

112<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 1087

To release wilderness study areas administered by the Bureau of Land Management that are not suitable for wilderness designation from continued management as de facto wilderness areas and to release inventoried roadless areas within the National Forest System that are not recommended for wilderness designation from the land use restrictions of the 2001 Roadless Area Conservation Final Rule and the 2005 State Petitions for Inventoried Roadless Area Management Final Rule, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

MAY 26, 2011

Mr. BARRASSO (for himself, Ms. MURKOWSKI, Mr. HATCH, Mr. HELLER, and Mr. ENZI) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To release wilderness study areas administered by the Bureau of Land Management that are not suitable for wilderness designation from continued management as de facto wilderness areas and to release inventoried roadless areas within the National Forest System that are not recommended for wilderness designation from the land use restrictions of the 2001 Roadless Area Conservation Final Rule and the 2005 State Petitions for Inventoried Roadless Area Management Final Rule, 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.**

4       This Act may be cited as the “Wilderness and  
5 Roadless Area Release Act of 2011”.

6 **SEC. 2. RELEASE OF BUREAU OF LAND MANAGEMENT WIL-**  
7 **DERNESS STUDY AREAS PREVIOUSLY IDENTI-**  
8 **FIED AS NOT SUITABLE FOR WILDERNESS**  
9 **DESIGNATION.**

10       (a) RELEASE.—Congress finds and directs that the  
11 public lands described in subsection (b) have been ade-  
12 quately studied for wilderness designation pursuant to sec-  
13 tion 603 of the Federal Land Policy and Management Act  
14 of 1976 (43 U.S.C. 1782) and are no longer subject to  
15 the requirement of subsection (c) of such section per-  
16 taining to the management of wilderness study areas in  
17 a manner that does not impair the suitability of such areas  
18 for preservation as wilderness.

19       (b) COVERED PUBLIC LANDS.—Subsection (a) ap-  
20 plies to public lands administered by the Bureau of Land  
21 Management pursuant to the Federal Land Policy and  
22 Management Act of 1976 (43 U.S.C. 1701 et seq.) that—

23               (1) have not been designated as wilderness by  
24       an Act of Congress before the date of the enactment  
25       of this Act; and

1           (2) have been identified by the Bureau of Land  
2           Management before the date of the enactment of  
3           this Act as not suitable for wilderness designation.

4           (c) MANAGEMENT.—Public lands released by sub-  
5           section (a) shall be managed by the Bureau of Land Man-  
6           agement in accordance with the land use plan applicable  
7           to the lands developed pursuant to section 202 of the Fed-  
8           eral Land Policy and Management Act of 1976 (43 U.S.C.  
9           1712).

10          (d) PROHIBITION.—The Secretary of the Interior  
11          may not promulgate or issue any system-wide regulation,  
12          directive, or order that would direct management of the  
13          public lands released by subsection (a) in a manner con-  
14          trary to the applicable land use plan.

15          (e) TERMINATION OF APPLICABILITY OF WILDLANDS  
16          ORDER.—Wildlands order 3310 shall not apply with re-  
17          spect to the public lands released by subsection (a).

18       **SEC. 3. RELEASE OF INVENTORIED ROADLESS AREAS**  
19                               **WITHIN THE NATIONAL FOREST SYSTEM NOT**  
20                               **RECOMMENDED FOR WILDERNESS DESIGNA-**  
21                               **TION.**

22          (a) RELEASE.—Congress finds and directs that the  
23          National Forest System lands described in subsection (b)  
24          have been adequately studied for wilderness designation  
25          pursuant to the second roadless area review and evalua-

1 tion program (RARE II) and the land and resource man-  
2 agement plan revision process under section 6 of the For-  
3 est and Rangeland Renewable Resources Planning Act of  
4 1974 (16 U.S.C. 1604) and are no longer subject to man-  
5 agement to maintain the roadless character and values of  
6 the lands and comply with other land-use restrictions of  
7 the Roadless Area Conservation Rule contained in part  
8 294 of title 36, Code of Federal Regulations, and amended  
9 in the final rule and record of decision published in the  
10 Federal Register on January 12, 2001 (66 Fed. Reg.  
11 3244), and the final rule and record of decision published  
12 in the Federal Register on May 13, 2005 (70 Fed. Reg.  
13 25654).

14 (b) COVERED NATIONAL FOREST SYSTEM LANDS.—  
15 Subsection (a) applies to inventoried roadless areas within  
16 the National Forest System set forth in the maps con-  
17 tained in the Forest Service Roadless Area Conservation,  
18 Final Environmental Impact Statement, Volume 2, dated  
19 November 2000, that—

20 (1) have not been designated as wilderness by  
21 an Act of Congress before the date of the enactment  
22 of this Act; and

23 (2) were not recommended for designation as  
24 wilderness as a result of the second roadless area re-  
25 view and evaluation program (RARE II) or the sub-

1       sequent revision of a land and resource management  
2       plan under section 6 of the Forest and Rangeland  
3       Renewable Resources Planning Act of 1974 (16  
4       U.S.C. 1604).

5       (c) MANAGEMENT.—National Forest System lands  
6       released by subsection (a) shall be managed by the Forest  
7       Service under the principles of the Multiple-Use Sus-  
8       tained-Yield Act of 1960 (16 U.S.C. 528 et seq.) in ac-  
9       cordance with the land and resource management plan de-  
10      veloped for the unit of the National Forest System con-  
11      taining the lands.

12      (d) PROHIBITION.—The Secretary of Agriculture  
13      may not promulgate or issue any system-wide regulation,  
14      directive, or order that would direct management of the  
15      National Forest System lands released by subsection (a)  
16      in a manner contrary to the applicable land and resource  
17      management plan.

18      (e) TERMINATION OF APPLICABILITY OF AMEND-  
19      MENTS.—The amendments made to part 294 of title 36,  
20      Code of Federal Regulations, in the final rule and record  
21      of decision published in the Federal Register on January  
22      12, 2001 (66 Fed. Reg. 3244), and the final rule and  
23      record of decision published in the Federal Register on  
24      May 13, 2005 (70 Fed. Reg. 25654), shall not apply with

- 1 respect to the National Forest System lands released by
- 2 subsection (a).

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