

116TH CONGRESS  
1ST SESSION

# S. 241

To provide for the designation of certain wilderness areas, recreation management areas, and conservation areas in the State of Colorado, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JANUARY 28, 2019

Mr. BENNET 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 provide for the designation of certain wilderness areas, recreation management areas, and conservation areas in the State of Colorado, 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 “Colorado Outdoor Recreation and Economy 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. Findings.

Sec. 3. Definition of State.

## TITLE I—CONTINENTAL DIVIDE

- Sec. 101. Definitions.
- Sec. 102. Colorado Wilderness additions.
- Sec. 103. Williams Fork Wilderness.
- Sec. 104. Tenmile Recreation Management Area.
- Sec. 105. Porcupine Gulch Wildlife Conservation Area.
- Sec. 106. Williams Fork Wildlife Conservation Area.
- Sec. 107. Camp Hale National Historic Landscape.
- Sec. 108. White River National Forest boundary modification.
- Sec. 109. Rocky Mountain National Park Wilderness boundary adjustment.
- Sec. 110. Arapaho National Forest boundary adjustment.
- Sec. 111. Bolts Ditch access and use.
- Sec. 112. Administrative provisions.

## TITLE II—SAN JUAN MOUNTAINS

- Sec. 201. Short title.
- Sec. 202. Definitions.
- Sec. 203. Additions to National Wilderness Preservation System.
- Sec. 204. Special Management Areas.
- Sec. 205. Release of Wilderness Study Areas.
- Sec. 206. Administrative provisions.

## TITLE III—THOMPSON DIVIDE

- Sec. 301. Purposes.
- Sec. 302. Definitions.
- Sec. 303. Thompson Divide Withdrawal and Protection Area.
- Sec. 304. Thompson Divide lease exchange.
- Sec. 305. Methane leasing in Lower North Fork Valley.
- Sec. 306. Effect.

## TITLE IV—CURECANTI NATIONAL RECREATION AREA

- Sec. 401. Definitions.
- Sec. 402. Curecanti National Recreation Area.
- Sec. 403. Acquisition of land; boundary management.
- Sec. 404. General management plan.
- Sec. 405. Boundary survey.

1 **SEC. 2. FINDINGS.**

2 Congress finds that—

3 (1) Coloradans value public land and have a  
 4 long and proud history of balanced, varied, sustain-  
 5 able use of public land for agriculture, energy devel-  
 6 opment, recreation, and other purposes;

7 (2) public land—

1 (A) is an essential part of the Colorado  
2 way of life and what makes the State a desir-  
3 able place to live, work, and visit; and

4 (B) provides for—

5 (i) a clean water supply;

6 (ii) access to recreational opportuni-  
7 ties, including hiking, backpacking, camp-  
8 ing, mountain biking, skiing, climbing,  
9 snowmobiling, off-highway vehicle travel,  
10 and rafting;

11 (iii) high-quality wildlife habitat and  
12 migration corridors that support at-risk  
13 species and big game animals important to  
14 hunters and anglers across the United  
15 States; and

16 (iv) grazing land that supports the ag-  
17 ricultural economy of the State;

18 (3) outdoor recreation on public land is a key  
19 component of the economy of the State, supporting  
20 large and small businesses and communities state-  
21 wide;

22 (4) according to the Outdoor Industry Associa-  
23 tion—

24 (A) 71 percent of Colorado residents par-  
25 ticipate in outdoor recreation each year; and

1 (B) in Colorado, outdoor recreation gen-  
2 erates—

3 (i) \$28,000,000,000 in consumer  
4 spending annually;

5 (ii) 229,000 direct jobs;

6 (iii) \$9,700,000,000 in wages and sal-  
7 aries; and

8 (iv) \$2,000,000,000 in State and local  
9 tax revenue;

10 (5) the wilderness, conservation, and recreation  
11 areas in this Act will—

12 (A) protect—

13 (i) 3 highly visible mountain peaks  
14 with an elevation of at least 14,000 feet  
15 (commonly known as “Fourteeners”), in-  
16 cluding Mt. Sneffels, Wilson Peak, and  
17 Quandary Peak; and

18 (ii) many well-known smaller peaks;

19 (B) preserve iconic landscapes across Colo-  
20 rado;

21 (C) conserve important wildlife habitat;

22 (D) safeguard important watersheds that  
23 provide many communities a supply of clean  
24 drinking water;

1 (E) protect valuable, high-quality land for  
2 biking, skiing, and other road- and trail-based  
3 recreation; and

4 (F) provide access to world-class hunting  
5 and fishing opportunities;

6 (6) the Camp Hale National Historic Land-  
7 scape designation honors the legacy of the 10th  
8 Mountain Division, the members of which—

9 (A) trained at Camp Hale;

10 (B) contributed to the United States vic-  
11 tory during World War II; and

12 (C) went on to help create the modern out-  
13 door industry in Colorado, including several  
14 iconic Colorado ski areas;

15 (7) the Thompson Divide in western Colorado—

16 (A) supports a robust agriculture-based  
17 economy;

18 (B) provides outstanding recreation and  
19 hunting opportunities to the public;

20 (C) serves as important spring and sum-  
21 mer grazing land for ranching operations; and

22 (D) was described by President Theodore  
23 Roosevelt as a “great, wild country”;

24 (8) the National Park Service has formally rec-  
25 ommended that Congress legislatively establish

1 Curecanti as a National Recreation Area with a new  
2 legislative boundary;

3 (9) Curecanti National Recreation Area—

4 (A) includes an abundance of natural fea-  
5 tures in a setting of reservoirs, canyons, pin-  
6 nacles, cliffs, and mesas;

7 (B) includes Blue Mesa Reservoir, the  
8 largest body of water entirely contained in Colo-  
9 rado and home to an outstanding fishery;

10 (C) offers the public outstanding opportu-  
11 nities for recreation; and

12 (D) is 1 of the few remaining units of the  
13 National Park Service that has never been leg-  
14 islatively established by Congress;

15 (10) the provisions contained in this Act are the  
16 result of years-long, locally driven, collaborative ef-  
17 forts from a diverse set of stakeholders regarding  
18 the management of public land in Colorado; and

19 (11) this Act will provide long-term certainty  
20 for management of public land in Colorado, pro-  
21 tecting the relevant areas in perpetuity for the ben-  
22 efit of the people of the United States.

23 **SEC. 3. DEFINITION OF STATE.**

24 In this Act, the term “State” means the State of Col-  
25 orado.

# 1 **TITLE I—CONTINENTAL DIVIDE**

## 2 **SEC. 101. DEFINITIONS.**

3 In this title:

4 (1) COVERED AREA.—The term “covered area”  
5 means any area designated as wilderness by the  
6 amendments to section 2(a) of the Colorado Wilder-  
7 ness Act of 1993 (16 U.S.C. 1132 note; Public Law  
8 103–77) made by section 102(a).

9 (2) HISTORIC LANDSCAPE.—The term “His-  
10 toric Landscape” means the Camp Hale National  
11 Historic Landscape designated by section 107(a).

12 (3) RECREATION MANAGEMENT AREA.—The  
13 term “Recreation Management Area” means the  
14 Tenmile Recreation Management Area designated by  
15 section 104(a).

16 (4) SECRETARY.—The term “Secretary” means  
17 the Secretary of Agriculture.

18 (5) WILDLIFE CONSERVATION AREA.—The  
19 term “Wildlife Conservation Area” means, as appli-  
20 cable—

21 (A) the Porcupine Gulch Wildlife Con-  
22 servation Area designated by section 105(a);  
23 and

24 (B) the Williams Fork Wildlife Conserva-  
25 tion Area designated by section 106(a).

1 **SEC. 102. COLORADO WILDERNESS ADDITIONS.**

2 (a) DESIGNATION.—Section 2(a) of the Colorado Wil-  
3 derness Act of 1993 (16 U.S.C. 1132 note; Public Law  
4 103–77) is amended—

5 (1) in paragraph (18), by striking “1993,” and  
6 inserting “1993, and certain Federal land within the  
7 White River National Forest that comprises approxi-  
8 mately 6,876 acres, as generally depicted as ‘Pro-  
9 posed Ptarmigan Peak Wilderness Additions’ on the  
10 map entitled ‘Proposed Ptarmigan Peak Wilderness  
11 Additions’ and dated January 23, 2018,”; and

12 (2) by adding at the end the following:

13 “(23) HOLY CROSS WILDERNESS ADDITION.—  
14 Certain Federal land within the White River Na-  
15 tional Forest that comprises approximately 3,902  
16 acres, as generally depicted as ‘Proposed Megan  
17 Dickie Wilderness Addition’ on the map entitled  
18 ‘Holy Cross Wilderness Addition Proposal’ and  
19 dated January 23, 2018, which shall be incorporated  
20 into, and managed as part of, the Holy Cross Wil-  
21 derness designated by section 102(a)(5) of Public  
22 Law 96–560 (94 Stat. 3266).

23 “(24) HOOSIER RIDGE WILDERNESS.—Certain  
24 Federal land within the White River National Forest  
25 that comprises approximately 5,235 acres, as gen-  
26 erally depicted on the map entitled ‘Tenmile Pro-



1       posals’ and dated January 23, 2018, which shall be  
2       known as the ‘Hoosier Ridge Wilderness’.

3               “(25) TENMILE WILDERNESS.—Certain Federal  
4       land within the White River National Forest that  
5       comprises approximately 7,606 acres, as generally  
6       depicted as ‘Proposed Tenmile Wilderness’ on the  
7       map entitled ‘Tenmile Proposal’ and dated January  
8       23, 2018, which shall be known as the ‘Tenmile Wil-  
9       derness’.

10              “(26) EAGLES NEST WILDERNESS ADDI-  
11       TIONS.—Certain Federal land within the White  
12       River National Forest that comprises approximately  
13       9,419 acres, as generally depicted as ‘Proposed  
14       Freeman Creek Wilderness Addition’ and ‘Proposed  
15       Spraddle Creek Wilderness Addition’ on the map en-  
16       titled ‘Eagles Nest Wilderness Additions Proposal’  
17       and dated January 23, 2018, which shall be incor-  
18       porated into, and managed as part of, the Eagles  
19       Nest Wilderness designated by Public Law 94–352  
20       (90 Stat. 870).”.

21              (b) APPLICABLE LAW.—Any reference in the Wilder-  
22       ness Act (16 U.S.C. 1131 et seq.) to the effective date  
23       of that Act shall be considered to be a reference to the  
24       date of enactment of this Act for purposes of admin-  
25       istering a covered area.

1           (c) FIRE, INSECTS, AND DISEASES.—In accordance  
2 with section 4(d)(1) of the Wilderness Act (16 U.S.C.  
3 1133(d)(1)), the Secretary may carry out any activity in  
4 a covered area that the Secretary determines to be nec-  
5 essary for the control of fire, insects, and diseases, subject  
6 to such terms and conditions as the Secretary determines  
7 to be appropriate.

