map entitled ‘O & C Land Grant Act
8 of 2014: Land Management Rationalization’ and
9 dated November 3, 2014, are transferred to the ad-
10 ministration of the Forest Service in the Depart-
11 ment of Agriculture from the administration of the
12 Department of the Interior Bureau of Land Man-
13 agement.

14 “(2) MANAGEMENT.—The Secretary of Agri-
15 culture, through the Chief of the Forest Service,
16 shall manage the land described in paragraph (1):

17 “(A) as other National Forest Systems
18 land and subject to the same statutes, regula-
19 tions and policies;

20 “(B) as they have been generally managed
21 under the Northwest Forest Plan and the ap-
22 propriate Bureau of Land Management re-
23 source management plan at least until revised
24 in a land and resource management plan revi-
25 sion; and

1 “(C) under any specific statutes that may
2 apply to any of the land.

3 “(3) NATIONAL FOREST BOUNDARIES.—The
4 Secretary of Agriculture, through the Chief of the
5 Forest Service, shall adjust the official boundaries of
6 the relevant national forests to accommodate the in-
7 clusion of the land described in paragraph (1).

8 “(c) FOREST SERVICE LAND TO THE BUREAU OF
9 LAND MANAGEMENT.—

10 “(1) LAND FOR MANAGEMENT RATIONALIZA-
11 TION BETWEEN BUREAU OF LAND MANAGEMENT
12 AND FOREST SERVICE.—Not later than 30 days
13 after the date of enactment of the Oregon and Cali-
14 fornia Land Grant Act of 2015, the Secretary of Ag-
15 riculture shall identify for transfer to the Secretary
16 of the Interior approximately 102,000 acres of U.S.
17 Forest Service land, some of which is identified on
18 the map entitled ‘O&C Land Grant Act of 2014:
19 Land Management Rationalization’ and dated No-
20 vember 3, 2014, with the following criteria—

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

23 “(B) facilitates management by reducing
24 fragmentation and creating more contiguous

1 parcels of land for both the U.S. Forest Service
2 and Bureau of Land Management land;

3 “(C) appropriate for designation into Moist
4 or Dry Forestry Emphasis Areas as identified
5 in this Act; and

6 “(D) not within—

7 “(i) inventoried roadless areas;

8 “(ii) wilderness or other designated
9 conservation areas; or

10 “(iii) critical habitat.

11 “(2) MANAGEMENT.—The Secretary shall man-
12 age the land described in subparagraph (1) under
13 this Act, including section 4(a)(1) without modifica-
14 tion under section 4(a)(2).

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

25 “(4) LAND ALLOCATION.—

1 “(A) FOREST EMPHASIS AREAS.—The Sec-
2 retary shall allocate, as most appropriately con-
3 sistent with this Act, the land described in
4 paragraph (1) into—

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

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

9 “(B) CONSERVATION EMPHASIS AREAS.—
10 The Secretary shall designate the land de-
11 scribed in paragraph (3) as Conservation Em-
12 phasis Areas to be managed under section 10
13 and section 4(a)(1) without modification under
14 section 4(a)(2) of this Act.

15 “(5) REPORT TO CONGRESS.—

16 “(A) IN GENERAL.—Within 1 year of the
17 date of enactment of the Oregon and California
18 Land Grant Act of 2015, the Secretary shall
19 submit to the Committee on Energy and Nat-
20 ural Resources of the Senate and the Com-
21 mittee on Natural Resources of the House of
22 Representatives a report detailing how, after
23 consideration of public comment in subpara-
24 graph (B), the land described in paragraph (1)
25 were allocated pursuant to paragraph (3).

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

5 “(d) ARMY CORPS OF ENGINEERS LAND TO THE BU-
6 REAU OF LAND MANAGEMENT.—

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

15 “(2) MANAGEMENT.—

16 “(A) BUREAU OF LAND MANAGEMENT.—

17 The Secretary shall—

18 “(i) allocate as appropriate the trans-
19 ferred land that are not within the Elk
20 Creek Wild and Scenic River management
21 corridor, to the Dry Areas Conservation
22 Network or the Moist Areas Conservation
23 Network established in Sec. 10(a); and

24 “(ii) manage the transferred land con-
25 sistent with this Act.

1 “(B) U.S. ARMY CORPS OF ENGINEERS.—
2 The Secretary of the Army, through the Corps
3 of Engineers, will continue to have the obliga-
4 tion to maintain the safe condition of the Elk
5 Creek Dam structure, rock piles and associated
6 components, in an area of approximately 147.1
7 acres of the transferred land.

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

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

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

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

22 “(C) the decommissioning of unauthorized
23 roads that are not part of the transportation
24 system.

25 “(2) PROJECT SELECTION.—

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

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

4 “(ii) publish the selection process of
5 the Secretary on the website of the Bureau
6 of Land Management.

7 “(B) PRIORITIES.—In selecting projects
8 under this subsection, the Secretary shall give
9 priority to decommissioning and repairing roads
10 and trails in—

11 “(i) environmentally sensitive areas;
12 and

13 “(ii) areas in which roads may be con-
14 tributing to water quality problems in
15 streams and water bodies that support
16 threatened or endangered species, or spe-
17 cies considered sensitive by the Secretary.

18 “(3) REPORT TO CONGRESS.—Not later than
19 120 days after the end of each fiscal year, the Sec-
20 retary shall submit to Congress a report on the sta-
21 tus of the projects selected for completion in the pre-
22 vious 2 fiscal years.

23 “(4) AUTHORIZATION OF APPROPRIATIONS.—
24 There is authorized to be appropriated to carry out

1 this subsection \$5,000,000 adjusted for inflation for
2 each of fiscal years 2015 through 2025.

