

115TH CONGRESS
1ST SESSION

S. 1959

To designate certain Federal land in the State of California as wilderness,
and for other purposes.

IN THE SENATE OF THE UNITED STATES

OCTOBER 16, 2017

Ms. HARRIS (for herself and Mrs. FEINSTEIN) introduced the following bill;
which was read twice and referred to the Committee on Energy and Nat-
ural Resources

A BILL

To designate certain Federal land in the State of California
as wilderness, 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 “Central Coast Heritage Protection Act”.

6 (b) **TABLE OF CONTENTS.**—The table of contents for
7 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Definitions.
- Sec. 3. Designation of wilderness.
- Sec. 4. Designation of the Machesna Mountain Potential Wilderness.
- Sec. 5. Administration of wilderness.
- Sec. 6. Designation of wild and scenic rivers.

- Sec. 7. Designation of the Fox Mountain Potential Wilderness.
 Sec. 8. Designation of scenic areas.
 Sec. 9. Condor National Recreation Trail.
 Sec. 10. Forest service study.
 Sec. 11. Nonmotorized recreation opportunities.
 Sec. 12. Use by members of Tribes.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) SCENIC AREAS.—The term “scenic area”
 4 means a scenic area designated by section 8(a).

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

7 (A) with respect to land managed by the
 8 Bureau of Land Management, the Secretary of
 9 the Interior; and

10 (B) with respect to land managed by the
 11 Forest Service, the Secretary of Agriculture.

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

14 (4) WILDERNESS AREA.—The term “wilderness
 15 area” means a wilderness area or wilderness addi-
 16 tion designated by section 3(a).

17 **SEC. 3. DESIGNATION OF WILDERNESS.**

18 (a) IN GENERAL.—In accordance with the Wilderness
 19 Act (16 U.S.C. 1131 et seq.), the following areas in the
 20 State are designated as wilderness areas and as compo-
 21 nents of the National Wilderness Preservation System:

1 (1) Certain land in the Bakersfield Field Office
2 of the Bureau of Land Management comprising ap-
3 proximately 35,619 acres, as generally depicted on
4 the map entitled “Caliente Mountain Wilderness
5 Area—Proposed” and dated May 31, 2017, which
6 shall be known as the “Caliente Mountain Wilder-
7 ness”.

8 (2) Certain land in the Bakersfield Field Office
9 of the Bureau of Land Management comprising ap-
10 proximately 13,332 acres, as generally depicted on
11 the map entitled “Soda Lake Wilderness Area—Pro-
12 posed” and dated May 31, 2017, which shall be
13 known as the “Soda Lake Wilderness”.

14 (3) Certain land in the Bakersfield Field Office
15 of the Bureau of Land Management comprising ap-
16 proximately 12,585 acres, as generally depicted on
17 the map entitled “Temblor Range Wilderness
18 Area—Proposed” and dated May 31, 2017, which
19 shall be known as the “Temblor Range Wilderness”.

20 (4) Certain land in the Los Padres National
21 Forest comprising approximately 23,670 acres, as
22 generally depicted on the map entitled “Chumash
23 Wilderness Area Additions—Proposed” and dated
24 October 4, 2017, which shall be incorporated into
25 and managed as part of the Chumash Wilderness as

1 designated by the Los Padres Condor Range and
2 River Protection Act (Public Law 102–301; 106
3 Stat. 242).

4 (5) Certain land in the Los Padres National
5 Forest comprising approximately 54,221 acres, as
6 generally depicted on the maps entitled “Dick Smith
7 Wilderness Area Additions—Proposed Map 1 of 2
8 (Bear Canyon and Cuyama Peak Units)” and “Dick
9 Smith Wilderness Area Additions—Proposed Map 2
10 of 2 (Buckhorn and Mono Units)” and dated Octo-
11 ber 4, 2017, which shall be incorporated into and
12 managed as part of the Dick Smith Wilderness as
13 designated by the California Wilderness Act of 1984
14 (Public Law 98–425; 16 U.S.C. 1132 note).

15 (6) Certain land in the Los Padres National
16 Forest and the Bakersfield Field Office of the Bu-
17 reau of Land Management comprising approximately
18 7,289 acres, as generally depicted on the map enti-
19 tled “Garcia Wilderness Area Additions—Proposed”
20 and dated October 4, 2017, which shall be incor-
21 porated into and managed as part of the Garcia Wil-
22 derness as designated by the Los Padres Condor
23 Range and River Protection Act (Public Law 102–
24 301; 106 Stat. 242).

1 (7) Certain land in the Los Padres National
2 Forest and the Bakersfield Field Office of the Bu-
3 reau of Land Management comprising approximately
4 8,671 acres, as generally depicted on the map enti-
5 tled “Machesna Mountain Wilderness Area Addi-
6 tions—Proposed” and dated October 4, 2017, which
7 shall be incorporated into and managed as part of
8 the Machesna Mountain Wilderness as designated by
9 the California Wilderness Act of 1984 (Public Law
10 98–425; 16 U.S.C. 1132 note).

11 (8) Certain land in the Los Padres National
12 Forest comprising approximately 30,184 acres, as
13 generally depicted on the map entitled “Matilija Wil-
14 derness Area Additions—Proposed” and dated Octo-
15 ber 4, 2017, which shall be incorporated into and
16 managed as part of the Matilija Wilderness as des-
17 ignated by the Los Padres Condor Range and River
18 Protection Act (Public Law 102–301; 106 Stat.
19 242).

20 (9) Certain land in the Los Padres National
21 Forest comprising approximately 24,040 acres, as
22 generally depicted on the map entitled “San Rafael
23 Wilderness Area Additions—Proposed” and dated
24 October 4, 2017, which shall be incorporated into
25 and managed as part of the San Rafael Wilderness

1 as designated by Public Law 90–271 (82 Stat. 51),
2 the California Wilderness Act of 1984 (Public Law
3 98–425; 16 U.S.C. 1132 note), and the Los Padres
4 Condor Range and River Protection Act (Public Law
5 102–301; 106 Stat. 242).

6 (10) Certain land in the Los Padres National
7 Forest comprising approximately 3,115 acres, as
8 generally depicted on the map entitled “Santa Lucia
9 Wilderness Area Additions—Proposed” and dated
10 October 4, 2017, which shall be incorporated into
11 and managed as part of the Santa Lucia Wilderness
12 as designated by the Endangered American Wilder-
13 ness Act of 1978 (Public Law 95–237; 16 U.S.C.
14 1132 note).