8           (d) GRAZING.—The grazing of livestock on a covered  
9 area, if established before the date of enactment of this  
10 Act, shall be permitted to continue subject to such reason-  
11 able regulations as are considered to be necessary by the  
12 Secretary, in accordance with—

13                 (1) section 4(d)(4) of the Wilderness Act (16  
14 U.S.C. 1133(d)(4)); and

15                 (2) the guidelines set forth in Appendix A of  
16 the report of the Committee on Interior and Insular  
17 Affairs of the House of Representatives accom-  
18 panying H.R. 2570 of the 101st Congress (H. Rept.  
19 101–405).

20           (e) COORDINATION.—For purposes of administering  
21 the Federal land designated as wilderness by paragraph  
22 (26) of section 2(a) of the Colorado Wilderness Act of  
23 1993 (16 U.S.C. 1132 note; Public Law 103–77) (as  
24 added by subsection (a)(2)), the Secretary shall, as deter-  
25 mined to be appropriate for the protection of watersheds,

1 coordinate the activities of the Secretary in response to  
2 fires and flooding events with interested State and local  
3 agencies, including operations using aircraft or mecha-  
4 nized equipment.

5 **SEC. 103. WILLIAMS FORK WILDERNESS.**

6 (a) DESIGNATION.—In furtherance of the purposes of  
7 the Wilderness Act (16 U.S.C. 1131 et seq.), certain Fed-  
8 eral land in the White River National Forest in the State,  
9 comprising approximately 8,192 acres and generally de-  
10 picted as “Proposed Williams Fork Wilderness” on the  
11 map entitled “Williams Fork Proposal” and dated Janu-  
12 ary 23, 2018, is designated as a potential wilderness area.

13 (b) MANAGEMENT.—Subject to valid existing rights  
14 and except as provided in subsection (d), the potential wil-  
15 derness area designated by subsection (a) shall be man-  
16 aged in accordance with—

17 (1) the Wilderness Act (16 U.S.C. 1131 et  
18 seq.); and

19 (2) this section.

20 (c) LIVESTOCK USE OF VACANT ALLOTMENTS.—

21 (1) IN GENERAL.—Not later than 3 years after  
22 the date of enactment of this Act, in accordance  
23 with applicable laws (including regulations), the Sec-  
24 retary shall publish a determination regarding

1 whether to authorize livestock grazing or other use  
2 by livestock on the vacant allotments known as—

3 (A) the “Big Hole Allotment”; and

4 (B) the “Blue Ridge Allotment”.

5 (2) MODIFICATION OF ALLOTMENTS.—In pub-  
6 lishing a determination pursuant to paragraph (1),  
7 the Secretary may modify or combine the vacant al-  
8 lotments referred to in that paragraph.

9 (3) PERMIT OR OTHER AUTHORIZATION.—Not  
10 later than 1 year after the date on which a deter-  
11 mination of the Secretary to authorize livestock  
12 grazing or other use by livestock is published under  
13 paragraph (1), if applicable, the Secretary shall  
14 grant a permit or other authorization for that live-  
15 stock grazing or other use.

16 (d) RANGE IMPROVEMENTS.—

17 (1) IN GENERAL.—If the Secretary permits live-  
18 stock grazing or other use by livestock on the poten-  
19 tial wilderness area under subsection (c), the Sec-  
20 retary, or a third party authorized by the Secretary,  
21 may use any motorized or mechanized transport or  
22 equipment for purposes of constructing or rehabili-  
23 tating such range improvements as are necessary to  
24 obtain appropriate livestock management objectives  
25 (including habitat and watershed restoration).

1           (2) TERMINATION OF AUTHORITY.—The au-  
2           thority provided by this subsection terminates on the  
3           date that is 2 years after the date on which the Sec-  
4           retary publishes a positive determination under sub-  
5           section (c)(3).

6           (e) DESIGNATION AS WILDERNESS.—

7           (1) DESIGNATION.—The potential wilderness  
8           area designated by subsection (a) shall be designated  
9           as wilderness, to be known as the “Williams Fork  
10          Wilderness”—

11           (A) effective not earlier than the date that  
12           is 180 days after the date of enactment this  
13           Act; and

14           (B) on the earliest of—

15           (i) the date on which the Secretary  
16           publishes in the Federal Register a notice  
17           that the construction or rehabilitation of  
18           range improvements under subsection (d)  
19           is complete;

20           (ii) the date described in subsection  
21           (d)(2); and

22           (iii) the effective date of a determina-  
23           tion of the Secretary not to authorize live-  
24           stock grazing or other use by livestock  
25           under subsection (c)(1).

1           (2) ADMINISTRATION.—Subject to valid existing  
2 rights, the Secretary shall manage the Williams  
3 Fork Wilderness in accordance with—

4           (A) the Colorado Wilderness Act of 1993  
5           (16 U.S.C. 1132 note; Public Law 103–77);  
6           and

7           (B) this title.

8 **SEC. 104. TENMILE RECREATION MANAGEMENT AREA.**

9           (a) DESIGNATION.—Subject to valid existing rights,  
10 the approximately 16,996 acres of Federal land in the  
11 White River National Forest in the State depicted as  
12 “Proposed Tenmile Recreation Management Area” on the  
13 map entitled “Tenmile Proposal” and dated January 23,  
14 2018, are designated as the “Tenmile Recreation Manage-  
15 ment Area”.

16           (b) PURPOSES.—The purposes of the Recreation  
17 Management Area are to conserve, protect, and enhance  
18 for the benefit and enjoyment of present and future gen-  
19 erations the recreational, scenic, watershed, habitat, and  
20 ecological resources of the Recreation Management Area.

21           (c) MANAGEMENT.—

22           (1) IN GENERAL.—The Secretary shall manage  
23 the Recreation Management Area—

24           (A) in a manner that conserves, protects,  
25           and enhances—

1 (i) the purposes of the Recreation  
2 Management Area described in subsection  
3 (b); and

4 (ii) recreation opportunities, including  
5 mountain biking, hiking, fishing, horseback  
6 riding, snowshoeing, climbing, skiing,  
7 camping, and hunting; and

8 (B) in accordance with—

9 (i) the Forest and Rangeland Renew-  
10 able Resources Planning Act of 1974 (16  
11 U.S.C. 1600 et seq.);

12 (ii) any other applicable laws (includ-  
13 ing regulations); and

14 (iii) this section.

15 (2) USES.—

16 (A) IN GENERAL.—The Secretary shall  
17 only allow such uses of the Recreation Manage-  
18 ment Area as the Secretary determines would  
19 further the purposes described in subsection  
20 (b).

21 (B) VEHICLES.—

22 (i) IN GENERAL.—Except as provided  
23 in clause (iii), the use of motorized vehicles  
24 in the Recreation Management Area shall  
25 be limited to the roads, vehicle classes, and

1 periods authorized for motorized vehicle  
2 use on the date of enactment of this Act.

3 (ii) NEW OR TEMPORARY ROADS.—

4 Except as provided in clause (iii), no new  
5 or temporary road shall be constructed in  
6 the Recreation Management Area.

7 (iii) EXCEPTIONS.—Nothing in clause  
8 (i) or (ii) prevents the Secretary from—

9 (I) rerouting or closing an exist-  
10 ing road or trail to protect natural re-  
11 sources from degradation, as the Sec-  
12 retary determines to be appropriate;

13 (II) authorizing the use of motor-  
14 ized vehicles for administrative pur-  
15 poses or roadside camping;

16 (III) constructing temporary  
17 roads or permitting the use of motor-  
18 ized vehicles to carry out pre- or post-  
19 fire watershed protection projects;

20 (IV) authorizing the use of mo-  
21 torized vehicles to carry out any activ-  
22 ity described in subsection (d), (e)(1),  
23 or (f); or

24 (V) responding to an emergency.

25 (C) COMMERCIAL TIMBER.—



1 (i) IN GENERAL.—Subject to clause  
2 (ii), no project shall be carried out in the  
3 Recreation Management Area for the pur-  
4 pose of harvesting commercial timber.

5 (ii) LIMITATION.—Nothing in clause  
6 (i) prevents the Secretary from harvesting  
7 or selling a merchantable product that is a  
8 byproduct of an activity authorized under  
9 this section.

10 (d) FIRE, INSECTS, AND DISEASES.—The Secretary  
11 may carry out any activity, in accordance with applicable  
12 laws (including regulations), that the Secretary deter-  
13 mines to be necessary to prevent, control, or mitigate fire,  
14 insects, or disease in the Recreation Management Area,  
15 subject to such terms and conditions as the Secretary de-  
16 termines to be appropriate.

17 (e) WATER.—

18 (1) EFFECT ON WATER MANAGEMENT INFRA-  
19 STRUCTURE.—Nothing in this section affects the  
20 construction, repair, reconstruction, replacement, op-  
21 eration, maintenance, or renovation within the  
22 Recreation Management Area of—

23 (A) water management infrastructure in  
24 existence on the date of enactment of this Act;  
25 or

1 (B) any future infrastructure necessary for  
2 the development or exercise of water rights de-  
3 creed before the date of enactment of this Act.

4 (2) APPLICABLE LAW.—Section 3(e) of the  
5 James Peak Wilderness and Protection Area Act  
6 (Public Law 107–216; 116 Stat. 1058) shall apply  
7 to the Recreation Management Area.

8 (f) REGIONAL TRANSPORTATION PROJECTS.—Noth-  
9 ing in this section precludes the Secretary from author-  
10 izing, in accordance with applicable laws (including regula-  
11 tions), the use or leasing of Federal land within the Recre-  
12 ation Management Area for—

13 (1) a regional transportation project, includ-  
14 ing—

15 (A) highway widening or realignment; and

16 (B) construction of multimodal transpor-  
17 tation systems; or

18 (2) any infrastructure, activity, or safety meas-  
19 ure associated with the implementation or use of a  
20 facility constructed under paragraph (1).

21 (g) APPLICABLE LAW.—Nothing in this section af-  
22 fects the designation of the Federal land within the Recre-  
23 ation Management Area for purposes of—

24 (1) section 138 of title 23, United States Code;  
25 or

1 (2) section 303 of title 49, United States Code.

2 (h) PERMITS.—Nothing in this section alters or lim-  
3 its—

4 (1) any permit held by a ski area or other enti-  
5 ty; or

6 (2) the acceptance, review, or implementation of  
7 associated activities or facilities proposed or author-  
8 ized by law or permit outside the boundaries of the  
9 Recreation Management Area.

10 **SEC. 105. PORCUPINE GULCH WILDLIFE CONSERVATION**  
11 **AREA.**

12 (a) DESIGNATION.—Subject to valid existing rights,  
13 the approximately 8,176 acres of Federal land located in  
14 the White River National Forest, as generally depicted on  
15 the map entitled “Porcupine Gulch Wildlife Conservation  
16 Area Proposal” and dated January 23, 2018, are des-  
17 igned as the “Porcupine Gulch Wildlife Conservation  
18 Area” (referred to in this section as the “Wildlife Con-  
19 servation Area”).