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

4 “(a) IN GENERAL.—Effective for fiscal year 2015
5 and each fiscal year thereafter, all receipts generated from
6 activities on covered land shall be collected, deposited in
7 a separate fund in the Treasury designated the ‘Oregon
8 and California Railroad Grant Land Fund’, and distrib-
9 uted annually in accordance with this section and title II
10 of the Oregon and California Land Grant Act (43 U.S.C.
11 1181f) and sections 1 through 4 of the Act of May 24,
12 1939 (43 U.S.C. 1181f–1 through 1181f–4), as applica-
13 ble.

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

20 “(c) ADMINISTRATIVE COSTS.—

21 “(1) IN GENERAL.—Subject to paragraph (2)
22 and subsection (d)(4), all amounts received for the
23 applicable fiscal year by the Secretary from the cov-
24 ered land shall be used to pay for the management
25 of, administrative expenses for, and capital improve-

1 ment costs for the covered land, including the pro-
2 tection or restoration of fish and wildlife habitat on
3 the covered land.

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

7 “(A) 25 percent of all amounts received for
8 the applicable fiscal year by the Secretary from
9 the covered land during the fiscal year; or

10 “(B) \$20,000,000 in 2015 dollars indexed
11 for inflation.

12 “(d) PAYMENTS TO COUNTIES.—

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

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

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

4 “(4) MINIMUM AMOUNT.—

5 “(A) IN GENERAL.—Subject to clauses (ii)
6 and (iii), the annual payment paid to a covered
7 county under this subsection, to the extent
8 practicable, shall not be less than the payment
9 that the covered county would have received
10 solely under this Act (as in effect on the day
11 before the date of enactment of the Oregon and
12 California Land Grant Act of 2015) for fiscal
13 year 2015 if the covered county had elected to
14 receive payment under this Act and not under
15 any other law.

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

24 (b) CONFORMING AMENDMENTS.—

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

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

7 (B) by redesignating subparagraph (E) as
8 subparagraph (F); and

9 (C) by inserting after subparagraph (D)
10 the following:

11 “(E) public land designated as Oregon and
12 California Land grant land in the State of Or-
13 regon, administered by the Bureau of Land
14 Management as conservation emphasis areas;
15 and”.

16 (2) SETTLEMENT OF CONTROVERTED LAND
17 STATUS.—The first section of the Act of June 24,
18 1954 (68 Stat. 270, chapter 357; 43 U.S.C. 1181g)
19 is amended in subsection (a)—

20 (A) by striking “are hereby declared to be
21 revested Oregon and California Railroad grant
22 lands; and said lands”; and

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

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

2 (a) DESIGNATION OF WILD AND SCENIC RIVER SEG-
3 MENTS.—

4 (1) IN GENERAL.—Section 3(a) of the Wild and
5 Scenic Rivers Act (16 U.S.C. 1274(a)) is amended
6 by adding at the end the following:

7 “(208) NESTUCCA RIVER, OREGON.—The ap-
8 proximately 15.5-mile segment from its confluence
9 with Ginger Creek downstream until it crosses T. 4
10 S., R. 7 W., sec. 7, Willamette Meridian, to be ad-
11 ministered by the Secretary of the Interior as a rec-
12 reational river.

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

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

1 “(211) JENNY CREEK, OREGON.—The approxi-
2 mately 17.6-mile segment from the Bureau of Land
3 Management boundary located at the north bound-
4 ary of the southwest quarter of the southeast quar-
5 ter of T. 38 S., R. 4 E., sec. 34, Willamette Merid-
6 ian, downstream to the Oregon State border, to be
7 administered by the Secretary of the Interior as a
8 scenic river.

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

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

23 “(214) ELK CREEK, OREGON.—The approxi-
24 mately 7.3-mile segment from its confluence with
25 Flat Creek near river mile 9, to the southern edge

1 of the Army Corps of Engineers boundary in T. 33
 2 S., R. 1 E., sec. 30, Willamette Meridian, near river
 3 mile 1.7, to be administered by the Secretary of the
 4 Interior as a scenic river.”.

5 (2) ADMINISTRATION.—

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

12 (B) DEAUTHORIZATION.—The Elk Creek
 13 Project, authorized by the Flood Control Act of
 14 1962 (Public Law 87–874, 21 September 1962)
 15 is deauthorized.

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

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

23 “(A) MAINSTEM.—The 17-mile segment
 24 from the confluence of the North and South

1 Forks of the Elk to Anvil Creek as a rec-
2 reational river.

3 “(B) NORTH FORK.—

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

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

15 “(C) SOUTH FORK.—

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

22 “(ii) The approximately 4.2-mile seg-
23 ment of the South Fork Elk from 0.01
24 miles below Forest Service Road 3353 to

1 its confluence with the North Fork Elk, as
2 a wild river.

3 “(D) OTHER TRIBUTARIES.—

4 “(i) ROCK CREEK.—The approxi-
5 mately 1.7-mile segment of Rock Creek
6 from its headwaters to its confluence with
7 Elk River, as a wild river.

8 “(ii) BALD MOUNTAIN CREEK.—The
9 approximately 8-mile segment of Bald
10 Mountain Creek from its headwaters, in-
11 cluding Salal Spring to its confluence with
12 Elk River, as a recreational river.

13 “(iii) SOUTH FORK BALD MOUNTAIN
14 CREEK.—The approximately 3.5-mile seg-
15 ment of South Fork Bald Mountain Creek
16 from its headwaters to its confluence with
17 Bald Mountain Creek, as a scenic river.

18 “(iv) PLATINUM CREEK.—The ap-
19 proximately 1-mile segment of Platinum
20 Creek from—

21 “(I) its headwaters to 0.01 miles
22 above Forest Service Road 5325, as a
23 wild river; and

1 “(II) 0.01 miles above Forest
2 Service Road 5325 to its confluence
3 with Elk River, as a wild river.