15 (11) Certain land in the Los Padres National
16 Forest comprising approximately 14,313 acres, as
17 generally depicted on the map entitled “Sespe Wil-
18 derness Area Additions—Proposed” and dated Octo-
19 ber 4, 2017, which shall be incorporated into and
20 managed as part of the Sespe Wilderness as des-
21 ignated by the Los Padres Condor Range and River
22 Protection Act (Public Law 102–301; 106 Stat.
23 242).

24 (12) Certain land in the Los Padres National
25 Forest comprising approximately 17,870 acres, as

1 generally depicted on the map entitled “Diablo
2 Caliente Wilderness Area—Proposed” and dated Oc-
3 tober 4, 2017, which shall be known as the “Diablo
4 Caliente Wilderness”.

5 (b) MAPS AND LEGAL DESCRIPTIONS.—

6 (1) IN GENERAL.—As soon as practicable after
7 the date of enactment of this Act, the Secretary
8 shall file maps and legal descriptions of the wilder-
9 ness areas with—

10 (A) the Committee on Energy and Natural
11 Resources of the Senate; and

12 (B) the Committee on Natural Resources
13 of the House of Representatives.

14 (2) FORCE OF LAW.—The maps and legal de-
15 scriptions filed under paragraph (1) shall have the
16 same force and effect as if included in this Act, ex-
17 cept that the Secretary may correct any clerical and
18 typographical errors in the maps and legal descrip-
19 tions.

20 (3) PUBLIC AVAILABILITY.—The maps and
21 legal descriptions filed under paragraph (1) shall be
22 on file and available for public inspection in the ap-
23 propriate offices of the Forest Service and Bureau
24 of Land Management.

1 **SEC. 4. DESIGNATION OF THE MACHESNA MOUNTAIN PO-**
2 **TENTIAL WILDERNESS.**

3 (a) DESIGNATION.—In furtherance of the purposes of
4 the Wilderness Act (16 U.S.C. 1131 et seq.), certain land
5 in the Los Padres National Forest comprising approxi-
6 mately 2,359 acres, as generally depicted on the map enti-
7 tled “Machesna Mountain Potential Wilderness Area” and
8 dated October 4, 2017, is designated as the Machesna
9 Mountain Potential Wilderness Area.

10 (b) MAP AND LEGAL DESCRIPTION.—

11 (1) IN GENERAL.—As soon as practicable after
12 the date of enactment of this Act, the Secretary
13 shall file a map and legal description of the
14 Machesna Mountain Potential Wilderness Area (re-
15 ferred to in this section as the “potential wilderness
16 area”) with—

17 (A) the Committee on Energy and Natural
18 Resources of the Senate; and

19 (B) the Committee on Natural Resources
20 of the House of Representatives.

21 (2) FORCE OF LAW.—The map and legal de-
22 scription filed under paragraph (1) shall have the
23 same force and effect as if included in this Act, ex-
24 cept that the Secretary may correct any clerical and
25 typographical errors in the map and legal descrip-
26 tion.

1 (3) PUBLIC AVAILABILITY.—The map and legal
2 description filed under paragraph (1) shall be on file
3 and available for public inspection in the appropriate
4 offices of the Forest Service.

5 (c) MANAGEMENT.—Except as provided in subsection
6 (d) and subject to valid existing rights, the Secretary shall
7 manage the potential wilderness area in accordance with
8 the Wilderness Act (16 U.S.C. 1131 et seq.).

9 (d) TRAIL USE, CONSTRUCTION, RECONSTRUCTION,
10 AND REALIGNMENT.—

11 (1) IN GENERAL.—In accordance with para-
12 graph (2), the Secretary may reconstruct, realign, or
13 reroute the Pine Mountain Trail.

14 (2) REQUIREMENT.—In carrying out the recon-
15 struction, realignment, or rerouting under paragraph
16 (1), the Secretary shall—

17 (A) comply with all existing laws (including
18 regulations); and

19 (B) to the maximum extent practicable,
20 use the minimum tool or administrative practice
21 necessary to accomplish the reconstruction, re-
22 alignment, or rerouting with the least amount
23 of adverse impact on wilderness character and
24 resources.

1 (3) MOTORIZED VEHICLES AND MACHINERY.—

2 In accordance with paragraph (2), the Secretary
3 may use motorized vehicles and machinery to carry
4 out the trail reconstruction, realignment, or rerout-
5 ing authorized by this subsection.

6 (4) MOTORIZED AND MECHANIZED VEHI-

7 CLES.—The Secretary may permit the use of motor-
8 ized and mechanized vehicles on the existing Pine
9 Mountain Trail in accordance with existing law (in-
10 cluding regulations) and this subsection until such
11 date as the potential wilderness area is designated
12 as wilderness in accordance with subsection (h).

13 (e) WITHDRAWAL.—Subject to valid existing rights,
14 the Federal land in the potential wilderness area is with-
15 drawn from all forms of—

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

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

20 (3) disposition under all laws pertaining to min-
21 eral and geothermal leasing or mineral materials.

22 (f) COOPERATIVE AGREEMENTS.—In carrying out
23 this section, the Secretary may enter into cooperative
24 agreements with State, Tribal, and local governmental en-
25 tities and private entities to complete the trail construc-

1 tion, realignment, or rerouting authorized by subsection
2 (d).

3 (g) BOUNDARIES.—The Secretary shall modify the
4 boundary of the potential wilderness area to exclude any
5 area within 150 feet of the centerline of the new location
6 of any trail that has been reconstructed, realigned, or re-
7 routed under subsection (d).

8 (h) WILDERNESS DESIGNATION.—

9 (1) IN GENERAL.—The potential wilderness
10 area, as modified under subsection (g), shall be des-
11 ignated as wilderness and as a component of the Na-
12 tional Wilderness Preservation System on the earlier
13 of—

14 (A) the date on which the Secretary pub-
15 lishes in the Federal Register notice that the
16 trail reconstruction, realignment, or rerouting
17 authorized by subsection (d) has been com-
18 pleted; and

19 (B) the date that is 20 years after the date
20 of enactment of this Act.