20 (b) PURPOSES.—The purposes of the Wildlife Con-  
21 servation Area are—

22 (1) to conserve and protect a wildlife migration  
23 corridor over Interstate 70; and

24 (2) to conserve, protect, and enhance for the  
25 benefit and enjoyment of present and future genera-

1 tions the wildlife, scenic, roadless, watershed, and  
2 ecological resources of the Wildlife Conservation  
3 Area.

4 (c) MANAGEMENT.—

5 (1) IN GENERAL.—The Secretary shall manage  
6 the Wildlife Conservation Area—

7 (A) in a manner that conserves, protects,  
8 and enhances the purposes described in sub-  
9 section (b); and

10 (B) in accordance with—

11 (i) the Forest and Rangeland Renew-  
12 able Resources Planning Act of 1974 (16  
13 U.S.C. 1600 et seq.);

14 (ii) any other applicable laws (includ-  
15 ing regulations); and

16 (iii) this section.

17 (2) USES.—

18 (A) IN GENERAL.—The Secretary shall  
19 only allow such uses of the Wildlife Conserva-  
20 tion Area as the Secretary determines would  
21 further the purposes described in subsection  
22 (b).

23 (B) RECREATION.—The Secretary may  
24 permit such recreational activities in the Wild-  
25 life Conservation Area that the Secretary deter-

1 mines are consistent with the purposes de-  
2 scribed in subsection (b).

3 (C) MOTORIZED VEHICLES AND MECHA-  
4 NIZED TRANSPORT; NEW OR TEMPORARY  
5 ROADS.—

6 (i) MOTORIZED VEHICLES AND  
7 MECHANIZED TRANSPORT.—Except as pro-  
8 vided in clause (iii), the use of motorized  
9 vehicles and mechanized transport in the  
10 Wildlife Conservation Area shall be prohib-  
11 ited.

12 (ii) NEW OR TEMPORARY ROADS.—  
13 Except as provided in clause (iii) and sub-  
14 section (e), no new or temporary road shall  
15 be constructed within the Wildlife Con-  
16 servation Area.

17 (iii) EXCEPTIONS.—Nothing in clause  
18 (i) or (ii) prevents the Secretary from—

19 (I) authorizing the use of motor-  
20 ized vehicles or mechanized transport  
21 for administrative purposes;

22 (II) constructing temporary  
23 roads or permitting the use of motor-  
24 ized vehicles or mechanized transport

1 to carry out pre- or post-fire water-  
2 shed protection projects;

3 (III) authorizing the use of mo-  
4 torized vehicles or mechanized trans-  
5 port to carry out activities described  
6 in subsection (d) or (e); or

7 (IV) responding to an emergency.

8 (D) COMMERCIAL TIMBER.—

9 (i) IN GENERAL.—Subject to clause  
10 (ii), no project shall be carried out in the  
11 Wildlife Conservation Area for the purpose  
12 of harvesting commercial timber.

13 (ii) LIMITATION.—Nothing in clause  
14 (i) prevents the Secretary from harvesting  
15 or selling a merchantable product that is a  
16 byproduct of an activity authorized under  
17 this section.

18 (d) FIRE, INSECTS, AND DISEASES.—The Secretary  
19 may carry out any activity, in accordance with applicable  
20 laws (including regulations), that the Secretary deter-  
21 mines to be necessary to prevent, control, and mitigate  
22 fire, insects, and diseases in the Wildlife Conservation  
23 Area, subject to such terms and conditions as the Sec-  
24 retary determines to be appropriate.

1 (e) REGIONAL TRANSPORTATION PROJECTS.—Noth-  
 2 ing in this section precludes the Secretary from author-  
 3 izing, in accordance with applicable laws (including regula-  
 4 tions), the use or leasing of Federal land within the Wild-  
 5 life Conservation Area for—

6 (1) a regional transportation project, includ-  
 7 ing—

8 (A) highway widening or realignment; and

9 (B) construction of multimodal transpor-  
 10 tation systems; or

11 (2) any infrastructure, activity, or safety meas-  
 12 ure associated with the implementation or use of a  
 13 facility constructed under paragraph (1).

14 (f) APPLICABLE LAW.—Nothing in this section af-  
 15 fects the designation of the Federal land within the Wild-  
 16 life Conservation Area for purposes of—

17 (1) section 138 of title 23, United States Code;

18 or

19 (2) section 303 of title 49, United States Code.

20 (g) WATER.—Section 3(e) of the James Peak Wilder-  
 21 ness and Protection Area Act (Public Law 107–216; 116  
 22 Stat. 1058) shall apply to the Wildlife Conservation Area.

23 **SEC. 106. WILLIAMS FORK WILDLIFE CONSERVATION AREA.**

24 (a) DESIGNATION.—Subject to valid existing rights,  
 25 the approximately 3,492 acres of Federal land in the

1 White River National Forest in the State, as generally de-  
2 picted on the map entitled “Williams Fork Proposal” and  
3 dated January 23, 2018, are designated as the “Williams  
4 Fork Wildlife Conservation Area” (referred to in this sec-  
5 tion as the “Wildlife Conservation Area”).

6 (b) PURPOSES.—The purposes of the Wildlife Con-  
7 servation Area are to conserve, protect, and enhance for  
8 the benefit and enjoyment of present and future genera-  
9 tions the wildlife, scenic, roadless, watershed, recreational,  
10 and ecological resources of the Wildlife Conservation Area.

11 (c) MANAGEMENT.—

12 (1) IN GENERAL.—The Secretary shall manage  
13 the Wildlife Conservation Area—

14 (A) in a manner that conserves, protects,  
15 and enhances the purposes described in sub-  
16 section (b); and

17 (B) in accordance with—

18 (i) the Forest and Rangeland Renew-  
19 able Resources Planning Act of 1974 (16  
20 U.S.C. 1600 et seq.);

21 (ii) any other applicable laws (includ-  
22 ing regulations); and

23 (iii) this section.

24 (2) USES.—



1           (A) IN GENERAL.—The Secretary shall  
2 only allow such uses of the Wildlife Conserva-  
3 tion Area as the Secretary determines would  
4 further the purposes described in subsection  
5 (b).

6           (B) MOTORIZED VEHICLES.—

7           (i) IN GENERAL.—Except as provided  
8 in clause (iii), the use of motorized vehicles  
9 in the Wildlife Conservation Area shall be  
10 limited to designated roads and trails.

11           (ii) NEW OR TEMPORARY ROADS.—  
12 Except as provided in clause (iii), no new  
13 or temporary road shall be constructed in  
14 the Wildlife Conservation Area.

15           (iii) EXCEPTIONS.—Nothing in clause  
16 (i) or (ii) prevents the Secretary from—

17           (I) authorizing the use of motor-  
18 ized vehicles for administrative pur-  
19 poses;

20           (II) authorizing the use of motor-  
21 ized vehicles to carry out activities de-  
22 scribed in subsection (d); or

23           (III) responding to an emer-  
24 gency.

1 (C) BICYCLES.—The use of bicycles in the  
2 Wildlife Conservation Area shall be limited to  
3 designated roads and trails.

4 (D) COMMERCIAL TIMBER.—

5 (i) IN GENERAL.—Subject to clause  
6 (ii), no project shall be carried out in the  
7 Wildlife Conservation Area for the purpose  
8 of harvesting commercial timber.

9 (ii) LIMITATION.—Nothing in clause  
10 (i) prevents the Secretary from harvesting  
11 or selling a merchantable product that is a  
12 byproduct of an activity authorized under  
13 this section.

14 (E) GRAZING.—The laws (including regu-  
15 lations) and policies followed by the Secretary  
16 in issuing and administering grazing permits or  
17 leases on land under the jurisdiction of the Sec-  
18 retary shall continue to apply with regard to  
19 the land in the Wildlife Conservation Area, con-  
20 sistent with the purposes described in sub-  
21 section (b).

22 (d) FIRE, INSECTS, AND DISEASES.—The Secretary  
23 may carry out any activity, in accordance with applicable  
24 laws (including regulations), that the Secretary deter-  
25 mines to be necessary to prevent, control, or mitigate fire,

1 insects, or disease in the Wildlife Conservation Area, sub-  
2 ject to such terms and conditions as the Secretary deter-  
3 mines to be appropriate.

4 (e) REGIONAL TRANSPORTATION PROJECTS.—Noth-  
5 ing in this section precludes the Secretary from author-  
6 izing, in accordance with applicable laws (including regula-  
7 tions), the use or leasing of Federal land within the Wild-  
8 life Conservation Area for—

9 (1) a regional transportation project, includ-  
10 ing—

11 (A) highway widening or realignment; and

12 (B) construction of multimodal transpor-  
13 tation systems; or

14 (2) any infrastructure, activity, or safety meas-  
15 ure associated with the implementation or use of a  
16 facility constructed under paragraph (1).

17 (f) WATER.—Section 3(e) of the James Peak Wilder-  
18 ness and Protection Area Act (Public Law 107–216; 116  
19 Stat. 1058) shall apply to the Wildlife Conservation Area.

20 **SEC. 107. CAMP HALE NATIONAL HISTORIC LANDSCAPE.**

21 (a) DESIGNATION.—Subject to valid existing rights,  
22 the approximately 28,728 acres of Federal land in the  
23 White River National Forest in the State depicted as  
24 “Proposed Camp Hale National Historic Landscape” on  
25 the map entitled “Camp Hale National Historic Land-

1 scape Proposal” and dated January 23, 2018, are des-  
2 ignated the “Camp Hale National Historic Landscape”.

3 (b) PURPOSES.—The purposes of the Historic Land-  
4 scape are—

5 (1) to provide for—

6 (A) the interpretation of historic events,  
7 activities, structures, and artifacts of the His-  
8 toric Landscape, including with respect to the  
9 role of the Historic Landscape in local, na-  
10 tional, and world history;

11 (B) the historic preservation of the His-  
12 toric Landscape, consistent with—

13 (i) the designation of the Historic  
14 Landscape as a national historic site; and

15 (ii) the other purposes of the Historic  
16 Landscape;

17 (C) recreational opportunities, with an em-  
18 phasis on the activities related to the historic  
19 use of the Historic Landscape, including skiing,  
20 snowshoeing, snowmobiling, hiking, horseback  
21 riding, climbing, other road- and trail-based ac-  
22 tivities, and other outdoor activities; and

23 (D) the continued cleanup of unexploded  
24 ordnance and legacy hazards at the Camp Hale

1 Formerly Used Defense Site and the Camp  
2 Hale historic cantonment area; and

3 (2) to conserve, protect, restore, and enhance  
4 for the benefit and enjoyment of present and future  
5 generations the scenic, watershed, and ecological re-  
6 sources of the Historic Landscape.