4 “(v) PANTHER CREEK.—The approxi-
5 mately 5.0-mile segment of Panther Creek
6 from—

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

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

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

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

1 “(viii) LOST CREEK.—The approxi-
2 mately 1.0-mile segment of Lost Creek
3 from—

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

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

10 “(ix) MILBURY CREEK.—The approxi-
11 mately 1.5-mile segment of Milbury Creek
12 from—

13 “(I) its headwaters to 0.01 miles
14 above Forest Service Road 5325, as a
15 wild river; and

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

19 “(x) BLACKBERRY CREEK.—The ap-
20 proximately 5.0-mile segment of Black-
21 berry Creek from—

22 “(I) its headwaters to 0.01 miles
23 above Forest Service Road 5325, as a
24 wild river; and

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

4 “(xi) MCCURDY CREEK.—The ap-
5 proximately 1.0-mile segment of McCurdy
6 Creek from—

7 “(I) its headwaters to 0.01 miles
8 above Forest Service Road 5325, as a
9 wild river; and

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

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

18 (c) WITHDRAWAL.—Subject to valid existing rights,
19 the Federal land within the boundaries of the river seg-
20 ments designated by paragraphs (76) and (208) through
21 (215) of section 3(a) of the Wild and Scenic Rivers Act
22 (16 U.S.C. 1274(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 **TITLE II—TRIBAL LAND**
6 **Subtitle A—Oregon Coastal Land**
7 **Conveyance**

8 **SEC. 201. DEFINITIONS.**

9 In this subtitle:

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

15 (2) **PLANNING AREA.**—The term “planning
16 area” means land—

17 (A) administered by the Director of the
18 Bureau of Land Management; and

19 (B) located in—

20 (i) the Coos Bay District;

21 (ii) the Eugene District;

22 (iii) the Medford District;

23 (iv) the Roseburg District;

24 (v) the Salem District; or

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

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

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

8 **SEC. 202. 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, if the Secretary determines a
21 survey to be necessary, the Secretary shall complete a sur-
22 vey of the boundary lines to establish the boundaries of
23 the land taken into trust under subsection (a).

1 **SEC. 203. 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. 204. 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 202(a) shall
5 not be eligible, or used, for any gaming activity car-
6 ried out under Public Law 100–497 (25 U.S.C.
7 2701 et seq.).

8 **SEC. 205. FOREST MANAGEMENT.**

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

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

18 (1) honoring existing reciprocal right-of-way
19 agreements;

20 (2) administrative access by the Bureau of
21 Land Management; and

22 (3) management of the parcels of the land
23 taken into trust under section 202(a) that are ac-
24 quired or developed under chapter 2003 of title 54,

1 United States Code, consistent with section
2 200305(f)(3) of title 54.

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

10 **Subtitle B—Canyon Mountain Land** 11 **Conveyance**

12 **SEC. 211. DEFINITIONS.**

13 In this subtitle:

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

19 (2) PLANNING AREA.—The term “planning
20 area” means land—

21 (A) administered by the Director of the
22 Bureau of Land Management; and

23 (B) located in—

24 (i) the Coos Bay District;

25 (ii) the Eugene District;

- 1 (iii) the Medford District;
2 (iv) the Roseburg District;
3 (v) the Salem District; or
4 (vi) the Klamath Falls Resource Area
5 of the Lakeview District.

6 (3) SECRETARY.—The term “Secretary” means
7 the Secretary of the Interior.

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

10 **SEC. 212. CONVEYANCE.**

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

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

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

21 (b) SURVEY.—Not later than 180 days after the date
22 of enactment of this Act, the Secretary shall complete a
23 survey of the boundary lines to establish the boundaries
24 of the land taken into trust under subsection (a).

1 **SEC. 213. MAP AND LEGAL DESCRIPTION.**

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

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

7 (2) the Committee on Natural Resources of the
8 House of Representatives.

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

14 (c) PUBLIC AVAILABILITY.—The map and legal de-
15 scription filed under subsection (a) shall be on file and
16 available for public inspection in the Office of the Sec-
17 retary.

18 **SEC. 214. ADMINISTRATION.**

19 (a) IN GENERAL.—Unless expressly provided in this
20 subtitle, nothing in this subtitle affects any right or claim
21 of the Tribe existing on the date of enactment of this Act
22 to any land or interest in land.

23 (b) PROHIBITIONS.—

24 (1) EXPORTS OF UNPROCESSED LOGS.—Fed-
25 eral law (including regulations) relating to the ex-
26 port of unprocessed logs harvested from Federal

1 land shall apply to any unprocessed logs that are
2 harvested from the Federal land.

3 (2) NON-PERMISSIBLE USE OF LAND.—Any real
4 property taken into trust under section 212 shall not
5 be eligible, or used, for any gaming activity carried
6 out under Public Law 100–497 (25 U.S.C. 2701 et
7 seq.).

8 (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 the Endan-
22 gered American Wilderness Act of 1978 (16 U.S.C.
23 1132 note; Public Law 95–237), except 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) is amended by strik-
2 ing “3(a)(5)” and inserting “3(a)(5)(A)”.

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

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

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

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

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

16 (c) POTENTIAL ADDITION TO WILDERNESS AREA.—

17 (1) DESIGNATION.—Subject to paragraph (3)
18 and in furtherance of the purposes of the Wilderness
19 Act (16 U.S.C. 1131 et seq.), certain public land in
20 the State of Oregon administered by the Secretary
21 of the Interior, comprising approximately 600
22 acres, as generally depicted on the map as “Poten-
23 tial Wilderness”, shall be added to and administered
24 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 the Endangered
22 American Wilderness Act of 1978 (16 U.S.C.
23 1132 note; Public Law 95–237).