21 (2) ADMINISTRATION OF WILDERNESS.—On
22 designation as wilderness under this section, the po-
23 tential wilderness area shall be—

24 (A) incorporated into the Machesna Moun-
25 tain Wilderness Area, as designated by the Cali-

1 California Wilderness Act of 1984 (Public Law 98–
2 425; 16 U.S.C. 1132 note) and expanded by
3 section 3; and

4 (B) administered in accordance with sec-
5 tion 5 and the Wilderness Act (16 U.S.C. 1131
6 et seq.).

7 **SEC. 5. ADMINISTRATION OF WILDERNESS.**

8 (a) **IN GENERAL.**—Subject to valid existing rights,
9 the wilderness areas shall be administered by the Sec-
10 retary in accordance with this Act and the Wilderness Act
11 (16 U.S.C. 1131 et seq.), except that—

12 (1) any reference in the Wilderness Act (16
13 U.S.C. 1131 et seq.) to the effective date of that Act
14 shall be considered to be a reference to the date of
15 enactment of this Act; and

16 (2) any reference in the Wilderness Act (16
17 U.S.C. 1131 et seq.) to the Secretary of Agriculture
18 shall be considered to be a reference to the Secretary
19 that has jurisdiction over the wilderness area.

20 (b) **FIRE MANAGEMENT AND RELATED ACTIVI-**
21 **TIES.**—

22 (1) **IN GENERAL.**—The Secretary may take any
23 measures in a wilderness area as are necessary for
24 the control of fire, insects, and diseases in accord-
25 ance with section 4(d)(1) of the Wilderness Act (16

1 U.S.C. 1133(d)(1)) and House Report 98–40 of the
2 98th Congress.

3 (2) FUNDING PRIORITIES.—Nothing in this Act
4 limits funding for fire and fuels management in the
5 wilderness areas.

6 (3) REVISION AND DEVELOPMENT OF LOCAL
7 FIRE MANAGEMENT PLANS.—As soon as practicable
8 after the date of enactment of this Act, the Sec-
9 retary shall amend the local information in the Fire
10 Management Reference System or individual oper-
11 ational plans that apply to the land designated as a
12 wilderness area.

13 (4) ADMINISTRATION.—Consistent with para-
14 graph (1) and other applicable Federal law, to en-
15 sure a timely and efficient response to fire emer-
16 gencies in the wilderness areas, the Secretary shall
17 enter into agreements with appropriate State or
18 local firefighting agencies.

19 (c) GRAZING.—The grazing of livestock in the wilder-
20 ness areas, if established before the date of enactment of
21 this Act, shall be permitted to continue, subject to any
22 reasonable regulations as the Secretary considers nec-
23 essary in accordance with—

24 (1) section 4(d)(4) of the Wilderness Act (16
25 U.S.C. 1133(d)(4));

1 (2) the guidelines set forth in Appendix A of
2 House Report 101–405, accompanying H.R. 2570 of
3 the 101st Congress for land under the jurisdiction of
4 the Secretary of the Interior;

5 (3) the guidelines set forth in House Report
6 96–617, accompanying H.R. 5487 of the 96th Con-
7 gress for land under the jurisdiction of the Secretary
8 of Agriculture; and

9 (4) all other laws governing livestock grazing on
10 Federal public land.

11 (d) FISH AND WILDLIFE.—

12 (1) IN GENERAL.—In accordance with section
13 4(d)(7) of the Wilderness Act (16 U.S.C.
14 1133(d)(7)), nothing in this Act affects the jurisdic-
15 tion or responsibilities of the State with respect to
16 fish and wildlife on public land in the State.

17 (2) MANAGEMENT ACTIVITIES.—In furtherance
18 of the purposes and principles of the Wilderness Act
19 (16 U.S.C. 1131 et seq.), the Secretary may conduct
20 any management activities that are necessary to
21 maintain or restore fish and wildlife populations and
22 habitats in the wilderness areas, if the management
23 activities are—

24 (A) consistent with relevant wilderness
25 management plans;

1 (B) conducted in accordance with appro-
2 priate policies, such as the policies established
3 in Appendix B of House Report 101-405; and

4 (C) in accordance with memoranda of un-
5 derstanding between the Federal agencies and
6 the State Department of Fish and Wildlife.

7 (e) BUFFER ZONES.—

8 (1) IN GENERAL.—Congress does not intend for
9 the designation of wilderness areas by this Act to
10 lead to the creation of protective perimeters or buff-
11 er zones around each wilderness area.

12 (2) ACTIVITIES OR USES UP TO BOUNDARIES.—

13 The fact that nonwilderness activities or uses can be
14 seen or heard from within a wilderness area shall
15 not, of itself, preclude the activities or uses up to the
16 boundary of the wilderness area.

17 (f) MILITARY ACTIVITIES.—Nothing in this Act pre-
18 cludes—

19 (1) low-level overflights of military aircraft over
20 the wilderness areas;

21 (2) the designation of new units of special air-
22 space over the wilderness areas; or

23 (3) the use or establishment of military flight
24 training routes over wilderness areas.

1 (g) HORSES.—Nothing in this Act precludes horse-
2 back riding in, or the entry of recreational saddle or pack
3 stock into, a wilderness area—

4 (1) in accordance with section 4(d)(5) of the
5 Wilderness Act (16 U.S.C. 1133(d)(5)); and

6 (2) subject to any terms and conditions deter-
7 mined to be necessary by the Secretary.

8 (h) WITHDRAWAL.—Subject to valid existing rights,
9 the wilderness areas are withdrawn from—

10 (1) all forms of entry, appropriation, and dis-
11 posal under the public land laws;

12 (2) location, entry, and patent under the mining
13 laws; and

14 (3) disposition under all laws pertaining to min-
15 eral and geothermal leasing or mineral materials.

16 (i) INCORPORATION OF ACQUIRED LAND AND INTER-
17 ESTS.—Any land within the boundary of a wilderness area
18 that is acquired by the United States shall—

19 (1) become part of the wilderness area in which
20 the land is located; and

21 (2) be managed in accordance with—

22 (A) this section;

23 (B) the Wilderness Act (16 U.S.C. 1131 et
24 seq.); and

25 (C) any other applicable law.