7 (c) MANAGEMENT.—

8 (1) IN GENERAL.—The Secretary shall manage  
9 the Historic Landscape in accordance with—

10 (A) the purposes of the Historic Landscape  
11 described in subsection (b); and

12 (B) any other applicable laws (including  
13 regulations).

14 (2) MANAGEMENT PLAN.—

15 (A) IN GENERAL.—Not later than 5 years  
16 after the date of enactment of this Act, the Sec-  
17 retary shall prepare a management plan for the  
18 Historic Landscape.

19 (B) CONTENTS.—The management plan  
20 prepared under subparagraph (A) shall include  
21 plans for—

22 (i) improving the interpretation of his-  
23 toric events, activities, structures, and arti-  
24 facts of the Historic Landscape, including  
25 with respect to the role of the Historic

1 Landscape in local, national, and world  
2 history;

3 (ii) conducting historic preservation  
4 activities;

5 (iii) managing recreational opportuni-  
6 ties, including the use and stewardship  
7 of—

8 (I) the road and trail systems;  
9 and

10 (II) dispersed recreation re-  
11 sources;

12 (iv) the conservation, protection, res-  
13 toration, or enhancement of the scenic, wa-  
14 tershed, and ecological resources of the  
15 Historic Landscape, including conducting  
16 the restoration and enhancement project  
17 under subsection (d); and

18 (v) consistent with subsection (e)(2),  
19 the removal of unexploded ordnance and  
20 other legacy hazards.

21 (3) ENVIRONMENTAL HAZARDS.—The Secretary  
22 shall provide to the Secretary of the Army a notifi-  
23 cation of any unexploded ordnance (as defined in  
24 section 101(e) of title 10, United States Code) that  
25 is discovered in the Historic Landscape.

1 (d) CAMP HALE RESTORATION AND ENHANCEMENT  
2 PROJECT.—

3 (1) IN GENERAL.—The Secretary shall conduct  
4 a restoration and enhancement project in the His-  
5 toric Landscape—

6 (A) to improve aquatic, riparian, and wet-  
7 land conditions in and along the Eagle River  
8 and tributaries of the Eagle River;

9 (B) to maintain or improve recreation and  
10 interpretive opportunities and facilities; and

11 (C) to conserve historic values in the Camp  
12 Hale area.

13 (2) COORDINATION.—In carrying out the  
14 project described in paragraph (1), the Secretary  
15 shall coordinate with—

16 (A) the Corps of Engineers;

17 (B) the Camp Hale-Eagle River Head-  
18 waters Collaborative Group;

19 (C) the National Forest Foundation;

20 (D) the Colorado Department of Public  
21 Health and Environment;

22 (E) the Colorado State Historic Preserva-  
23 tion Office;

24 (F) units of local government; and

1 (G) other interested organizations and  
2 members of the public.

3 (e) ENVIRONMENTAL REMEDIATION.—

4 (1) IN GENERAL.—The Secretary of the Army  
5 shall continue to carry out the projects and activities  
6 of the Department of the Army in existence on the  
7 date of enactment of this Act relating to cleanup  
8 of—

9 (A) the Camp Hale Formerly Used De-  
10 fense Site; or

11 (B) the Camp Hale historic cantonment  
12 area.

13 (2) REMOVAL OF UNEXPLODED ORDNANCE.—

14 (A) IN GENERAL.—The Secretary of the  
15 Army may remove unexploded ordnance (as de-  
16 fined in section 101(e) of title 10, United  
17 States Code) from the Historic Landscape, as  
18 the Secretary of the Army determines to be ap-  
19 propriate—

20 (i) in any case in which the  
21 unexploded ordnance interferes with the  
22 management of the Historic Landscape; or

23 (ii) to ensure public safety.

24 (B) ACTION ON RECEIPT OF NOTICE.—On  
25 receipt from the Secretary of a notification of



1 unexploded ordnance under subsection (c)(3),  
2 the Secretary of the Army may remove the  
3 unexploded ordnance in accordance with—

4 (i) the program for environmental res-  
5 toration of formerly used defense sites  
6 under section 2701 of title 10, United  
7 States Code;

8 (ii) the Comprehensive Environmental  
9 Response, Compensation, and Liability Act  
10 of 1980 (42 U.S.C. 9601 et seq.); and

11 (iii) any other applicable provision of  
12 law (including regulations).

13 (3) EFFECT OF SUBSECTION.—Nothing in this  
14 subsection modifies any obligation in existence on  
15 the date of enactment of this Act relating to the re-  
16 mediation or cleanup of any unexploded ordnance or  
17 legacy environmental hazard located in or around  
18 the Camp Hale historic cantonment area, the Camp  
19 Hale Formerly Used Defense Site, or the Historic  
20 Landscape, including such an obligation under—

21 (A) the program for environmental restora-  
22 tion of formerly used defense sites under sec-  
23 tion 2701 of title 10, United States Code;

1 (B) the Comprehensive Environmental Re-  
2 sponse, Compensation, and Liability Act of  
3 1980 (42 U.S.C. 9601 et seq.); or

4 (C) any other applicable provision of law  
5 (including regulations).

6 (f) INTERAGENCY AGREEMENT.—The Secretary and  
7 the Secretary of the Army shall enter into an agreement—

8 (1) to specify—

9 (A) the responsibility of the Secretary to  
10 manage the Historic Landscape; and

11 (B) the responsibility of the Secretary of  
12 the Army for the removal of unexploded ord-  
13 nance and other legacy hazards in accordance  
14 with subsection (e) and other applicable laws;  
15 and

16 (2) to require the Secretary to provide to the  
17 Secretary of the Army, by not later than 1 year  
18 after the date of enactment of this Act and periodi-  
19 cally thereafter, as appropriate, a management plan  
20 for the Historic Landscape for purposes of the re-  
21 moval activities described in subsection (e).

22 (g) EFFECT.—Nothing in this section—

23 (1) affects the jurisdiction of the State over any  
24 water law, water right, or adjudication or adminis-  
25 tration relating to any water resource;

1           (2) affects any water right in existence on or  
2 after the date of enactment of this Act, or the exer-  
3 cise of such a water right, including—

4           (A) a water right under an interstate  
5 water compact (including full development of  
6 any apportionment made in accordance with  
7 such a compact);

8           (B) a water right decreed within, above,  
9 below, or through the Historic Landscape;

10          (C) a water right held by the United  
11 States;

12          (D) the management or operation of any  
13 reservoir, including the storage, management,  
14 release, or transportation of water; and

15          (E) the construction or operation of such  
16 infrastructure as is determined to be necessary  
17 by an individual or entity holding water rights  
18 to develop and place to beneficial use those  
19 rights, subject to applicable Federal, State, and  
20 local law (including regulations);

21          (3) constitutes an express or implied reservation  
22 by the United States of any reserved or appropria-  
23 tive water right;

24          (4) alters or limits—

25           (A) a permit held by a ski area;

1 (B) the implementation of activities gov-  
2 erned by a ski area permit; or

3 (C) the authority of the Secretary to mod-  
4 ify or expand an existing ski area permit;

5 (5) prevents the Secretary from closing portions  
6 of the Historic Landscape for public safety, environ-  
7 mental remediation, or other use in accordance with  
8 applicable laws; or

9 (6) affects—

10 (A) any special use permit in effect on the  
11 date of enactment of this Act; or

12 (B) the renewal of a permit described in  
13 subparagraph (A).

14 (h) FUNDING.—

15 (1) IN GENERAL.—There is established in the  
16 general fund of the Treasury a special account, to  
17 be known as the “Camp Hale Historic Preservation  
18 and Restoration Fund”.

19 (2) AUTHORIZATION OF APPROPRIATIONS.—

20 There is authorized to be appropriated to the Camp  
21 Hale Historic Preservation and Restoration Fund  
22 \$10,000,000, to be available to the Secretary until  
23 expended, for activities relating to historic interpre-  
24 tation, preservation, and restoration carried out in  
25 and around the Historic Landscape.

1 **SEC. 108. WHITE RIVER NATIONAL FOREST BOUNDARY**  
2 **MODIFICATION.**

3 (a) IN GENERAL.—The boundary of the White River  
4 National Forest is modified to include the approximately  
5 120 acres comprised of the SW  $\frac{1}{4}$ , the SE  $\frac{1}{4}$ , and the  
6 NE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of sec. 1, T. 2 S., R. 80 W., 6th  
7 Principal Meridian, in Summit County in the State.

8 (b) LAND AND WATER CONSERVATION FUND.—For  
9 purposes of section 200306 of title 54, United States  
10 Code, the boundaries of the White River National Forest,  
11 as modified under subsection (a), shall be considered to  
12 be the boundaries of the White River National Forest as  
13 in existence on January 1, 1965.

14 **SEC. 109. ROCKY MOUNTAIN NATIONAL PARK WILDERNESS**  
15 **BOUNDARY ADJUSTMENT.**

16 (a) PURPOSE.—The purpose of this section is to pro-  
17 vide for the ongoing maintenance and use of portions of  
18 the Trail River Ranch and the associated property located  
19 within Rocky Mountain National Park in Grand County  
20 in the State.

21 (b) BOUNDARY ADJUSTMENT.—Section 1952(b) of  
22 the Omnibus Public Land Management Act of 2009 (Pub-  
23 lic Law 111–11; 123 Stat. 1070) is amended by adding  
24 at the end the following:

25 “(3) BOUNDARY ADJUSTMENT.—The boundary  
26 of the Wilderness is modified to exclude the potential

1 wilderness comprising approximately 15.5 acres of  
2 land identified as ‘Potential Wilderness to Non-wil-  
3 derness’ on the map entitled ‘Rocky Mountain Na-  
4 tional Park Proposed Wilderness Area Amendment’  
5 and dated January 16, 2018.”.

6 **SEC. 110. ARAPAHO NATIONAL FOREST BOUNDARY AD-**  
7 **JUSTMENT.**

8 (a) IN GENERAL.—Subject to subsection (b), the  
9 boundary of the Arapaho National Forest in the State is  
10 adjusted to incorporate the approximately 92.95 acres of  
11 land depicted as “The Wedge” on the map entitled “Arap-  
12 aho National Forest Boundary Adjustment” and dated  
13 November 6, 2013, and described as lots 3, 4, 8, and 9  
14 of sec. 13, T. 4 N., R. 76 W., 6th Principal Meridian,  
15 in Grand County in the State.

16 (b) WRITTEN PERMISSION REQUIRED.—A lot re-  
17 ferred to in subsection (a) may be included within the ad-  
18 justed boundary of the Arapaho National Forest under  
19 subsection (a) only after the Secretary obtains written per-  
20 mission from 1 or more owners of the lot to include the  
21 lot within the adjusted boundaries.

22 (c) BOWEN GULCH PROTECTION AREA.—The Sec-  
23 retary shall include all Federal land within the boundary  
24 described in subsection (a) in the Bowen Gulch Protection

1 Area established by section 6(a)(1) of the Colorado Wil-  
2 derness Act of 1993 (16 U.S.C. 539j(a)(1)).

3 (d) LAND AND WATER CONSERVATION FUND.—For  
4 purposes of section 200306(a)(2)(B)(i) of title 54, United  
5 States Code, the boundaries of the Arapaho National For-  
6 est, as modified by subsection (a), shall be considered to  
7 be the boundaries of the Arapaho National Forest as in  
8 existence on January 1, 1965.

