

109TH CONGRESS
2D SESSION

S. 4001

AN ACT

To designate certain land in New England as wilderness for inclusion in the National Wilderness Preservation system and certain land as a National Recreation Area, and for other purposes.

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

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

4 (a) SHORT TITLE.—This Act may be cited as the
5 “New England Wilderness Act of 2006”.

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

Section 1. Short title; table of contents
 Sec. 2. Definition of Secretary

TITLE I—NEW HAMPSHIRE

Sec. 101. Definition of State
 Sec. 102. Designation of wilderness areas
 Sec. 103. Map and description
 Sec. 104. Administration

TITLE II—VERMONT

Sec. 201. Definitions

Subtitle A—Designation of Wilderness Areas

Sec. 211. Designation
 Sec. 212. Map and description
 Sec. 213. Administration

Subtitle B—Moosalamoo National Recreation Area

Sec. 221. Designation
 Sec. 222. Map and description
 Sec. 223. Administration of National Recreation Area

3 **SEC. 2. DEFINITION OF SECRETARY.**

4 In this Act, the term “Secretary” means the Sec-
 5 retary of Agriculture, acting through the Chief of the For-
 6 est Service.

7 **TITLE I—NEW HAMPSHIRE**

8 **SEC. 101. DEFINITION OF STATE.**

9 In this title, the term “State” means the State of
 10 New Hampshire.

11 **SEC. 102. DESIGNATION OF WILDERNESS AREAS.**

12 In accordance with the Wilderness Act (16 U.S.C.
 13 1131 et seq.), the following Federal land in the State is

1 designated as wilderness and as components of the Na-
2 tional Wilderness Preservation System:

3 (1) Certain Federal land managed by the For-
4 est Service, comprising approximately 23,700 acres,
5 as generally depicted on the map entitled “Proposed
6 Wild River Wilderness—White Mountain National
7 Forest”, dated February 6, 2006, which shall be
8 known as the “Wild River Wilderness”.

9 (2) Certain Federal land managed by the For-
10 est Service, comprising approximately 10,800 acres,
11 as generally depicted on the map entitled “Proposed
12 Sandwich Range Wilderness Additions—White
13 Mountain National Forest”, dated February 6,
14 2006, and which are incorporated in the Sandwich
15 Range Wilderness, as designated by the New Hamp-
16 shire Wilderness Act of 1984 (Public Law 98–323;
17 98 Stat. 259).

18 **SEC. 103. MAP AND DESCRIPTION.**

19 (a) IN GENERAL.—As soon as practicable after the
20 date of enactment of this Act, the Secretary shall file a
21 map and a legal description of each wilderness area des-
22 ignated by section 102 with the committees of appropriate
23 jurisdiction in the Senate and the House of Representa-
24 tives.

1 (b) FORCE AND EFFECT.—A map and legal descrip-
 2 tion filed under subsection (a) shall have the same force
 3 and effect as if included in this Act, except that the Sec-
 4 retary may correct clerical and typographical errors in the
 5 map and legal description.

6 (c) PUBLIC AVAILABILITY.—Each map and legal de-
 7 scription filed under subsection (a) shall be filed and made
 8 available for public inspection in the Office of the Chief
 9 of the Forest Service.

10 **SEC. 104. ADMINISTRATION.**

11 (a) ADMINISTRATION.—Subject to valid existing
 12 rights, each wilderness area designated under this title
 13 shall be administered by the Secretary in accordance
 14 with—

15 (1) the Federal Land Policy and Management
 16 Act of 1976 (43 U.S.C. 1701 et seq.); and

17 (2) the Wilderness Act (16 U.S.C. 1131 et
 18 seq.).

19 (b) EFFECTIVE DATE OF WILDERNESS ACT.—With
 20 respect to any wilderness area designated by this title, any
 21 reference in the Wilderness Act (16 U.S.C. 1131 et seq.)
 22 to the effective date of the Wilderness Act shall be deemed
 23 to be a reference to the date of enactment of this Act.

24 (c) FISH AND WILDLIFE.—As provided in section
 25 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)),

1 nothing in this title affects any jurisdiction or responsi-
 2 bility of the State with respect to wildlife and fish in the
 3 State.

4 (d) WITHDRAWAL.—Subject to valid existing rights,
 5 all Federal land in the wilderness areas designated by sec-
 6 tion 102 are withdrawn from—

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

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

11 (3) disposition under the mineral leasing laws
 12 (including geothermal leasing laws).

13 **TITLE II—VERMONT**

14 **SEC. 201. DEFINITIONS.**

15 In this title:

16 (1) MANAGEMENT PLAN.—The term “Manage-
 17 ment Plan” means the Green Mountain National
 18 Forest Land and Resource Management Plan.

19 (2) STATE.—The term “State” means the State
 20 of Vermont.

21 **Subtitle A—Designation of** 22 **Wilderness Areas**

23 **SEC. 211. DESIGNATION.**

24 In accordance with the Wilderness Act (16 U.S.C.
 25 1131 et seq.), the following areas in the State are des-

1 ignated as wilderness areas and as components of the Na-
2 tional Wilderness Preservation System:

3 (1) Certain Federal land managed by the
4 United States Forest Service, comprising approxi-
5 mately 22,425 acres, as generally depicted on the
6 map entitled “Glastenbury Wilderness—Proposed”,
7 dated September 2006, which shall be known as the
8 “Glastenbury Wilderness”.