1 (j) TREATMENT OF EXISTING WATER DIVERSIONS IN
2 THE SAN RAFAEL WILDERNESS ADDITIONS.—

3 (1) AUTHORIZATION FOR CONTINUED USE.—

4 The Secretary of Agriculture may issue a special use
5 authorization to the owners of the 2 existing water
6 transport or diversion facilities, including adminis-
7 trative access roads (in this subsection referred to as
8 a “facility”), located on National Forest System
9 land in the San Rafael Wilderness Additions in the
10 Moon Canyon unit (T. 11 N., R. 30 W., secs. 13
11 and 14) and the Peak Mountain unit (T. 10 N., R.
12 28 W., secs. 23 and 26) for the continued operation,
13 maintenance, and reconstruction of the facility if the
14 Secretary determines that—

15 (A) the facility was in existence on the
16 date on which the land on which the facility is
17 located was designated as part of the National
18 Wilderness Preservation System (in this sub-
19 section referred to as “the date of designa-
20 tion”);

21 (B) the facility has been in substantially
22 continuous use to deliver water for the bene-
23 ficial use on the non-Federal land of the owner
24 since the date of designation;

1 (C) the owner of the facility holds a valid
2 water right for use of the water on the non-
3 Federal land of the owner under State law, with
4 a priority date that predates the date of des-
5 ignation; and

6 (D) it is not practicable or feasible to relo-
7 cate the facility to land outside of the wilder-
8 ness and continue the beneficial use of water on
9 the non-Federal land recognized under State
10 law.

11 (2) TERMS AND CONDITIONS.—

12 (A) REQUIRED TERMS AND CONDITIONS.—

13 In a special use authorization issued under
14 paragraph (1), the Secretary may—

15 (i) allow use of motorized equipment
16 and mechanized transport for operation,
17 maintenance, or reconstruction of a facil-
18 ity, if the Secretary determines that—

19 (I) the use is the minimum nec-
20 essary to allow the facility to continue
21 delivery of water to the non-Federal
22 land for the beneficial uses recognized
23 by the water right held under State
24 law; and

1 (II) the use of non-motorized
 2 equipment and non-mechanized trans-
 3 port is impracticable or infeasible; and
 4 (ii) preclude use of the facility for the
 5 diversion or transport of water in excess of
 6 the water right recognized by the State on
 7 the date of designation.

8 (B) DISCRETIONARY TERMS AND CONDI-
 9 TIONS.—In a special use authorization issued
 10 under paragraph (1), the Secretary may require
 11 or allow modification or relocation of the facility
 12 in the wilderness, as the Secretary determines
 13 necessary, to reduce impacts to wilderness val-
 14 ues set forth in section 2 of the Wilderness Act
 15 (16 U.S.C. 1131) if the beneficial use of water
 16 on the non-Federal land is not diminished.

17 (k) TREATMENT OF EXISTING ELECTRICAL DIS-
 18 TRIBUTION LINE IN THE SAN RAFAEL WILDERNESS AD-
 19 DITIONS.—

20 (1) AUTHORIZATION FOR CONTINUED USE.—
 21 The Secretary of Agriculture may issue a special use
 22 authorization to the owners of the existing electrical
 23 distribution line to the Plowshare Peak communica-
 24 tion site (in this subsection referred to as a “facil-
 25 ity”) located on National Forest System land in the

1 San Rafael Wilderness Additions in the Moon Can-
2 yon unit (T. 11 N., R. 30 W., secs. 2, 3 and 4) for
3 the continued operation, maintenance, and recon-
4 struction of the facility if the Secretary determines
5 that—

6 (A) the facility was in existence on the
7 date on which the land on which the facility is
8 located was designated as part of the National
9 Wilderness Preservation System (in this sub-
10 section referred to as “the date of designa-
11 tion”);

12 (B) the facility has been in substantially
13 continuous use to deliver electricity to the com-
14 munication site; and

15 (C) it is not practicable or feasible to relo-
16 cate the distribution line to land outside of the
17 wilderness.

18 (2) TERMS AND CONDITIONS.—

19 (A) REQUIRED TERMS AND CONDITIONS.—

20 In a special use authorization issued under
21 paragraph (1), the Secretary may allow use of
22 motorized equipment and mechanized transport
23 for operation, maintenance, or reconstruction of
24 the electrical distribution line, if the Secretary
25 determines that the use of non-motorized equip-

1 ment and non-mechanized transport is impracti-
2 cable or infeasible.

3 (B) DISCRETIONARY TERMS AND CONDI-
4 TIONS.—In a special use authorization issued
5 under paragraph (1), the Secretary may require
6 or allow modification or relocation of the facility
7 in the wilderness, as the Secretary determines
8 necessary, to reduce impacts to wilderness val-
9 ues set forth in section 2 of the Wilderness Act
10 (16 U.S.C. 1131).

11 (l) CLIMATOLOGICAL DATA COLLECTION.—In ac-
12 cordance with the Wilderness Act (16 U.S.C. 1131 et seq.)
13 and subject to terms and conditions as the Secretary may
14 prescribe, the Secretary may authorize the installation and
15 maintenance of hydrologic, meteorologic, or climatological
16 collection devices in the wilderness areas if the Secretary
17 determines that the facilities and access to the facilities
18 are essential to flood warning, flood control, or water res-
19 ervoir operation activities.

20 **SEC. 6. DESIGNATION OF WILD AND SCENIC RIVERS.**

21 (a) INDIAN CREEK, MONO CREEK, AND MATILIJA
22 CREEK, CALIFORNIA.—Section 3(a) of the Wild and Sce-
23 nic Rivers Act (16 U.S.C. 1274(a)) is amended by adding
24 at the end the following:

1 “(213) INDIAN CREEK, CALIFORNIA.—The fol-
2 lowing segments of Indian Creek in the State of
3 California, to be administered by the Secretary of
4 Agriculture:

5 “(A) The 9.5-mile segment of Indian Creek
6 from its source in sec. 19, T. 7 N., R. 26 W.,
7 to the Dick Smith Wilderness boundary, as a
8 wild river.

9 “(B) The 1-mile segment of Indian Creek
10 from the Dick Smith Wilderness boundary to
11 0.25 miles downstream of Road 6N24, as a see-
12 nic river.

13 “(C) The 3.9-mile segment of Indian Creek
14 from 0.25 miles downstream of Road 6N24 to
15 the southern boundary of sec. 32, T. 6 N., R.
16 26 W., as a wild river.

17 “(214) MONO CREEK, CALIFORNIA.—The fol-
18 lowing segments of Mono Creek in the State of Cali-
19 fornia, to be administered by the Secretary of Agri-
20 culture:

21 “(A) The 4.2-mile segment of Mono Creek
22 from its source in sec. 1, T. 7 N., R. 26 W.,
23 to 0.25 miles upstream of Don Victor Fire
24 Road in sec. 28, T. 7 N., R. 25 W., as a wild
25 river.