9 (e) PUBLIC MOTORIZED USE.—Nothing in this sec-  
10 tion opens privately owned land within the boundary de-  
11 scribed in subsection (a) to public motorized use.

12 **SEC. 111. BOLTS DITCH ACCESS AND USE.**

13 (a) ACCESS GRANTED.—The Secretary shall permit  
14 by special use authorization nonmotorized access and use,  
15 in accordance with section 293.6 of title 36, Code of Fed-  
16 eral Regulations (or successor regulations), of the Bolts  
17 Ditch headgate and the Bolts Ditch within the Holy Cross  
18 Wilderness in the State established by section 102(a)(5)  
19 Public Law 96–560 (16 U.S.C. 1132 note), for the pur-  
20 poses of the diversion of water and use, maintenance, and  
21 repair of the ditch and headgate by the town of Minturn  
22 in the State, a Colorado Home Rule Municipality.

23 (b) LOCATION OF FACILITIES.—The Bolts Ditch  
24 headgate and ditch referred to in subsection (a) are as

1 generally depicted on the map entitled “Bolts Ditch  
2 headgate and Ditch Segment” and dated November 2015.

3 **SEC. 112. ADMINISTRATIVE PROVISIONS.**

4 (a) FISH AND WILDLIFE.—Nothing in this title af-  
5 fects the jurisdiction or responsibility of the State with  
6 respect to fish and wildlife in the State.

7 (b) NO BUFFER ZONES.—

8 (1) IN GENERAL.—Nothing in this title or an  
9 amendment made by this title establishes a protec-  
10 tive perimeter or buffer zone around—

11 (A) a covered area;

12 (B) a wilderness area or potential wilder-  
13 ness area designated by section 103;

14 (C) the Recreation Management Area;

15 (D) a Wildlife Conservation Area; or

16 (E) the Historic Landscape.

17 (2) OUTSIDE ACTIVITIES.—The fact that a non-  
18 wilderness activity or use on land outside of a cov-  
19 ered area can be seen or heard from within the cov-  
20 ered area shall not preclude the activity or use out-  
21 side the boundary of the covered area.

22 (c) MAPS AND LEGAL DESCRIPTIONS.—

23 (1) IN GENERAL.—As soon as practicable after  
24 the date of enactment of this Act, the Secretary



1 shall file maps and legal descriptions of each area  
2 described in subsection (b)(1) with—

3 (A) the Committee on Natural Resources  
4 of the House of Representatives; and

5 (B) the Committee on Energy and Natural  
6 Resources of the Senate.

7 (2) FORCE OF LAW.—Each map and legal de-  
8 scription filed under paragraph (1) shall have the  
9 same force and effect as if included in this title, ex-  
10 cept that the Secretary may correct any typo-  
11 graphical errors in the maps and legal descriptions.

12 (3) PUBLIC AVAILABILITY.—Each map and  
13 legal description filed under paragraph (1) shall be  
14 on file and available for public inspection in the ap-  
15 propriate offices of the Forest Service.

16 (d) ACQUISITION OF LAND.—

17 (1) IN GENERAL.—The Secretary may acquire  
18 any land or interest in land within the boundaries of  
19 an area described in subsection (b)(1) only through  
20 exchange, donation, or purchase from a willing sell-  
21 er.

22 (2) MANAGEMENT.—Any land or interest in  
23 land acquired under paragraph (1) shall be incor-  
24 porated into, and administered as a part of, the wil-  
25 derness area, Recreation Management Area, Wildlife

1 Conservation Area, or Historic Landscape, as appli-  
2 cable, in which the land or interest in land is lo-  
3 cated.

4 (e) WITHDRAWAL.—Subject to valid rights in exist-  
5 ence on the date of enactment of this Act, the areas de-  
6 scribed in subsection (b)(1) are withdrawn from—

7 (1) entry, appropriation, and disposal under the  
8 public land laws;

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

11 (3) operation of the mineral leasing, mineral  
12 materials, and geothermal leasing laws.

13 (f) MILITARY OVERFLIGHTS.—Nothing in this title  
14 or an amendment made by this title restricts or pre-  
15 cludes—

16 (1) any low-level overflight of military aircraft  
17 over any area subject to this title or an amendment  
18 made by this title, including military overflights that  
19 can be seen, heard, or detected within such an area;

20 (2) flight testing or evaluation over an area de-  
21 scribed in paragraph (1); or

22 (3) the use or establishment of—

23 (A) any new unit of special use airspace  
24 over an area described in paragraph (1); or

1 (B) any military flight training or trans-  
2 portation over such an area.

## 3 **TITLE II—SAN JUAN MOUNTAINS**

### 4 **SEC. 201. SHORT TITLE.**

5 This title may be cited as the “San Juan Mountains  
6 Wilderness Act”.

### 7 **SEC. 202. DEFINITIONS.**

8 In this title:

9 (1) COVERED LAND.—The term “covered land”  
10 means—

11 (A) land designated as wilderness under  
12 paragraphs (27) through (29) of section 2(a) of  
13 the Colorado Wilderness Act of 1993 (16  
14 U.S.C. 1132 note; Public Law 103–77) (as  
15 added by section 203); and

16 (B) a Special Management Area.

17 (2) SECRETARY.—The term “Secretary” means  
18 the Secretary of Agriculture.

19 (3) SPECIAL MANAGEMENT AREA.—The term  
20 “Special Management Area” means each of—

21 (A) the Sheep Mountain Special Manage-  
22 ment Area designated by section 204(a)(1); and

23 (B) the Liberty Bell East Special Manage-  
24 ment Area designated by section 204(a)(2).

1 **SEC. 203. ADDITIONS TO NATIONAL WILDERNESS PRESER-**  
2 **VATION SYSTEM.**

3 Section 2(a) of the Colorado Wilderness Act of 1993  
4 (16 U.S.C. 1132 note; Public Law 103–77) (as amended  
5 by section 102(a)(2)) is amended by adding at the end  
6 the following:

7 “(27) LIZARD HEAD WILDERNESS ADDITION.—  
8 Certain Federal land in the Grand Mesa,  
9 Uncompahgre, and Gunnison National Forests com-  
10 prising approximately 3,141 acres, as generally de-  
11 picted on the map entitled ‘Proposed Wilson, Sun-  
12 shine, Black Face and San Bernardo Additions to  
13 the Lizard Head Wilderness’ and dated September  
14 6, 2018, which is incorporated in, and shall be ad-  
15 ministered as part of, the Lizard Head Wilderness.

16 “(28) MOUNT SNEFFELS WILDERNESS ADDI-  
17 TIONS.—

18 “(A) LIBERTY BELL AND LAST DOLLAR  
19 ADDITIONS.—Certain Federal land in the  
20 Grand Mesa, Uncompahgre, and Gunnison Na-  
21 tional Forests comprising approximately 7,235  
22 acres, as generally depicted on the map entitled  
23 ‘Proposed Liberty Bell and Last Dollar Addi-  
24 tions to the Mt. Sneffels Wilderness, Liberty  
25 Bell East Special Management Area’ and dated  
26 September 6, 2018, which is incorporated in,

1 and shall be administered as part of, the Mount  
2 Sneffels Wilderness.

3 “(B) WHITEHOUSE ADDITIONS.—Certain  
4 Federal land in the Grand Mesa, Uncompahgre,  
5 and Gunnison National Forests comprising ap-  
6 proximately 12,465 acres, as generally depicted  
7 on the map entitled ‘Proposed Whitehouse Ad-  
8 ditions to the Mt. Sneffels Wilderness’ and  
9 dated September 6, 2018, which is incorporated  
10 in, and shall be administered as part of, the  
11 Mount Sneffels Wilderness.

12 “(29) MCKENNA PEAK WILDERNESS.—Certain  
13 Federal land in the State of Colorado comprising ap-  
14 proximately 8,884 acres of Bureau of Land Manage-  
15 ment land, as generally depicted on the map entitled  
16 ‘Proposed McKenna Peak Wilderness Area’ and  
17 dated September 18, 2018, to be known as the  
18 ‘McKenna Peak Wilderness’.”

19 **SEC. 204. SPECIAL MANAGEMENT AREAS.**

20 (a) DESIGNATION.—

21 (1) SHEEP MOUNTAIN SPECIAL MANAGEMENT  
22 AREA.—The Federal land in the Grand Mesa,  
23 Uncompahgre, and Gunnison and San Juan Na-  
24 tional Forests in the State comprising approximately  
25 21,663 acres, as generally depicted on the map enti-

1 tled “Proposed Sheep Mountain Special Manage-  
2 ment Area” and dated September 19, 2018, is des-  
3 ignated as the “Sheep Mountain Special Manage-  
4 ment Area”.

5 (2) LIBERTY BELL EAST SPECIAL MANAGE-  
6 MENT AREA.—The Federal land in the Grand Mesa,  
7 Uncompahgre, and Gunnison National Forests in  
8 the State comprising approximately 792 acres, as  
9 generally depicted on the map entitled “Proposed  
10 Liberty Bell and Last Dollar Additions to the Mt.  
11 Sneffels Wilderness, Liberty Bell East Special Man-  
12 agement Area” and dated September 6, 2018, is  
13 designated as the “Liberty Bell East Special Man-  
14 agement Area”.

15 (b) PURPOSE.—The purpose of the Special Manage-  
16 ment Areas is to conserve and protect for the benefit and  
17 enjoyment of present and future generations the geologi-  
18 cal, cultural, archaeological, paleontological, natural, sci-  
19 entific, recreational, wilderness, wildlife, riparian, histor-  
20 ical, educational, and scenic resources of the Special Man-  
21 agement Areas.

22 (c) MANAGEMENT.—

23 (1) IN GENERAL.—The Secretary shall manage  
24 the Special Management Areas in a manner that—

1 (A) conserves, protects, and enhances the  
2 resources and values of the Special Manage-  
3 ment Areas described in subsection (b);

4 (B) subject to paragraph (3), maintains or  
5 improves the wilderness character of the Special  
6 Management Areas and the suitability of the  
7 Special Management Areas for potential inclu-  
8 sion in the National Wilderness Preservation  
9 System; and

10 (C) is in accordance with—

11 (i) the National Forest Management  
12 Act of 1976 (16 U.S.C. 1600 et seq.);

13 (ii) this title; and

14 (iii) any other applicable laws.

15 (2) PROHIBITIONS.—The following shall be pro-  
16 hibited in the Special Management Areas:

17 (A) Permanent roads.