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

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

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

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

11 (d) WITHDRAWAL AREA PROTECTIONS.—

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

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

21 (3) MAPS AND LEGAL DESCRIPTIONS.—

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

1 (B) FORCE OF LAW.—The map and legal
2 description filed under subparagraph (A) shall
3 have the same force and effect as if included in
4 this section, except that the Secretary may cor-
5 rect typographical errors in the map and legal
6 description.

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

12 (4) USE OF LAND.—

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

18 (B) PROHIBITED USES.—The following
19 shall be prohibited on the Federal land de-
20 scribed in paragraph (2):

21 (i) Permanent roads.

22 (ii) Commercial enterprises.

23 (iii) Except as necessary to meet the
24 minimum requirements for the administra-

1 tion of the Federal land and to protect
2 public health and safety—

3 (I) the use of motor vehicles; or

4 (II) the establishment of tem-
5 porary roads.

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

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

11 (B) location, entry, and patent under the
12 mining laws; and

13 (C) disposition under all laws relating to
14 mineral and geothermal leasing or mineral ma-
15 terials.

16 (e) WILD AND SCENIC RIVER DESIGNATIONS, ROGUE
17 RIVER AREA.—

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

22 “(5) ROGUE, OREGON.—

23 “(A) IN GENERAL.—The segment of the
24 river extending from the mouth of the River
25 downstream to the Lobster Creek Bridge, to be

1 administered by the Secretary of the Interior or
2 the Secretary of Agriculture, as agreed to by
3 the Secretaries of the Interior and Agriculture
4 or as directed by the President.

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

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

15 “(ii) EAST FORK KELSEY CREEK.—

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

23 “(II) WILD RIVER.—The ap-
24 proximately 4.6-mile segment of East
25 Fork Kelsey Creek from the Wild

1 Rogue Wilderness boundary in T. 33
2 S., R. 8 W., sec. 5, Willamette Merid-
3 ian, to the confluence with Kelsey
4 Creek, as a wild river.

5 “(iii) WHISKY CREEK.—

6 “(I) RECREATIONAL RIVER.—

7 The approximately 0.6-mile segment
8 of Whisky Creek from the confluence
9 of the East Fork and West Fork to
10 0.1 miles downstream from road 33-8-
11 23, as a recreational river.

12 “(II) WILD RIVER.—The ap-
13 proximately 1.9-mile segment of Whis-
14 ky Creek from 0.1 miles downstream
15 from road 33-8-23 to the confluence
16 with the Rogue River, as a wild river.

17 “(iv) EAST FORK WHISKY CREEK.—

18 “(I) SCENIC RIVER.—The ap-
19 proximately 0.9-mile segment of East
20 Fork Whisky Creek from its head-
21 waters to Wild Rogue Wilderness
22 boundary in T. 33 S., R. 8 W., sec.
23 11, Willamette Meridian., as a scenic
24 river.

1 “(II) WILD RIVER.—The ap-
2 proximately 2.6-mile segment of East
3 Fork Whisky Creek from the Wild
4 Rogue Wilderness boundary in T. 33
5 S., R. 8 W., sec. 11, Willamette Me-
6 ridian., to 0.1 miles downstream of
7 road 33-8-26 crossing, as a wild river.

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

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

19 “(vi) BIG WINDY CREEK.—

20 “(I) SCENIC RIVER.—The ap-
21 proximately 1.5-mile segment of Big
22 Windy Creek from its headwaters to
23 0.1 miles downstream from road 34-9-
24 17.1, as a scenic river.

1 “(II) WILD RIVER.—The ap-
 2 proximately 5.8-mile segment of Big
 3 Windy Creek from 0.1 miles down-
 4 stream from road 34-9-17.1 to the
 5 confluence with the Rogue River, as a
 6 wild river.

7 “(vii) EAST FORK BIG WINDY
 8 CREEK.—

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

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

20 “(viii) LITTLE WINDY CREEK.—

21 “(I) SCENIC RIVER.—The ap-
 22 proximately 1.2-mile segment of Little
 23 Windy Creek from its headwaters to
 24 the Wild Rogue Wilderness boundary

1 in T. 33 S., R. 9 W., sec. 34, Willamette Meridian, as a scenic river.
2

3 “(II) WILD RIVER.—The ap-
4 proximately 1.9-mile segment of Little
5 Windy Creek from the Wild Rogue
6 Wilderness boundary in T. 33 S., R.
7 9 W., sec. 34, Willamette Meridian to
8 the confluence with the Rogue River,
9 as a wild river.

10 “(ix) HOWARD CREEK.—

11 “(I) SCENIC RIVER.—The ap-
12 proximately 0.3-mile segment of How-
13 ard Creek from its headwaters to 0.1
14 miles downstream of road 34-9-34, as
15 a scenic river.

16 “(II) WILD RIVER.—The ap-
17 proximately 6.9-mile segment of How-
18 ard Creek from 0.1 miles downstream
19 of road 34-9-34 to the confluence with
20 the Rogue River, as a wild river.

21 “(x) MULE CREEK.—

22 “(I) SCENIC RIVER.—The ap-
23 proximately 3.5-mile segment of Mule
24 Creek from its headwaters down-

1 stream to the Wild Rogue Wilderness
2 boundary as a scenic river.

3 “(II) WILD RIVER.—The ap-
4 proximately 7.8-mile segment of Mule
5 Creek from the Wild Rogue Wilder-
6 ness boundary in T. 32 S., R. 9 W.,
7 sec. 29, Willamette Meridian, to the
8 confluence with the Rogue River, as a
9 wild river.

10 “(xi) ANNA CREEK.—The approxi-
11 mately 3.5-mile segment of Anna Creek
12 from its headwaters to the confluence with
13 Howard Creek, as a wild river.