1 “(B) The 2.1-mile segment of Mono Creek
2 from 0.25 miles upstream of the Don Victor
3 Fire Road in sec. 28, T. 7 N., R. 25 W., to
4 0.25 miles downstream of Don Victor Fire
5 Road in sec. 34, T7N, R25W, as a recreational
6 river.

7 “(C) The 14.7-mile segment of Mono
8 Creek from 0.25 miles downstream of Don Vic-
9 tor Fire Road in sec. 34, T. 7 N., R. 25 W.,
10 to the Ogilvy Ranch private property boundary
11 in sec. 22, R. 26 W., T. 6 N., as a wild river.

12 “(D) The 3.5-mile segment of Mono Creek
13 from the Ogilvy Ranch private property bound-
14 ary to the southern boundary of sec. 33, T. 6
15 N., R. 26 N., as a recreational river.

16 “(215) MATILIJA CREEK, CALIFORNIA.—The
17 following segments of Matilija Creek in the State of
18 California, to be administered by the Secretary of
19 Agriculture:

20 “(A) The 7.2-mile segment of the Matilija
21 Creek from its source in sec. 25, T. 6 N., R.
22 25 W., to the private property boundary in sec.
23 9, T. 5 N., R. 24 W., as a wild river.

24 “(B) The 7.25-mile segment of the Upper
25 North Fork Matilija Creek from its source in

1 sec. 36, T. 6 N., R. 24 W., to the Matilija Wil-
2 derness boundary, as a wild river.”.

3 (b) SESPE CREEK, CALIFORNIA.—Section 3(a) of the
4 Wild and Scenic Rivers Act (16 U.S.C. 1274(a)) is amend-
5 ed by striking paragraph (142) and inserting the fol-
6 lowing:

7 “(142) SESPE CREEK, CALIFORNIA.—The fol-
8 lowing segments of Sespe Creek in the State of Cali-
9 fornia, to be administered by the Secretary of Agri-
10 culture:

11 “(A) The 2.7-mile segment of Sespe Creek
12 from the private property boundary in sec. 10,
13 T. 6 N., R. 24 W., to the Hartman Ranch pri-
14 vate property boundary in sec. 14, T. 6 N., R.
15 24 W., as a wild river.

16 “(B) The 15-mile segment of Sespe Creek
17 from the Hartman Ranch private property
18 boundary in sec. 14, T. 6 N., R. 24 W., to the
19 western boundary of sec. 6, T. 5 N., R. 22 W.,
20 as a recreational river.

21 “(C) The 6.1-mile segment of Sespe Creek
22 from the western boundary of sec. 6, T. 5 N.,
23 R. 22 W., to the confluence with Trout Creek,
24 as a scenic river.

1 “(D) The 28.6-mile segment of Sespe
2 Creek from the confluence with Trout Creek to
3 the southern boundary of sec. 35, T. 5 N., R.
4 20 W., as a wild river.”.

5 (c) SISQUOC RIVER, CALIFORNIA.—Section 3(a) of
6 the Wild and Scenic Rivers Act (16 U.S.C. 1274(a)) is
7 amended by striking paragraph (143) and inserting the
8 following:

9 “(143) SISQUOC RIVER, CALIFORNIA.—The fol-
10 lowing segments of the Sisquoc River and its tribu-
11 taries in the State of California, to be administered
12 by the Secretary of Agriculture:

13 “(A) The 33-mile segment of the main
14 stem of the Sisquoc River extending from its
15 origin downstream to the Los Padres Forest
16 boundary, as a wild river.

17 “(B) The 4.2-mile segment of the South
18 Fork Sisquoc River from its source northeast of
19 San Rafael Mountain in sec. 2, T. 7 N., R. 28
20 W., to its confluence with the Sisquoc River, as
21 a wild river.

22 “(C) The 10.4-mile segment of Manzana
23 Creek from its source west of San Rafael Peak
24 in sec. 4, T. 7 N., R. 28 W., to the San Rafael

1 Wilderness boundary upstream of Nira Camp-
2 ground, as a wild river.

3 “(D) The 0.6-mile segment of Manzana
4 Creek from the San Rafael Wilderness bound-
5 ary upstream of the Nira Campground to the
6 San Rafael Wilderness boundary downstream of
7 the confluence of Davy Brown Creek, as a rec-
8 reational river.

9 “(E) The 5.8-mile segment of Manzana
10 Creek from the San Rafael Wilderness bound-
11 ary downstream of the confluence of Davy
12 Brown Creek to the private property boundary
13 in sec. 1, T. 8 N., R. 30 W., as a wild river.

14 “(F) The 3.8-mile segment of Manzana
15 Creek from the private property boundary in
16 sec. 1, T. 8 N., R. 30 W., to the confluence of
17 the Sisquoc River, as a recreational river.

18 “(G) The 3.4-mile segment of Davy Brown
19 Creek from its source west of Ranger Peak in
20 sec. 32, T. 8 N., R. 29 W., to 300 feet up-
21 stream of its confluence with Munch Canyon, as
22 a wild river.

23 “(H) The 1.4-mile segment of Davy Brown
24 Creek from 300 feet upstream of its confluence

1 with Munch Canyon to its confluence with
2 Manzana Creek, as a recreational river.

3 “(I) The 2-mile segment of Munch Canyon
4 from its source north of Ranger Peak in sec.
5 33, T. 8 N., R. 29 W., to 300 feet upstream
6 of its confluence with Sunset Valley Creek, as
7 a wild river.

8 “(J) The 0.5-mile segment of Munch Can-
9 yon from 300 feet upstream of its confluence
10 with Sunset Valley Creek to its confluence with
11 Davy Brown Creek, as a recreational river.

12 “(K) The 2.6-mile segment of Fish Creek
13 from 500 feet downstream of Sunset Valley
14 Road to its confluence with Manzana Creek, as
15 a wild river.

16 “(L) The 1.5-mile segment of East Fork
17 Fish Creek from its source in sec. 26, T. 8 N.,
18 R. 29 W., to its confluence with Fish Creek, as
19 a wild river.”.