18 (B) Except as necessary to meet the min-  
19 imum requirements for the administration of  
20 the Federal land, to provide access for aban-  
21 doned mine cleanup, and to protect public  
22 health and safety—

23 (i) the use of motor vehicles, motor-  
24 ized equipment, or mechanical transport

1 (other than as provided in paragraph (3));

2 and

3 (ii) the establishment of temporary

4 roads.

5 (3) AUTHORIZED ACTIVITIES.—

6 (A) IN GENERAL.—The Secretary may  
7 allow any activities (including helicopter access  
8 for recreation and maintenance and the com-  
9 petitive running event permitted since 1992)  
10 that have been authorized by permit or license  
11 as of the date of enactment of this Act to con-  
12 tinue within the Special Management Areas,  
13 subject to such terms and conditions as the  
14 Secretary may require.

15 (B) PERMITTING.—The designation of the  
16 Special Management Areas by subsection (a)  
17 shall not affect the issuance of permits relating  
18 to the activities covered under subparagraph  
19 (A) after the date of enactment of this Act.

20 (C) BICYCLES.—The Secretary may permit  
21 the use of bicycles in—

22 (i) the portion of the Sheep Mountain  
23 Special Management Area identified as  
24 “Ophir Valley Area” on the map entitled  
25 “Proposed Sheep Mountain Special Man-



1                   agement Area” and dated September 19,  
2                   2018; and

3                   (ii) the portion of the Liberty Bell  
4                   East Special Management Area identified  
5                   as “Liberty Bell Corridor” on the map en-  
6                   titled “Proposed Liberty Bell and Last  
7                   Dollar Additions to the Mt. Sneffels Wil-  
8                   derness, Liberty Bell East Special Manage-  
9                   ment Area” and dated September 6, 2018.

10           (d) APPLICABLE LAW.—Water and water rights in  
11 the Special Management Areas shall be administered in  
12 accordance with section 8 of the Colorado Wilderness Act  
13 of 1993 (Public Law 103–77; 107 Stat. 762), except  
14 that—

15           (1) any reference contained in that section to  
16           “the lands designated as wilderness by this Act”,  
17           “the Piedra, Roubideau, and Tabeguache areas iden-  
18           tified in section 9 of this Act, or the Bowen Gulch  
19           Protection Area or the Fossil Ridge Recreation Man-  
20           agement Area identified in sections 5 and 6 of this  
21           Act”, or “the areas described in sections 2, 5, 6, and  
22           9 of this Act” shall be considered to be a reference  
23           to “the Special Management Areas”; and

1           (2) any reference contained in that section to  
2           “this Act” shall be considered to be a reference to  
3           “the San Juan Mountains Wilderness Act”.

4 **SEC. 205. RELEASE OF WILDERNESS STUDY AREAS.**

5           (a) DOMINGUEZ CANYON WILDERNESS STUDY  
6 AREA.—Subtitle E of title II of Public Law 111–11 is  
7 amended—

8           (1) by redesignating section 2408 (16 U.S.C.  
9           460zzz–7) as section 2409; and

10           (2) by inserting after section 2407 (16 U.S.C.  
11           460zzz–6) the following:

12 **“SEC. 2408. RELEASE.**

13           “(a) IN GENERAL.—Congress finds that, for the pur-  
14 poses of section 603(c) of the Federal Land Policy and  
15 Management Act of 1976 (43 U.S.C. 1782(c)), the por-  
16 tions of the Dominguez Canyon Wilderness Study Area  
17 not designated as wilderness by this subtitle have been  
18 adequately studied for wilderness designation.

19           “(b) RELEASE.—Any public land referred to in sub-  
20 section (a) that is not designated as wilderness by this  
21 subtitle—

22           “(1) is no longer subject to section 603(c) of  
23 the Federal Land Policy and Management Act of  
24 1976 (43 U.S.C. 1782(c)); and

1           “(2) shall be managed in accordance with this  
2 subtitle and any other applicable laws.”.

3           (b) MCKENNA PEAK WILDERNESS STUDY AREA.—

4           (1) IN GENERAL.—Congress finds that, for the  
5 purposes of section 603(c) of the Federal Land Pol-  
6 icy and Management Act of 1976 (43 U.S.C.  
7 1782(e)), the portions of the McKenna Peak Wilder-  
8 ness Study Area in San Miguel County in the State  
9 not designated as wilderness by paragraph (29) of  
10 section 2(a) of the Colorado Wilderness Act of 1993  
11 (16 U.S.C. 1132 note; Public Law 103–77) (as  
12 added by section 203) have been adequately studied  
13 for wilderness designation.

14           (2) RELEASE.—Any public land referred to in  
15 paragraph (1) that is not designated as wilderness  
16 by paragraph (29) of section 2(a) of the Colorado  
17 Wilderness Act of 1993 (16 U.S.C. 1132 note; Pub-  
18 lic Law 103–77) (as added by section 203)—

19           (A) is no longer subject to section 603(c)  
20 of the Federal Land Policy and Management  
21 Act of 1976 (43 U.S.C. 1782(e)); and

22           (B) shall be managed in accordance with  
23 applicable laws.

1 **SEC. 206. ADMINISTRATIVE PROVISIONS.**

2 (a) FISH AND WILDLIFE.—Nothing in this title af-  
3 fects the jurisdiction or responsibility of the State with  
4 respect to fish and wildlife in the State.

5 (b) NO BUFFER ZONES.—

6 (1) IN GENERAL.—Nothing in this title estab-  
7 lishes a protective perimeter or buffer zone around  
8 covered land.

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

14 (c) MAPS AND LEGAL DESCRIPTIONS.—

15 (1) IN GENERAL.—As soon as practicable after  
16 the date of enactment of this Act, the Secretary or  
17 the Secretary of the Interior, as appropriate, shall  
18 file a map and a legal description of each wilderness  
19 area designated by paragraphs (27) through (29) of  
20 section 2(a) of the Colorado Wilderness Act of 1993  
21 (16 U.S.C. 1132 note; Public Law 103–77) (as  
22 added by section 203) and the Special Management  
23 Areas with—

24 (A) the Committee on Natural Resources  
25 of the House of Representatives; and

1 (B) the Committee on Energy and Natural  
2 Resources of the Senate.

3 (2) FORCE OF LAW.—Each map and legal de-  
4 scription filed under paragraph (1) shall have the  
5 same force and effect as if included in this title, ex-  
6 cept that the Secretary or the Secretary of the Inte-  
7 rior, as appropriate, may correct any typographical  
8 errors in the maps and legal descriptions.

9 (3) PUBLIC AVAILABILITY.—Each map and  
10 legal description filed under paragraph (1) shall be  
11 on file and available for public inspection in the ap-  
12 propriate offices of the Bureau of Land Management  
13 and the Forest Service.

14 (d) ACQUISITION OF LAND.—

15 (1) IN GENERAL.—The Secretary or the Sec-  
16 retary of the Interior, as appropriate, may acquire  
17 any land or interest in land within the boundaries of  
18 a Special Management Area or the wilderness des-  
19 ignated under paragraphs (27) through (29) of sec-  
20 tion 2(a) of the Colorado Wilderness Act of 1993  
21 (16 U.S.C. 1132 note; Public Law 103–77) (as  
22 added by section 203) only through exchange, dona-  
23 tion, or purchase from a willing seller.

24 (2) MANAGEMENT.—Any land or interest in  
25 land acquired under paragraph (1) shall be incor-

1       porated into, and administered as a part of, the wil-  
2       derness or Special Management Area in which the  
3       land or interest in land is located.

4       (e) GRAZING.—The grazing of livestock on covered  
5       land, if established before the date of enactment of this  
6       Act, shall be permitted to continue subject to such reason-  
7       able regulations as are considered to be necessary by the  
8       Secretary with jurisdiction over the covered land, in ac-  
9       cordance with—

10           (1) section 4(d)(4) of the Wilderness Act (16  
11       U.S.C. 1133(d)(4)); and

12           (2) the applicable guidelines set forth in Appen-  
13       dix A of the report of the Committee on Interior and  
14       Insular Affairs of the House of Representatives ac-  
15       companying H.R. 2570 of the 101st Congress (H.  
16       Rept. 101–405) or H.R. 5487 of the 96th Congress  
17       (H. Rept. 96–617).

18       (f) FIRE, INSECTS, AND DISEASES.—In accordance  
19       with section 4(d)(1) of the Wilderness Act (16 U.S.C.  
20       1133(d)(1)), the Secretary with jurisdiction over a wilder-  
21       ness area designated by paragraphs (27) through (29) of  
22       section 2(a) of the Colorado Wilderness Act of 1993 (16  
23       U.S.C. 1132 note; Public Law 103–77) (as added by sec-  
24       tion 203) may carry out any activity in the wilderness area  
25       that the Secretary determines to be necessary for the con-

1 trol of fire, insects, and diseases, subject to such terms  
 2 and conditions as the Secretary determines to be appro-  
 3 priate.

4 (g) WITHDRAWAL.—Subject to valid rights in exist-  
 5 ence on the date of enactment of this Act, the covered  
 6 land and the approximately 6,590 acres generally depicted  
 7 on the map entitled “Proposed Naturita Canyon Mineral  
 8 Withdrawal Area” and dated September 6, 2018, is with-  
 9 drawn from—

10 (1) entry, appropriation, and disposal under the  
 11 public land laws;

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

14 (3) operation of the mineral leasing, mineral  
 15 materials, and geothermal leasing laws.

## 16 **TITLE III—THOMPSON DIVIDE**

### 17 **SEC. 301. PURPOSES.**

18 The purposes of this title are—

19 (1) subject to valid existing rights, to withdraw  
 20 certain Federal land in the Thompson Divide area  
 21 from mineral and other disposal laws; and

22 (2) to promote the capture of methane gas that  
 23 would otherwise be emitted into the atmosphere—

24 (A) to reduce greenhouse gas emissions;

25 and

- 1 (B) to provide—  
2 (i) new renewable electricity supplies;  
3 and  
4 (ii) increased royalties for taxpayers.

5 **SEC. 302. DEFINITIONS.**

6 In this title:

7 (1) **SECRETARY.**—The term “Secretary” means  
8 the Secretary of the Interior.

9 (2) **THOMPSON DIVIDE LEASE.**—

10 (A) **IN GENERAL.**—The term “Thompson  
11 Divide lease” means any oil or gas lease in ef-  
12 fect on the date of enactment of this Act within  
13 the Thompson Divide Withdrawal and Protec-  
14 tion Area.

15 (B) **EXCLUSIONS.**—The term “Thompson  
16 Divide lease” does not include any oil or gas  
17 lease that—

18 (i) is associated with a Wolf Creek  
19 Storage Field development right; or

20 (ii) before the date of enactment of  
21 this Act, has expired, been cancelled, or  
22 otherwise terminated.

23 (3) **THOMPSON DIVIDE MAP.**—The term  
24 “Thompson Divide map” means the map entitled



1 “Greater Thompson Divide Area Map” and dated  
2 September 22, 2016.