14 “(xii) MISSOURI CREEK.—

15 “(I) SCENIC RIVER.—The ap-
16 proximately 3.1-mile segment of Mule
17 Creek from its headwaters down-
18 stream to the Wild Rogue Wilderness
19 boundary in T. 33 S., R. 10 W., sec.
20 24, Willamette Meridian, as a scenic
21 river.

22 “(II) WILD RIVER.—The ap-
23 proximately 1.6-mile segment of Mis-
24 souri Creek from the Wild Rogue Wil-
25 derness boundary in T. 33 S., R. 10

1 W., sec. 24, Willamette Meridian, to
2 the confluence with the Rogue River,
3 as a wild river.

4 “(xiii) JENNY CREEK.—

5 “(I) SCENIC RIVER.—The ap-
6 proximately 3.1-mile segment of
7 Jenny Creek from its headwaters
8 downstream to the Wild Rogue Wil-
9 derness boundary in T. 33 S., R. 9
10 W., sec. 28, Willamette Meridian, as a
11 scenic river.

12 “(II) WILD RIVER.—The ap-
13 proximately 1.8-mile segment of
14 Jenny Creek from the Wild Rogue
15 Wilderness boundary in T. 33 S., R.
16 9 W., sec. 28, Willamette Meridian, to
17 the confluence with the Rogue River,
18 as a wild river.

19 “(xiv) RUM CREEK.—

20 “(I) SCENIC RIVER.—The ap-
21 proximately 2.2-mile segment of Rum
22 Creek from its headwaters to the Wild
23 Rogue Wilderness boundary in T. 34
24 S., R. 8 W., sec. 9., Willamette Merid-
25 ian, as a scenic river.

1 “(II) WILD RIVER.—The ap-
2 proximately 2.2-mile segment of Rum
3 Creek from the Wild Rogue Wilder-
4 ness boundary in T. 34 S., R. 8 W.,
5 sec. 9, Willamette Meridian, to the
6 confluence with the Rogue River, as a
7 wild river.

8 “(xv) EAST FORK RUM CREEK.—

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

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

22 “(xvi) WILDCAT CREEK.—The ap-
23 proximately 1.7-mile segment of Wildcat
24 Creek from its headwaters downstream to

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

3 “(xvii) MONTGOMERY CREEK.—The
4 approximately 1.8-mile segment of Mont-
5 gomery Creek from its headwaters down-
6 stream to the confluence with the Rogue
7 River, as a wild river.

8 “(xviii) HEWITT CREEK.—

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

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

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

1 “(xx) DULOG CREEK.—

2 “(I) SCENIC RIVER.—The ap-
3 proximately 0.8-mile segment of
4 Dulog Creek from its headwaters to
5 0.1 miles downstream of road 34-8-
6 36, as a scenic river.

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

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

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

24 “(xxiii) RUSSIAN CREEK.—

1 “(I) SCENIC RIVER.—The ap-
2 proximately 0.1-mile segment of Rus-
3 sian Creek from its headwaters to the
4 Wild Rogue Wilderness boundary in
5 T. 33 S., R. 8 W., sec. 20., Willam-
6 ette Meridian, as a scenic river.

7 “(II) WILD RIVER.—The ap-
8 proximately 2.5-mile segment of Rus-
9 sian Creek from the Wild Rogue Wil-
10 derness boundary in T. 33 S., R. 8
11 W., sec. 20, Willamette Meridian, to
12 the confluence with the Rogue River,
13 as a wild river.

14 “(xxiv) ALDER CREEK.—The approxi-
15 mately 1.2-mile segment of Alder Creek
16 from its headwaters to the confluence with
17 the Rogue River, as a wild river.

18 “(xxv) BOOZE CREEK.—The approxi-
19 mately 1.5-mile segment of Booze Creek
20 from its headwaters to the confluence with
21 the Rogue River, as a wild river.

22 “(xxvi) BRONCO CREEK.—The ap-
23 proximately 1.8-mile segment of Bronco
24 Creek from its headwaters to the con-

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

3 “(xxvii) COPSEY CREEK.—The ap-
4 proximately 1.5-mile segment of Copsey
5 Creek from its headwaters to the con-
6 fluence with the Rogue River, as a wild
7 river.

8 “(xxviii) CORRAL CREEK.—The ap-
9 proximately 0.5-mile segment of Corral
10 Creek from its headwaters to the con-
11 fluence with the Rogue River, as a wild
12 river.

13 “(xxix) COWLEY CREEK.—The ap-
14 proximately 0.9-mile segment of Cowley
15 Creek from its headwaters to the con-
16 fluence with the Rogue River, as a wild
17 river.

18 “(xxx) DITCH CREEK.—The approxi-
19 mately 1.8-mile segment of Ditch Creek
20 from the Wild Rogue Wilderness boundary
21 in T. 33 S., R. 9 W., sec. 5, Willamette
22 Meridian, to its confluence with the Rogue
23 River, as a wild river.

24 “(xxxi) FRANCIS CREEK.—The ap-
25 proximately 0.9-mile segment of Francis

1 Creek from its headwaters to the con-
2 fluence with the Rogue River, as a wild
3 river.

4 “(xxxii) LONG GULCH.—

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

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

18 “(xxxiii) BAILEY CREEK.—

19 “(I) SCENIC RIVER.—The ap-
20 proximately 1.4-mile segment of Bai-
21 ley Creek from its headwaters to the
22 Wild Rogue Wilderness boundary on
23 the west section line of T. 34 S., R.
24 8 W., sec. 14, Willamette Meridian, as
25 a scenic river.

1 “(II) WILD RIVER.—The ap-
 2 proximately 1.7-mile segment of Bai-
 3 ley Creek from the west section line of
 4 T. 34 S., R.8 W., sec.14, Willamette
 5 Meridian, to the confluence of the
 6 Rogue River, as a wild river.