20 (d) PIRU CREEK, CALIFORNIA.—Section 3(a) of the
21 Wild and Scenic Rivers Act (16 U.S.C. 1274(a)) is amend-
22 ed by striking paragraph (199) and inserting the fol-
23 lowing:

24 “(199) PIRU CREEK, CALIFORNIA.—The fol-
25 lowing segments of Piru Creek in the State of Cali-

1 fornia, to be administered by the Secretary of Agri-
2 culture:

3 “(A) The 9.1-mile segment of Piru Creek
4 from its source in sec. 3, T. 6 N., R. 22 W.,
5 to the private property boundary in sec. 4, T.
6 6 N., R. 21 W., as a wild river.

7 “(B) The 17.2-mile segment of Piru Creek
8 from the private property boundary in sec. 4, T.
9 6 N., R. 21 W., to 0.25 miles downstream of
10 the Gold Hill Road, as a scenic river.

11 “(C) The 4.1-mile segment of Piru Creek
12 from 0.25 miles downstream of Gold Hill Road
13 to the confluence with Trail Canyon, as a wild
14 river.

15 “(D) The 7.25-mile segment of Piru Creek
16 from the confluence with Trail Canyon to the
17 confluence with Buck Creek, as a scenic river.

18 “(E) The 3-mile segment of Piru Creek
19 from 0.5 miles downstream of Pyramid Dam at
20 the first bridge crossing to the boundary of the
21 Sespe Wilderness, as a recreational river.

22 “(F) The 13-mile segment of Piru Creek
23 from the boundary of the Sespe Wilderness to
24 the boundary of the Sespe Wilderness, as a wild
25 river.

1 “(G) The 2.2-mile segment of Piru Creek
2 from the boundary of the Sespe Wilderness to
3 the upper limit of Piru Reservoir, as a rec-
4 reational river.”.

5 (e) EFFECT.—The designation of additional miles of
6 Piru Creek under subsection (d) shall not affect valid
7 water rights in existence on the date of enactment of this
8 Act.

9 (f) MOTORIZED USE OF TRAILS.—Nothing in this
10 section (including the amendments made by this section)
11 affects the motorized use of trails designated by the Forest
12 Service for motorized use that are located adjacent to and
13 crossing upper Piru Creek, if the use is consistent with
14 the protection and enhancement of river values under the
15 Wild and Scenic Rivers Act (16 U.S.C. 1271 et seq.).

16 **SEC. 7. DESIGNATION OF THE FOX MOUNTAIN POTENTIAL**
17 **WILDERNESS.**

18 (a) DESIGNATION.—In furtherance of the purposes of
19 the Wilderness Act (16 U.S.C. 1131 et seq.), certain land
20 in the Los Padres National Forest comprising approxi-
21 mately 41,837 acres, as generally depicted on the map en-
22 titled “Fox Mountain Potential Wilderness Area” and
23 dated October 4, 2017, is designated as the Fox Mountain
24 Potential Wilderness Area.

25 (b) MAP AND LEGAL DESCRIPTION.—

1 (1) IN GENERAL.—As soon as practicable after
2 the date of enactment of this Act, the Secretary of
3 Agriculture shall file a map and a legal description
4 of the Fox Mountain Potential Wilderness Area (re-
5 ferred to in this section as the “potential wilderness
6 area”) with—

7 (A) the Committee on Energy and Natural
8 Resources of the Senate; and

9 (B) the Committee on Natural Resources
10 of the House of Representatives.

11 (2) FORCE OF LAW.—The map and legal de-
12 scription filed under paragraph (1) shall have the
13 same force and effect as if included in this Act, ex-
14 cept that the Secretary of Agriculture may correct
15 any clerical and typographical errors in the map and
16 legal description.

17 (3) PUBLIC AVAILABILITY.—The map and legal
18 description filed under paragraph (1) shall be on file
19 and available for public inspection in the appropriate
20 offices of the Forest Service.

21 (c) MANAGEMENT.—Except as provided in subsection
22 (d) and subject to valid existing rights, the Secretary shall
23 manage the potential wilderness area in accordance with
24 the Wilderness Act (16 U.S.C. 1131 et seq.).

1 (d) TRAIL USE CONSTRUCTION, RECONSTRUCTION,
2 AND REALIGNMENT.—

3 (1) IN GENERAL.—In accordance with para-
4 graph (2), the Secretary of Agriculture may—

5 (A) construct a new trail for use by hikers,
6 equestrians, and mechanized vehicles that con-
7 nects the Aliso Park Campground to the Bull
8 Ridge Trail; and

9 (B) reconstruct or realign—

10 (i) the Bull Ridge Trail; and

11 (ii) the Rocky Ridge Trail.

12 (2) REQUIREMENT.—In carrying out the con-
13 struction, reconstruction, or alignment under para-
14 graph (1), the Secretary shall—

15 (A) comply with all existing laws (including
16 regulations); and

17 (B) to the maximum extent practicable,
18 use the minimum tool or administrative practice
19 necessary to accomplish the construction, recon-
20 struction, or alignment with the least amount of
21 adverse impact on wilderness character and re-
22 sources.

23 (3) MOTORIZED VEHICLES AND MACHINERY.—

24 In accordance with paragraph (2), the Secretary
25 may use motorized vehicles and machinery to carry

1 out the trail construction, reconstruction, or realign-
2 ment authorized by this subsection.

3 (4) MECHANIZED VEHICLES.—The Secretary
4 may permit the use of mechanized vehicles on the
5 existing Bull Ridge Trail and Rocky Ridge Trail in
6 accordance with existing law (including regulations)
7 and this subsection until such date as the potential
8 wilderness area is designated as wilderness in ac-
9 cordance with subsection (h).

10 (e) WITHDRAWAL.—Subject to valid existing rights,
11 the Federal land in the potential wilderness area is with-
12 drawn from all forms of—

13 (1) entry, appropriation, or disposal under the
14 public land laws;

15 (2) location, entry, and patent under the mining
16 laws; and

17 (3) disposition under all laws pertaining to min-
18 eral and geothermal leasing or mineral materials.

19 (f) COOPERATIVE AGREEMENTS.—In carrying out
20 this section, the Secretary may enter into cooperative
21 agreements with State, Tribal, and local governmental en-
22 tities and private entities to complete the trail construc-
23 tion, reconstruction, and realignment authorized by sub-
24 section (d).