9 (2) Certain Federal land managed by the
10 United States Forest Service, comprising approxi-
11 mately 12,333 acres, as generally depicted on the
12 map entitled “Joseph Battell Wilderness—Pro-
13 posed”, dated September 2006, which shall be
14 known as the “Joseph Battell Wilderness”.

15 (3) Certain Federal land managed by the
16 United States Forest Service, comprising approxi-
17 mately 3,757 acres, as generally depicted on the
18 map entitled “Breadloaf Wilderness Additions—Pro-
19 posed”, dated September 2006, which shall be
20 known as the “Breadloaf Wilderness”.

21 (4) Certain Federal land managed by the
22 United States Forest Service, comprising approxi-
23 mately 2,338 acres, as generally depicted on the
24 map entitled “Lye Brook Wilderness Additions—

1 Proposed”, dated September 2006, which shall be
2 known as the “Lye Brook Wilderness”.

3 (5) Certain Federal land managed by the
4 United States Forest Service, comprising approxi-
5 mately 752 acres, as generally depicted on the map
6 entitled “Peru Peak Wilderness Additions—Pro-
7 posed”, dated September 2006, which shall be
8 known as the “Peru Peak Wilderness”.

9 (6) Certain Federal land managed by the
10 United States Forest Service, comprising approxi-
11 mately 47 acres, as generally depicted on the map
12 entitled “Big Branch Wilderness Additions—Pro-
13 posed”, dated September 2006, which shall be
14 known as the “Big Branch Wilderness”.

15 **SEC. 212. MAP AND DESCRIPTION.**

16 (a) IN GENERAL.—As soon as practicable after the
17 date of enactment of this Act, the Secretary shall file a
18 map and a legal description of each wilderness area des-
19 ignated by section 211 with—

20 (1) the Committee on Resources of the House
21 of Representatives;

22 (2) the Committee on Agriculture of the House
23 of Representatives; and

24 (3) the Committee on Agriculture, Nutrition,
25 and Forestry of the Senate.

1 (b) FORCE OF LAW.—A map and legal description
 2 filed under subsection (a) shall have the same force and
 3 effect as if included in this Act, except that the Secretary
 4 may correct clerical and typographical errors in the map
 5 and legal description.

6 (c) PUBLIC AVAILABILITY.—Each map and legal de-
 7 scription filed under subsection (a) shall be filed and made
 8 available for public inspection in the Office of the Chief
 9 of the Forest Service.

10 **SEC. 213. ADMINISTRATION.**

11 (a) ADMINISTRATION.—Subject to valid rights in ex-
 12 istence on the date of enactment of this Act, each wilder-
 13 ness area designated under this subtitle and in the Green
 14 Mountain National Forest (as of the date of enactment
 15 of this Act) shall be administered by the Secretary in ac-
 16 cordance with the Wilderness Act (16 U.S.C. 1131 et
 17 seq.).

18 (b) FISH AND WILDLIFE.—Nothing in this subtitle
 19 affects the jurisdiction of the State with respect to wildlife
 20 and fish on the public land located in the State, including
 21 the stocking of fish in rivers and streams in the State to
 22 support the Connecticut River Atlantic Salmon Restora-
 23 tion Program.

24 (c) TRAILS.—The Forest Service shall allow the con-
 25 tinuance of —

- 1 (1) the Appalachian National Scenic Trail;
2 (2) the Long Trail;
3 (3) the Catamount Trail; and
4 (4) the marking and maintenance of associated
5 trails and trail structures of the Trails referred to
6 in this subsection, consistent with the management
7 direction (including objectives, standards, guidelines,
8 and agreements with partners) established for the
9 Appalachian National Scenic Trail, Long Trail, and
10 Catamount Trail under the Management Plan.

11 **Subtitle B—Moosalamoo National**
12 **Recreation Area**

13 **SEC. 221. DESIGNATION.**

14 Certain Federal land managed by the United States
15 Forest Service, comprising approximately 15,857 acres, as
16 generally depicted on the map entitled “Moosalamoo Na-
17 tional Recreation Area—Proposed”, dated September
18 2006, is designated as the “Moosalamoo National Recre-
19 ation Area”.

20 **SEC. 222. MAP AND DESCRIPTION.**

21 (a) IN GENERAL.—As soon as practicable after the
22 date of enactment of this Act, the Secretary shall file a
23 map and a legal description of the national recreation area
24 designated by section 221 with—

(c) PUBLIC AVAILABILITY.—Each map and legal description filed under subsection (a) shall be filed and made available for public inspection in the Office of the Chief of the Forest Service.

(a) IN GENERAL.—Subject to valid rights existing on the date of enactment of this Act, the Secretary shall administer the Moosalamoo National Recreation Area in accordance with—

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1 Moosalamoo Recreation and Education Management
2 Area under the Management Plan.

3 (b) FISH AND WILDLIFE.—Nothing in this subtitle
4 affects the jurisdiction of the State with respect to wildlife
5 and fish on the public land located in the State.

6 (c) ESCARPMENT AND ECOLOGICAL AREAS.—Noth-
7 ing in this subtitle prevents the Secretary from managing
8 the Green Mountain Escarpment Management Area and
9 the Ecological Special Areas, as described in the Manage-
10 ment Plan.

Passed the Senate September 29, 2006.

Attest:

Secretary.

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AN ACT

To designate certain land in New England as wilderness for inclusion in the National Wilderness Preservation system and certain land as a National Recreation Area, and for other purposes.