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

12 “(xxxv) SLIDE CREEK.—

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

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

23 “(xxxvi) QUARTZ CREEK.—The ap-
 24 proximately 3.3-mile segment of Quartz
 25 Creek from its headwaters to its confluence

1 with the North Fork Galice Creek., as a
2 scenic river.

3 “(xxxvii) NORTH FORK GALICE
4 CREEK.—The approximately 5.7-mile seg-
5 ment of the North Fork Galice Creek from
6 its headwaters to its confluence with Galice
7 Creek, as a recreational river.”.

8 (2) MANAGEMENT.—Each river segment des-
9 ignated by subparagraph (B) of section 3(a)(5) of
10 the Wild and Scenic Rivers Act (16 U.S.C.
11 1274(a)(5)) (as added by paragraph (1)) shall be
12 managed as part of the Rogue Wild and Scenic
13 River.

14 (3) WITHDRAWAL.—Subject to valid existing
15 rights, the Federal land within the boundaries of the
16 river segments designated under subparagraph (B)
17 of section 3(a)(5) of the Wild and Scenic Rivers Act
18 (16 U.S.C. 1274(a)(5)) (as added by paragraph (1))
19 is withdrawn from all forms of—

20 (A) entry, appropriation, or disposal under
21 the public land laws;

22 (B) location, entry, and patent under the
23 mining laws; and

1 (C) disposition under all laws pertaining to
2 mineral and geothermal leasing or mineral ma-
3 terials.

4 (f) ADDITIONAL PROTECTIONS FOR ROGUE RIVER
5 TRIBUTARIES.—

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

11 (2) OTHER AGENCIES.—

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

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

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

1 (ii) that provides a net benefit to
2 water quality and aquatic resources.

3 (3) WITHDRAWAL.—Subject to valid existing
4 rights, the Federal land located within $\frac{1}{4}$ mile on ei-
5 ther side of the stream segments described in para-
6 graph (4), is withdrawn from 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 (4) DESCRIPTION OF STREAM SEGMENTS.—The
15 following are the stream segments referred to in
16 paragraph (1):

17 (A) KELSEY CREEK.—The approximately
18 2.5-mile segment of Kelsey Creek from its
19 headwaters to Wild Rogue Wilderness boundary
20 in T. 32 S., R. 9 W., sec. 25.

21 (B) GRAVE CREEK.—The approximately
22 10.2-mile segment of Grave Creek from the
23 confluence of Wolf Creek downstream to the
24 confluence with the Rogue River.

1 (C) CENTENNIAL GULCH.—The approxi-
 2 mately 2.2-mile segment of Centennial Gulch
 3 from its headwaters to its confluence with the
 4 Rogue River.

5 (D) QUAIL CREEK.—The approximately
 6 0.8-mile segment of Quail Creek from its head-
 7 waters to the Wild Rogue Wilderness boundary
 8 in T. 33 S., R. 10 W., sec. 1., Willamette Me-
 9 ridian.

10 (E) DITCH CREEK.—The approximately
 11 0.7-mile segment of Ditch Creek from its head-
 12 waters to the Wild Rogue Wilderness boundary
 13 in T. 33 S., R. 9 W., sec. 5., Willamette Merid-
 14 ian.

15 (F) GALICE CREEK.—The approximately
 16 2.2-mile segment of Galice Creek from the con-
 17 fluence with the South Forest Galice Creek
 18 downstream to the confluence with the Rogue
 19 River.

20 **Subtitle B—Devil’s Staircase**
 21 **Wilderness**

22 **SEC. 311. DEFINITIONS.**

23 In this subtitle:

1 (1) MAP.—The term “map” means the map en-
2 titled “Devil’s Staircase Wilderness Proposal” and
3 dated June 15, 2010.

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

6 (A) with respect to land under the jurisdic-
7 tion of the Secretary of Agriculture, the Sec-
8 retary of Agriculture; and

9 (B) with respect to land under the jurisdic-
10 tion of the Secretary of the Interior, the Sec-
11 retary of the Interior.

12 (3) STATE.—The term “State” means the State
13 of Oregon.

14 (4) WILDERNESS.—The term “Wilderness”
15 means the Devil’s Staircase Wilderness designated
16 by section 312(a).

17 **SEC. 312. DEVIL’S STAIRCASE WILDERNESS, OREGON.**

18 (a) DESIGNATION.—In accordance with the Wilder-
19 ness Act (16 U.S.C. 1131 et seq.), the approximately
20 30,540 acres of Forest Service land and Bureau of Land
21 Management land in the State, as generally depicted on
22 the map, is designated as wilderness and as a component
23 of the National Wilderness Preservation System, to be
24 known as the “Devil’s Staircase Wilderness”.

25 (b) MAP; LEGAL DESCRIPTION.—

1 (1) IN GENERAL.—As soon as practicable after
2 the date of enactment of this Act, the Secretary
3 shall prepare a map and legal description of the Wil-
4 derness.

5 (2) FORCE OF LAW.—The map and legal de-
6 scription prepared under paragraph (1) shall have
7 the same force and effect as if included in this Act,
8 except that the Secretary may correct clerical and
9 typographical errors in the map and legal descrip-
10 tion.

11 (3) AVAILABILITY.—The map and legal descrip-
12 tion prepared under paragraph (1) shall be on file
13 and available for public inspection in the appropriate
14 offices of the Forest Service and Bureau of Land
15 Management.

16 (c) ADMINISTRATION.—Subject to valid existing
17 rights, the area designated as wilderness by this section
18 shall be administered by the Secretary in accordance with
19 the Wilderness Act (16 U.S.C. 1131 et seq.), except
20 that—

21 (1) any reference in that Act to the effective
22 date shall be considered to be a reference to the date
23 of enactment of this Act; and

24 (2) any reference in that Act to the Secretary
25 of Agriculture shall be considered to be a reference

1 to the Secretary that has jurisdiction over the land
2 within the Wilderness.