3 (4) THOMPSON DIVIDE WITHDRAWAL AND PRO-  
4 TECTION AREA.—The term “Thompson Divide With-  
5 drawal and Protection Area” means the Federal  
6 land and minerals generally depicted on the Thomp-  
7 son Divide map as the “Thompson Divide With-  
8 drawal and Protection Area”.

9 (5) WOLF CREEK STORAGE FIELD DEVELOP-  
10 MENT RIGHT.—

11 (A) IN GENERAL.—The term “Wolf Creek  
12 Storage Field development right” means a de-  
13 velopment right for any of the Federal mineral  
14 leases numbered COC 007496, COC 007497,  
15 COC 007498, COC 007499, COC 007500, COC  
16 007538, COC 008128, COC 015373, COC  
17 0128018, COC 051645, and COC 051646, and  
18 generally depicted on the Thompson Divide map  
19 as “Wolf Creek Storage Agreement”.

20 (B) EXCLUSIONS.—The term “Wolf Creek  
21 Storage Field development right” does not in-  
22 clude any storage right or related activity with-  
23 in the area described in subparagraph (A).

1 **SEC. 303. THOMPSON DIVIDE WITHDRAWAL AND PROTEC-**  
2 **TION AREA.**

3 (a) WITHDRAWAL.—Subject to valid existing rights,  
4 the Thompson Divide Withdrawal and Protection Area is  
5 withdrawn from all forms of—

6 (1) entry, appropriation, and disposal under the  
7 public land laws;

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

10 (3) operation of the mineral leasing, mineral  
11 materials, and geothermal leasing laws.

12 (b) SURVEYS.—The exact acreage and legal descrip-  
13 tion of the Thompson Divide Withdrawal and Protection  
14 Area shall be determined by surveys approved by the Sec-  
15 retary, in consultation with the Secretary of Agriculture.

16 **SEC. 304. THOMPSON DIVIDE LEASE EXCHANGE.**

17 (a) IN GENERAL.—In exchange for the relinquis-  
18 hment by a leaseholder of all Thompson Divide leases of  
19 the leaseholder, the Secretary may issue to the leaseholder  
20 credits for any bid, royalty, or rental payment due under  
21 any Federal oil or gas lease on Federal land in the State,  
22 in accordance with subsection (b).

23 (b) AMOUNT OF CREDITS.—

24 (1) IN GENERAL.—Subject to paragraph (2),  
25 the amount of the credits issued to a leaseholder of

1 a Thompson Divide lease relinquished under sub-  
2 section (a) shall—

3 (A) be equal to the sum of—

4 (i) the amount of the bonus bids paid  
5 for the applicable Thompson Divide leases;

6 (ii) the amount of any rental paid for  
7 the applicable Thompson Divide leases as  
8 of the date on which the leaseholder sub-  
9 mits to the Secretary a notice of the deci-  
10 sion to relinquish the applicable Thompson  
11 Divide leases; and

12 (iii) the amount of any expenses in-  
13 curred by the leaseholder of the applicable  
14 Thompson Divide leases in the preparation  
15 of any drilling permit, sundry notice, or  
16 other related submission in support of the  
17 development of the applicable Thompson  
18 Divide leases as of January 28, 2019, in-  
19 cluding any expenses relating to the prepa-  
20 ration of any analysis under the National  
21 Environmental Policy Act of 1969 (42  
22 U.S.C. 4321 et seq.); and

23 (B) require the approval of the Secretary.

24 (2) EXCLUSION.—The amount of a credit  
25 issued under subsection (a) shall not include any ex-

1       penses paid by the leaseholder of a Thompson Divide  
2       lease for legal fees or related expenses for legal work  
3       with respect to a Thompson Divide lease.

4       (c) CANCELLATION.—Effective on relinquishment  
5       under this section, and without any additional action by  
6       the Secretary, a Thompson Divide lease—

7             (1) shall be permanently cancelled; and

8             (2) shall not be reissued.

9       (d) CONDITIONS.—

10            (1) APPLICABLE LAW.—Except as otherwise  
11       provided in this section, each exchange under this  
12       section shall be conducted in accordance with—

13                   (A) this Act; and

14                   (B) other applicable laws (including regu-  
15       lations).

16            (2) ACCEPTANCE OF CREDITS.—The Secretary  
17       shall accept credits issued under subsection (a) in  
18       the same manner as cash for the payments described  
19       in that subsection.

20            (3) APPLICABILITY.—The use of a credit issued  
21       under subsection (a) shall be subject to the laws (in-  
22       cluding regulations) applicable to the payments de-  
23       scribed in that subsection, to the extent that the  
24       laws are consistent with this section.

1           (4) TREATMENT OF CREDITS.—All amounts in  
2 the form of credits issued under subsection (a) ac-  
3 cepted by the Secretary shall be considered to be  
4 amounts received for the purposes of—

5                   (A) section 35 of the Mineral Leasing Act  
6                   (30 U.S.C. 191); and

7                   (B) section 20 of the Geothermal Steam  
8                   Act of 1970 (30 U.S.C. 1019).

9           (e) WOLF CREEK STORAGE FIELD DEVELOPMENT  
10 RIGHTS.—

11           (1) CONVEYANCE TO SECRETARY.—As a condi-  
12 tion precedent to the relinquishment of a Thompson  
13 Divide lease, any leaseholder with a Wolf Creek  
14 Storage Field development right shall permanently  
15 relinquish, transfer, and otherwise convey to the  
16 Secretary, in a form acceptable to the Secretary, all  
17 Wolf Creek Storage Field development rights of the  
18 leaseholder.

19           (2) LIMITATION OF TRANSFER.—An interest  
20 acquired by the Secretary under paragraph (1)—

21                   (A) shall be held in perpetuity; and

22                   (B) shall not be—

23                           (i) transferred;

24                           (ii) reissued; or

1 (iii) otherwise used for mineral extrac-  
2 tion.

3 **SEC. 305. METHANE LEASING IN LOWER NORTH FORK VAL-**  
4 **LEY.**

5 (a) INVENTORY.—Not later than 1 year after the  
6 date of enactment of this Act, the Secretary shall com-  
7 plete, or shall collaborate with agencies of the State or  
8 with institutions of higher education in the State to com-  
9 plete, an inventory of all significant emissions of methane  
10 in the North Fork Valley in the State, including methane  
11 emissions from active, inactive, and abandoned coal mines.

12 (b) LEASING PROGRAM.—

13 (1) IN GENERAL.—Not later than 1 year after  
14 the date of completion of the inventory required  
15 under subsection (a), the Secretary shall carry out,  
16 to the extent permissible under applicable law, a  
17 program to offer for lease Federal methane from ac-  
18 tive, inactive, and abandoned coal mines where  
19 methane is escaping into the atmosphere, subject to  
20 valid existing rights.

21 (2) CONDITIONS.—The program carried out  
22 under paragraph (1) shall—

23 (A) only include methane that can be col-  
24 lected and transported in a manner that does  
25 not—

1 (i) endanger the safety of coal mine  
2 workers; or

3 (ii) unreasonably interfere with ongoing  
4 operations at coal mines; and

5 (B) provide for the owners or operators of  
6 mines with leases that overlap potential methane  
7 leases under the program carried out under  
8 paragraph (1) to elect to remove the areas from  
9 potential methane leasing under the program, if  
10 the owner or operator determines that the conditions  
11 described in subparagraph (A) are not  
12 met.

13 (c) COAL MINE METHANE ELECTRICAL POWER GENERATION  
14 DEMONSTRATION PROGRAM.—

15 (1) IN GENERAL.—Not later than 2 years after  
16 the date of completion of the inventory required  
17 under subsection (a), the Secretary shall consult  
18 with the eligible entities described in paragraph (2)  
19 to develop a program to facilitate the sale and delivery  
20 of methane from active, inactive, and abandoned  
21 coal mines where methane is escaping into the atmosphere  
22 to 1 or more of the eligible entities to demonstrate the  
23 feasibility, cost-effectiveness, and environmental benefits of  
24 producing electrical power from methane that—  
25

1 (A) is subject to subsection (b); but

2 (B) has not been leased under that sub-  
3 section.

4 (2) DESCRIPTION OF ELIGIBLE ENTITIES.—An  
5 eligible entity referred to in paragraph (1) is any  
6 rural electric utility, energy cooperative, or munic-  
7 ipal utility the service area boundaries of which are  
8 located within 100 miles of Paonia in the State.

9 (3) ESTABLISHMENT OF PRICING.—The Sec-  
10 retary shall establish pricing for the sale and deliv-  
11 ery of methane under paragraph (1) that is suffi-  
12 cient to reimburse all costs to the Secretary for the  
13 implementation and management of the demonstra-  
14 tion program under that paragraph.

15 (4) CONTRACTS.—The Secretary may enter into  
16 a contract with the State or 1 or more institutions  
17 of higher education in the State to provide services  
18 to the eligible entities described in paragraph (2) to  
19 facilitate the program under paragraph (1), with all  
20 related costs to be included in the pricing established  
21 under paragraph (3).

22 **SEC. 306. EFFECT.**

23 Except as expressly provided in this title, nothing in  
24 this title—



1           (1) expands, diminishes, or impairs any valid  
 2 existing mineral leases, mineral interest, or other  
 3 property rights wholly or partially within the  
 4 Thompson Divide Withdrawal and Protection Area,  
 5 including access to the leases, interests, rights, or  
 6 land in accordance with applicable Federal, State,  
 7 and local laws (including regulations);

8           (2) prevents the capture of methane from any  
 9 active, inactive, or abandoned coal mine covered by  
 10 this title, in accordance with applicable laws; or

11           (3) prevents access to, or the development of,  
 12 any new or existing coal mine or lease in Delta or  
 13 Gunnison County in the State.

14                           **TITLE IV—CURECANTI**  
 15                           **NATIONAL RECREATION AREA**

16 **SEC. 401. DEFINITIONS.**

17           In this title:

18           (1) MAP.—The term “map” means the map en-  
 19 titled “Curecanti National Recreation Area, Pro-  
 20 posed Boundary”, numbered 616/100,485C, and  
 21 dated August 11, 2016.

22           (2) NATIONAL RECREATION AREA.—The term  
 23 “National Recreation Area” means the Curecanti  
 24 National Recreation Area established by section  
 25 402(a).

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

3 **SEC. 402. CURECANTI NATIONAL RECREATION AREA.**

4           (a) ESTABLISHMENT.—Effective beginning on the  
5 earlier of the date on which the Secretary approves a re-  
6 quest under subsection (c)(2)(B)(i)(I) and the date that  
7 is 1 year after the date of enactment of this Act, there  
8 shall be established as a unit of the National Park System  
9 the Curecanti National Recreation Area, in accordance  
10 with this Act, consisting of approximately 50,667 acres of  
11 land in the State, as generally depicted on the map as  
12 “Curecanti National Recreation Area Proposed Bound-  
13 ary”.

14           (b) AVAILABILITY OF MAP.—The map shall be on file  
15 and available for public inspection in the appropriate of-  
16 fices of the National Park Service.