1 (g) BOUNDARIES.—The Secretary shall modify the
2 boundary of the potential wilderness area to exclude any
3 area within 50 feet of the centerline of the new location
4 of any trail that has been constructed, reconstructed, or
5 realigned under subsection (d).

6 (h) WILDERNESS DESIGNATION.—

7 (1) IN GENERAL.—The potential wilderness
8 area, as modified under subsection (g), shall be des-
9 ignated as wilderness and as a component of the Na-
10 tional Wilderness Preservation System on the earlier
11 of—

12 (A) the date on which the Secretary pub-
13 lishes in the Federal Register notice that the
14 trail construction, reconstruction, or alignment
15 authorized by subsection (d) has been com-
16 pleted; and

17 (B) the date that is 20 years after the date
18 of enactment of this Act.

19 (2) ADMINISTRATION OF WILDERNESS.—On
20 designation as wilderness under this section, the po-
21 tential wilderness area shall be—

22 (A) incorporated into the San Rafael Wil-
23 derness, as designated by Public Law 90–271
24 (82 Stat. 51), the California Wilderness Act of
25 1984 (Public Law 98–425; 16 U.S.C. 1132

1 note), and the Los Padres Condor Range and
2 River Protection Act (Public Law 102–301; 106
3 Stat. 242), and section 3; and

4 (B) administered in accordance with sec-
5 tion 5 and the Wilderness Act (16 U.S.C. 1131
6 et seq.).

7 **SEC. 8. DESIGNATION OF SCENIC AREAS.**

8 (a) IN GENERAL.—Subject to valid existing rights,
9 there are established the following scenic areas:

10 (1) CONDOR RIDGE SCENIC AREA.—Certain
11 land in the Los Padres National Forest comprising
12 approximately 18,666 acres, as generally depicted on
13 the map entitled “Condor Ridge Scenic Area—Pro-
14 posed” and dated October 4, 2017, which shall be
15 known as the “Condor Ridge Scenic Area”.

16 (2) BLACK MOUNTAIN SCENIC AREA.—Certain
17 land in the Los Padres National Forest and the Ba-
18 kersfield Field Office of the Bureau of Land Man-
19 agement comprising approximately 16,216 acres, as
20 generally depicted on the map entitled “Black Moun-
21 tain Scenic Area—Proposed” and dated October 4,
22 2017, which shall be known as the “Black Mountain
23 Scenic Area”.

24 (b) MAPS AND LEGAL DESCRIPTIONS.—

1 (1) IN GENERAL.—As soon as practicable after
2 the date of enactment of this Act, the Secretary of
3 Agriculture shall file a map and legal description of
4 the Condor Ridge Scenic Area and Black Mountain
5 Scenic Area with—

6 (A) the Committee on Energy and Natural
7 Resources of the Senate; and

8 (B) the Committee on Natural Resources
9 of the House of Representatives.

10 (2) FORCE OF LAW.—The maps and legal de-
11 scriptions filed under paragraph (1) shall have the
12 same force and effect as if included in this Act, ex-
13 cept that the Secretary of Agriculture may correct
14 any clerical and typographical errors in the maps
15 and legal descriptions.

16 (3) PUBLIC AVAILABILITY.—The maps and
17 legal descriptions filed under paragraph (1) shall be
18 on file and available for public inspection in the ap-
19 propriate offices of the Forest Service and Bureau
20 of Land Management.

21 (c) PURPOSE.—The purpose of the scenic areas is to
22 conserve, protect, and enhance for the benefit and enjoy-
23 ment of present and future generations the ecological, see-
24 nic, wildlife, recreational, cultural, historical, natural, edu-
25 cational, and scientific resources of the scenic areas.

1 (d) MANAGEMENT.—

2 (1) IN GENERAL.—The Secretary shall admin-
3 ister the scenic areas—

4 (A) in a manner that conserves, protects,
5 and enhances the resources of the scenic areas,
6 and in particular the scenic character attributes
7 of the scenic areas; and

8 (B) in accordance with—

9 (i) this section;

10 (ii) the Federal Land Policy and Man-
11 agement Act (43 U.S.C. 1701 et seq.) for
12 land under the jurisdiction of the Secretary
13 of the Interior;

14 (iii) any laws (including regulations)
15 relating to the National Forest System, for
16 land under the jurisdiction of the Secretary
17 of Agriculture; and

18 (iv) any other applicable law (includ-
19 ing regulations).

20 (2) USES.—The Secretary shall only allow those
21 uses of the scenic areas that the Secretary deter-
22 mines would further the purposes described in sub-
23 section (c).

1 (e) WITHDRAWAL.—Subject to valid existing rights,
2 the Federal land in the scenic areas is withdrawn from
3 all forms of—

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

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

8 (3) disposition under all laws pertaining to min-
9 eral and geothermal leasing or mineral materials.

10 (f) PROHIBITED USES.—The following shall be pro-
11 hibited on the Federal land within the scenic areas:

12 (1) Permanent roads.

13 (2) Permanent structures.

14 (3) Timber harvesting except when necessary
15 for the purposes described in subsection (g).

16 (4) Transmission lines.

17 (5) Except as necessary to meet the minimum
18 requirements for the administration of the scenic
19 areas and to protect public health and safety—

20 (A) the use of motorized vehicles; or

21 (B) the establishment of temporary roads.

22 (6) Commercial enterprises, except as necessary
23 for realizing the purposes of the scenic areas.

24 (g) WILDFIRE, INSECT, AND DISEASE MANAGE-
25 MENT.—Consistent with this section, the Secretary may

1 take any measures in the scenic areas that the Secretary
2 determines to be necessary to control fire, insects, and dis-
3 eases, including, as the Secretary determines to be appro-
4 priate, the coordination of those activities with the State
5 or a local agency.

6 (h) ADJACENT MANAGEMENT.—The fact that an oth-
7 erwise authorized activity or use can be seen or heard
8 within a scenic area shall not preclude the activity or use
9 outside the boundary of the scenic area.

10 **SEC. 9. CONDOR NATIONAL RECREATION TRAIL.**

11 (a) FINDINGS.—Congress finds that—

12 (1) the Condor National Recreation Trail is
13 named after the California Condor, a critically en-
14 dangered bird species which lives along the extent of
15 the Condor National Recreation Trail within the Los
16 Padres National Forest; and

17 (2) the Condor National Recreation Trail will
18 traverse a diversity of geography and communities
19 through the southern and northern sections of the
20 Los Padres National Forest.