3 (d) FISH AND WILDLIFE.—Nothing in this section
4 affects the jurisdiction or responsibilities of the State with
5 respect to fish and wildlife in the State.

6 (e) ADJACENT MANAGEMENT.—

7 (1) IN GENERAL.—Nothing in this section cre-
8 ates any protective perimeter or buffer zone around
9 the Wilderness.

10 (2) ACTIVITIES OUTSIDE WILDERNESS.—The
11 fact that a nonwilderness activity or use on land out-
12 side the Wilderness can be seen or heard within the
13 Wilderness shall not preclude the activity or use out-
14 side the boundary of the Wilderness.

15 (f) PROTECTION OF TRIBAL RIGHTS.—Nothing in
16 this section diminishes any treaty rights of an Indian
17 tribe.

18 (g) TRANSFER OF ADMINISTRATIVE JURISDIC-
19 TION.—

20 (1) IN GENERAL.—Administrative jurisdiction
21 over the approximately 49 acres of Bureau of Land
22 Management land north of the Umpqua River in sec.
23 32, T. 21 S., R. 11 W, is transferred from the Bu-
24 reau of Land Management to the Forest Service.

1 (2) ADMINISTRATION.—The Secretary shall ad-
 2 minister the land transferred by paragraph (1) in
 3 accordance with—

4 (A) the Act of March 1, 1911 (commonly
 5 known as the “Weeks Law”) (16 U.S.C. 480 et
 6 seq.); and

7 (B) any laws (including regulations) appli-
 8 cable to the National Forest System.

9 **SEC. 313. WILD AND SCENIC RIVER DESIGNATIONS,**
 10 **WASSON CREEK AND FRANKLIN CREEK, OR-**
 11 **EGON.**

12 Section 3(a) of the Wild and Scenic Rivers Act (16
 13 U.S.C. 1274(a)) (as amended by section 102(a)) is amend-
 14 ed by adding at the end the following:

15 “(215) FRANKLIN CREEK, OREGON.—The 4.5-
 16 mile segment from its headwaters to the line of
 17 angle points within sec. 8, T. 22 S., R. 10 W.,
 18 shown on the survey recorded in the Official Records
 19 of Douglas County, Oregon, as M64–62, to be ad-
 20 ministered by the Secretary of Agriculture as a wild
 21 river.

22 “(216) WASSON CREEK, OREGON.—The 10.1-
 23 mile segment in the following classes:

24 “(A) The 4.2-mile segment from the east-
 25 ern boundary of sec. 17, T. 21 S., R. 9 W.,

1 downstream to the western boundary of sec. 12,
 2 T. 21 S., R. 10 W., to be administered by the
 3 Secretary of the Interior as a wild river.

4 “(B) The 5.9-mile segment from the west-
 5 ern boundary of sec. 12, T. 21 S., R. 10 W.,
 6 downstream to the eastern boundary of the
 7 northwest quarter of sec. 22, T. 21 S., R. 10
 8 W., to be administered by the Secretary of Ag-
 9 riculture as a wild river.”.

10 **Subtitle C—Additional Wild and**
 11 **Scenic River Designations and**
 12 **Technical Corrections**

13 **SEC. 321. DESIGNATION OF WILD AND SCENIC RIVER SEG-**
 14 **MENTS, MOLALLA RIVER, OREGON.**

15 (a) IN GENERAL.—Section 3(a) of the Wild and Sce-
 16 nic Rivers Act (16 U.S.C. 1274(a)) (as amended by sec-
 17 tion 313) is amended by adding at the end the following:

18 “(217) MOLALLA RIVER, OREGON.—

19 “(A) IN GENERAL.—The following seg-
 20 ments in the State of Oregon, to be adminis-
 21 tered by the Secretary of the Interior as a rec-
 22 reational river:

23 “(i) MOLALLA RIVER.—The approxi-
 24 mately 15.1-mile segment from the south-
 25 ern boundary line of T. 7 S., R. 4 E., sec.

1 19, downstream to the edge of the Bureau
2 of Land Management boundary in T. 6 S.,
3 R. 3 E., sec. 7.

4 “(ii) TABLE ROCK FORK MOLALLA
5 RIVER.—The approximately 6.2-mile seg-
6 ment from the easternmost Bureau of
7 Land Management boundary line in the
8 NE $\frac{1}{4}$ sec. 4, T. 7 S., R. 4 E., down-
9 stream to the confluence with the Molalla
10 River.

11 “(B) WITHDRAWAL.—Subject to valid ex-
12 isting rights, the Federal land within the
13 boundaries of the river segments designated by
14 subparagraph (A) is withdrawn from all forms
15 of—

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

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

20 “(iii) disposition under all laws relat-
21 ing to mineral and geothermal leasing or
22 mineral materials.”.

23 (b) TECHNICAL CORRECTIONS.—Section 3(a)(102) of
24 the Wild and Scenic Rivers Act (16 U.S.C. 1274(a)(102))
25 is amended—

1 (1) in the paragraph heading, by striking
2 “SQUAW CREEK” and inserting “WHYCHUS CREEK”;

3 (2) in the matter preceding subparagraph (A),
4 by striking “McAllister Ditch, including the Soap
5 Fork Squaw Creek, the North Fork, the South
6 Fork, the East and West Forks of Park Creek, and
7 Park Creek Fork” and inserting “Plainview Ditch,
8 including the Soap Creek, the North and South
9 Forks of Whychus Creek, the East and West Forks
10 of Park Creek, and Park Creek”; and

11 (3) in subparagraph (B), by striking
12 “McAllister Ditch” and inserting “Plainview Ditch”.