21 (b) PURPOSE.—The purpose of the Condor National
22 Recreation Trail is to provide a continual hiking trail cor-
23 ridor spanning the entire length of the Los Padres Na-
24 tional Forest along the coastal mountains of Central Cali-
25 fornia.

1 (c) AMENDMENT.—Section 5(a) of the National
 2 Trails System Act (16 U.S.C. 1244(a)) is amended by
 3 adding at the end the following:

4 “(31) CONDOR NATIONAL RECREATION
 5 TRAIL.—

6 “(A) IN GENERAL.—After completion of
 7 the study under subparagraph (E), the Sec-
 8 retary shall designate the Condor National
 9 Recreation Trail, extending from Lake Piru to
 10 the Botchers Gap Campground in the Monterey
 11 County corridor.

12 “(B) ADMINISTRATION.—The Condor Na-
 13 tional Recreation Trail (referred to in this para-
 14 graph as the ‘trail’) shall be administered by
 15 the Secretary of Agriculture, in consultation
 16 with—

17 “(i) other Federal, State, Tribal, re-
 18 gional, and local agencies;

19 “(ii) private landowners; and

20 “(iii) other interested organizations.

21 “(C) CONTINUAL ROUTE.—In building new
 22 connectors, and realigning existing trails, the
 23 Secretary shall—

1 “(i) provide for a continual route
2 through the southern and northern Los
3 Padres National Forest;

4 “(ii) promote recreational, scenic, wil-
5 derness and cultural values;

6 “(iii) enhance connectivity with the
7 overall National Forest trail system;

8 “(iv) emphasize safe and continuous
9 public access, dispersal from high-use
10 areas, and suitable water sources; and

11 “(v) to the extent practicable, provide
12 all-year use.

13 “(D) PRIVATE PROPERTY RIGHTS.—

14 “(i) IN GENERAL.—No portions of the
15 trail may be located on non-Federal land
16 without the written consent of the land-
17 owner and without obtaining a permanent
18 easement or right-of-way.

19 “(ii) PROHIBITION.—The Secretary
20 shall not acquire for the trail any land or
21 interest in land outside the exterior bound-
22 ary of any federally managed area without
23 the consent of the owner of land or interest
24 in land.

1 “(iii) EFFECT.—Nothing in this para-
2 graph—

3 “(I) requires any private prop-
4 erty owner to allow public access (in-
5 cluding Federal, State, or local gov-
6 ernment access) to private property;
7 or

8 “(II) modifies any provision of
9 Federal, State, or local law with re-
10 spect to public access to or use of pri-
11 vate land.

12 “(E) STUDY.—

13 “(i) STUDY REQUIRED.—Not later
14 than 6 years after the date of enactment
15 of this paragraph, the Secretary of Agri-
16 culture shall submit a study, including a
17 detailed map, that describes the entire
18 route addresses the feasibility of, and al-
19 ternatives for, connecting the northern and
20 southern portions of the Los Padres Na-
21 tional Forest using a trail corridor across
22 the applicable portions of the Northern
23 and Southern Santa Lucia Mountains of
24 the Southern California Coastal Range
25 to—

1 “(I) the Committee on Energy
2 and Natural Resources of the Senate;
3 and

4 “(II) the Committee on Natural
5 Resources of the House of Represent-
6 atives.

7 “(ii) ADDITIONAL REQUIREMENT.—In
8 completing the study required by clause
9 (i), the Secretary of Agriculture shall con-
10 sult with—

11 “(I) appropriate Federal, State,
12 Tribal, regional, and local agencies;

13 “(II) private landowners;

14 “(III) nongovernmental organiza-
15 tions; and

16 “(IV) members of the public.”.

17 “(F) MAP.—The map referred to in sub-
18 paragraph (E)(i) shall be on file and available
19 for public inspection in the appropriate offices
20 of the Forest Service.”.

21 (d) COOPERATIVE AGREEMENTS.—In carrying out
22 this section (including the amendments made by this sec-
23 tion), the Secretary of Agriculture may enter into coopera-
24 tive agreements with State, Tribal, and local government
25 entitles and private entities to complete needed trail con-

1 struction, reconstruction, and realignment projects au-
2 thorized by this section (including the amendments made
3 by this section).

4 **SEC. 10. FOREST SERVICE STUDY.**

5 Not later than 6 years after the date of enactment
6 of this Act, the Secretary of Agriculture (acting through
7 the Chief of the Forest Service) shall study the feasibility
8 of opening a new trail, for vehicles measuring 50 inches
9 or less, connecting Forest Service Highway 95 to the exist-
10 ing off-highway vehicle trail system in the Ballinger Can-
11 yon off-highway vehicle area.

12 **SEC. 11. NONMOTORIZED RECREATION OPPORTUNITIES.**

13 Not later than 6 years after the date of enactment
14 of this Act, the Secretary of Agriculture, in consultation
15 with interested parties, shall conduct a study to improve
16 nonmotorized recreation trail opportunities (including
17 mountain bicycling) on land not designated as wilderness
18 within the Santa Barbara, Ojai, and Mt. Pinos ranger dis-
19 tricts.

20 **SEC. 12. USE BY MEMBERS OF TRIBES.**

21 (a) ACCESS.—The Secretary shall ensure that Tribes
22 have access, in accordance with the Wilderness Act (16
23 U.S.C. 1131 et seq.), to the wilderness areas, scenic areas,
24 and potential wilderness areas designated by this Act for
25 traditional cultural and religious purposes.

1 (b) TEMPORARY CLOSURES.—

2 (1) IN GENERAL.—In carrying out this section,
3 the Secretary, on request of a Tribe, may tempo-
4 rarily close to the general public one or more specific
5 portions of a wilderness area, scenic area, or poten-
6 tial wilderness area designated by this Act to protect
7 the privacy of the members of the Tribe in the con-
8 duct of traditional cultural and religious activities.

9 (2) REQUIREMENT.—Any closure under para-
10 graph (1) shall be—

11 (A) made in such a manner as to affect
12 the smallest practicable area for the minimum
13 period of time necessary for the activity to be
14 carried out; and

15 (B) be consistent with the purpose and in-
16 tent of Public Law 95–341 (commonly known
17 as the American Indian Religious Freedom Act)
18 (42 U.S.C. 1996) and the Wilderness Act (16
19 U.S.C. 1131 et seq.).

○