13 **SEC. 322. TECHNICAL CORRECTIONS TO THE WILD AND**
14 **SCENIC RIVERS ACT.**

15 Section 3(a)(69) of the Wild and Scenic Rivers Act
16 (16 U.S.C. 1274(a)(69)) is amended—

17 (1) by redesignating subparagraphs (A), (B),
18 and (C) as clauses (i), (ii), and (iii), respectively,
19 and indenting appropriately;

20 (2) in the matter preceding clause (i) (as so re-
21 designated), by striking “The 44.5-mile” and insert-
22 ing the following:

23 “(A) DESIGNATIONS.—The 44.5-mile”;

24 (3) in clause (i) (as so redesignated)—

1 (A) by striking “25.5-mile” and inserting
2 “27.5-mile”; and

3 (B) by striking “Boulder Creek at the
4 Kalmiopsis Wilderness boundary” and inserting
5 “Mislatah Creek”;

6 (4) in clause (ii) (as so redesignated)—

7 (A) by striking “8-mile” and inserting
8 “7.5-mile”; and

9 (B) by striking “Boulder Creek to Steel
10 Bridge” and inserting “Mislatah Creek to
11 Eagle Creek”;

12 (5) in clause (iii) (as so redesignated)—

13 (A) by striking “11-mile” and inserting
14 “9.5-mile”; and

15 (B) by striking “Steel Bridge” and insert-
16 ing “Eagle Creek”; and

17 (6) by adding at the end the following:

18 “(B) WITHDRAWAL.—Subject to valid
19 rights, the Federal land within the boundaries
20 of the river segments designated by subpara-
21 graph (A), is withdrawn from all forms of—

22 “(i) entry, appropriation, or disposal
23 under the public land laws;

24 “(ii) location, entry, and patent under
25 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 Sanctuary” 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 **SEC. 332. FRANK MOORE WILD STEELHEAD SANCTUARY,**
 18 **OREGON.**

19 (a) DESIGNATION.—The approximately 104,000
 20 acres of Forest Service land in the State, as generally de-
 21 picted on the map, is designated as the “Frank Moore
 22 Wild Steelhead Sanctuary”.

23 (b) MAP; LEGAL DESCRIPTION.—

24 (1) IN GENERAL.—As soon as practicable after
 25 the date of enactment of this Act, the Secretary

1 shall prepare a map and legal description of the
2 Frank Moore Wild Steelhead Sanctuary.

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

9 (3) AVAILABILITY.—The map and legal descrip-
10 tion prepared under paragraph (1) shall be on file
11 and available for public inspection in the appropriate
12 offices of the Forest Service.

13 (c) ADMINISTRATION.—Subject to valid existing
14 rights, the area designated as the Frank Moore Wild
15 Steelhead Sanctuary by this section shall be administered
16 by the Secretary in accordance with all laws (including
17 regulations applicable to the National Forest System), and
18 in addition for the purposes of protecting, preserving and
19 enhancing the natural character, scientific use, and the
20 botanical, recreational, ecological, fish and wildlife, scenic,
21 drinking water, and cultural values of the areas and to
22 preserve opportunities for primitive recreation and espe-
23 cially to protect and enhance the wild salmonid resources
24 of this area and maintain the watershed as a thermal ref-
25 uge for native salmonids.

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 Frank Moore Wild Steelhead Sanctuary.

8 (2) ADJACENT MANAGEMENT.—Nothing in this
9 section creates any protective perimeter or buffer
10 zone around an area designated under this section.

11 (f) PROTECTION OF TRIBAL RIGHTS.—Nothing in
12 this section diminishes any treaty rights of an Indian
13 tribe.

14 (g) WITHDRAWAL.—Subject to valid existing rights,
15 the Federal land within the boundaries of the Frank
16 Moore Wild Steelhead Sanctuary river segments des-
17 igned by subsection (a) is withdrawn from all forms of—

18 (1) entry, appropriation, or disposal under the
19 public land laws;

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

22 (3) disposition under all laws relating to min-
23 eral and geothermal leasing or mineral materials.

24 (h) USES.—The Secretary shall only allow uses of the
25 Frank Moore Wild Steelhead Sanctuary that are con-

1 sistent with the purposes and values for which the Frank
2 Moore Wild Steelhead Sanctuary is established.

3 (i) USE OF MOTORIZED VEHICLES.—The use of mo-
4 torized vehicles within the Frank Moore Wild Steelhead
5 Sanctuary shall be limited to roads allowed by the Sec-
6 retary for such use, provided that the Secretary may allow
7 off-road vehicle use in designated portions of the areas
8 designated by this section if such use is consistent with
9 the purposes and values for which the area was des-
10 ignated.

11 (j) ROADS.—

12 (1) IN GENERAL.—The Secretary, to the max-
13 imum extent practicable, shall decrease the total
14 mileage of system roads that are operational in the
15 Frank Moore Wild Steelhead Sanctuary to a quan-
16 tity less than the quantity of mileage in existence on
17 the date of enactment of the Oregon and California
18 Land Grant Act of 2015. The Secretary shall
19 prioritize decreasing the mileage of the road network
20 in order to reduce impacts to water quality from
21 sediment delivered to streams by forest roads.

22 (2) TEMPORARY ROADS.—If the Secretary con-
23 structs 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 (3) NO NEW ROADS.—The Secretary shall pro-
10 hibit any new system or nonsystem road within the
11 Frank Moore Wild Steelhead Sanctuary and key wa-
12 tersheds under the NWFP after the date of enact-
13 ment of the Oregon and California Land Grant Act
14 of 2015 except as necessary, where no practicable al-
15 ternative exists and subject to the availability of ap-
16 propriations. The Secretary shall also prohibit the
17 construction of any new road in any roadless area.

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