17           (c) ADMINISTRATION.—

18           (1) IN GENERAL.—The Secretary shall admin-  
19 ister the National Recreation Area in accordance  
20 with—

21                   (A) this title; and

22                   (B) the laws (including regulations) gen-  
23 erally applicable to units of the National Park  
24 System, including section 100101(a), chapter  
25 1003, and sections 100751(a), 100752,

1           100753, and 102101 of title 54, United States  
2           Code.

3           (2) DAM, POWERPLANT, AND RESERVOIR MAN-  
4           AGEMENT AND OPERATIONS.—

5           (A) IN GENERAL.—Nothing in this title af-  
6           fects or interferes with the authority of the Sec-  
7           retary—

8                   (i) to operate the Uncompahgre Valley  
9                   Reclamation Project under the reclamation  
10                  laws;

11                   (ii) to operate the Wayne N. Aspinall  
12                   Unit of the Colorado River Storage Project  
13                   under the Act of April 11, 1956 (com-  
14                   monly known as the “Colorado River Stor-  
15                   age Project Act”) (43 U.S.C. 620 et seq.);  
16                  or

17                   (iii) under the Federal Water Project  
18                   Recreation Act (16 U.S.C. 460l–12 et  
19                   seq.).

20           (B) RECLAMATION LAND.—

21                   (i) SUBMISSION OF REQUEST TO RE-  
22                   TAIN ADMINISTRATIVE JURISDICTION.—If,  
23                   before the date that is 1 year after the  
24                   date of enactment of this Act, the Commis-  
25                   sioner of Reclamation submits to the Sec-

1           retary a request for the Commissioner of  
2           Reclamation to retain administrative juris-  
3           diction over the minimum quantity of land  
4           within the land identified on the map as  
5           “Lands withdrawn or acquired for Bureau  
6           of Reclamation projects” that the Commis-  
7           sioner of Reclamation identifies as nec-  
8           essary for the effective operation of Bu-  
9           reau of Reclamation water facilities, the  
10          Secretary may—

11                   (I) approve, modify, or dis-  
12                   approve the request; and

13                   (II) if the request is approved  
14                   under subclause (I), make any modi-  
15                   fications to the map that are nec-  
16                   essary to reflect that the Commis-  
17                   sioner of Reclamation has manage-  
18                   ment authority over the minimum  
19                   quantity of land required to fulfill the  
20                   reclamation mission.

21           (ii) TRANSFER OF LAND.—

22                   (I) IN GENERAL.—Administrative  
23                   jurisdiction over the land identified on  
24                   the map as “Lands withdrawn or ac-  
25                   quired for Bureau of Reclamation

1 projects”, as modified pursuant to  
2 clause (i)(II), if applicable, shall be  
3 transferred from the Commissioner of  
4 Reclamation to the Director of the  
5 National Park Service by not later  
6 than the date that is 1 year after the  
7 date of enactment of this Act.

8 (II) ACCESS TO TRANSFERRED  
9 LAND.—

10 (aa) IN GENERAL.—Subject  
11 to item (bb), the Commissioner  
12 of Reclamation shall retain ac-  
13 cess to the land transferred to  
14 the Director of the National Park  
15 Service under subclause (I) for  
16 reclamation purposes, including  
17 for the operation, maintenance,  
18 and expansion or replacement of  
19 facilities.

20 (bb) MEMORANDUM OF UN-  
21 DERSTANDING.—The terms of  
22 the access authorized under item  
23 (aa) shall be determined by a  
24 memorandum of understanding  
25 entered into between the Com-

1                   missioner of Reclamation and the  
2                   Director of the National Park  
3                   Service not later than 1 year  
4                   after the date of enactment of  
5                   this Act.

6                   (3) MANAGEMENT AGREEMENTS.—

7                   (A) IN GENERAL.—The Secretary may  
8                   enter into management agreements, or modify  
9                   management agreements in existence on the  
10                  date of enactment of this Act, relating to the  
11                  authority of the Director of the National Park  
12                  Service, the Commissioner of Reclamation, the  
13                  Director of the Bureau of Land Management,  
14                  or the Chief of the Forest Service to manage  
15                  Federal land within, adjacent to, or near the  
16                  boundary of the National Recreation Area.

17                  (B) STATE LAND.—The Secretary may  
18                  enter into cooperative management agreements  
19                  for any land administered by the State that is  
20                  within, adjacent to, or near the National Recre-  
21                  ation Area, in accordance with the cooperative  
22                  management authority under section 101703 of  
23                  title 54, United States Code.

24                  (4) RECREATIONAL ACTIVITIES.—

1           (A) AUTHORIZATION.—Except as provided  
2 in subparagraph (B), the Secretary shall allow  
3 boating, boating-related activities, hunting, and  
4 fishing in the National Recreation Area in ac-  
5 cordance with applicable Federal and State  
6 laws.

7           (B) CLOSURES; DESIGNATED ZONES.—

8           (i) IN GENERAL.—The Secretary, act-  
9 ing through the Superintendent of the Na-  
10 tional Recreation Area, may designate  
11 zones in which, and establish periods dur-  
12 ing which, no boating, hunting, or fishing  
13 shall be permitted in the National Recre-  
14 ation Area under subparagraph (A) for  
15 reasons of public safety, administration, or  
16 compliance with applicable laws.

17           (ii) CONSULTATION REQUIRED.—Ex-  
18 cept in the case of an emergency, any clo-  
19 sure proposed by the Secretary under  
20 clause (i) shall not take effect until after  
21 the date on which the Superintendent of  
22 the National Recreation Area consults  
23 with—

1 (I) the appropriate State agency  
2 responsible for hunting and fishing  
3 activities; and

4 (II) the Board of County Com-  
5 missioners in each county in which  
6 the zone is proposed to be designated.

7 (5) LANDOWNER ASSISTANCE.—On the written  
8 request of an individual that owns private land lo-  
9 cated not more than 3 miles from the boundary of  
10 the National Recreation Area, the Secretary may  
11 work in partnership with the individual to enhance  
12 the long-term conservation of natural, cultural, rec-  
13 reational, and scenic resources in and around the  
14 National Recreation Area—

15 (A) by acquiring the portion of the private  
16 land or interests in private land located not  
17 more than 3 miles from the boundary of the  
18 National Recreation Area by purchase, ex-  
19 change, or donation, in accordance with section  
20 403;

21 (B) by providing technical assistance to the  
22 individual, including cooperative assistance;

23 (C) through available grant programs; and

24 (D) by supporting conservation easement  
25 opportunities.



1           (6) WITHDRAWAL.—Subject to valid existing  
2 rights, all Federal land within the National Recre-  
3 ation Area is withdrawn from—

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

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

8           (C) disposition under all laws relating to  
9 mineral and geothermal leasing.

10          (7) GRAZING.—

11           (A) STATE LAND SUBJECT TO A STATE  
12 GRAZING LEASE.—

13           (i) IN GENERAL.—If State land ac-  
14 quired under this title is subject to a State  
15 grazing lease in effect on the date of acqui-  
16 sition, the Secretary shall allow the grazing  
17 to continue for the remainder of the term  
18 of the lease, subject to the related terms  
19 and conditions of user agreements, includ-  
20 ing permitted stocking rates, grazing fee  
21 levels, access rights, and ownership and  
22 use of range improvements.

23           (ii) ACCESS.—A lessee of State land  
24 may use established routes within the Na-  
25 tional Recreation Area to access State land

1           for purposes of administering the lease if  
2           the use was established before the date of  
3           enactment of this Act, subject to such  
4           terms and conditions as the Secretary may  
5           require.

6           (B) STATE AND PRIVATE LAND.—The Sec-  
7           retary may, in accordance with applicable laws,  
8           authorize grazing on land acquired from the  
9           State or private landowners under section 403,  
10          if grazing was established before the date of ac-  
11          quisition.

12          (C) PRIVATE LAND.—On private land ac-  
13          quired from a willing seller under section 403  
14          for the National Recreation Area on which au-  
15          thorized grazing is occurring before the date of  
16          enactment of this Act, the Secretary, in con-  
17          sultation with the lessee, may allow the continu-  
18          ation and renewal of grazing on the land based  
19          on the terms of negotiation of the individual  
20          land acquisition by the lessee on the date of ac-  
21          quisition, subject to applicable law (including  
22          regulations).

23          (D) FEDERAL LAND.—The Secretary  
24          shall—

1           (i) allow, consistent with the grazing  
2 leases, uses, and practices in effect as of  
3 the date of enactment of this Act, the con-  
4 tinuation and renewal of grazing on Fed-  
5 eral land located within the boundary of  
6 the National Recreation Area on which  
7 grazing is allowed before the date of enact-  
8 ment of this Act, unless the Secretary de-  
9 termines that grazing on the Federal land  
10 would present unacceptable impacts (as de-  
11 fined in section 1.4.7.1 of the National  
12 Park Service document entitled “Manage-  
13 ment Policies 2006: The Guide to Man-  
14 aging the National Park System”) to the  
15 natural, cultural, recreational, and scenic  
16 resource values and the character of the  
17 land within the National Recreation Area;  
18 and

19           (ii) retain all authorities to manage  
20 grazing in the National Recreation Area.

21           (E) TERMINATION OF LEASES.—The Sec-  
22 retary may—

23           (i) accept the voluntary termination of  
24 a lease or permit for grazing; or

1                   (ii) in the case of a lease or permit va-  
2                   cated for a period of 3 or more years, ter-  
3                   minate the lease or permit.

4           (8) WATER RIGHTS.—Nothing in this title—

5                   (A) affects any use or allocation in exist-  
6                   ence on the date of enactment of this Act of  
7                   any water, water right, or interest in water;

8                   (B) affects any vested absolute or decreed  
9                   conditional water right in existence on the date  
10                  of enactment of this Act, including any water  
11                  right held by the United States;

12                  (C) affects any interstate water compact in  
13                  existence on the date of enactment of this Act;

14                  (D) authorizes or imposes any new re-  
15                  served Federal water right; or

16                  (E) shall be considered to be a relinquish-  
17                  ment or reduction of any water right reserved  
18                  or appropriated by the United States in the  
19                  State on or before the date of enactment of this  
20                  Act.

21           (9) FISHING EASEMENTS.—

22                   (A) IN GENERAL.—Nothing in this title di-  
23                   minishes or alters the fish and wildlife program  
24                   for the Aspinall Unit developed under section 8  
25                   of the Act of April 11, 1956 (commonly known

1 as the “Colorado River Storage Project Act”)  
2 (70 Stat. 110, chapter 203; 43 U.S.C. 620g),  
3 by the United States Fish and Wildlife Service,  
4 the Bureau of Reclamation, and the Colorado  
5 Division of Wildlife (including any successor in  
6 interest to that division) that provides for the  
7 acquisition of public access fishing easements as  
8 mitigation for the Aspinall Unit (referred to in  
9 this paragraph as the “program”).

10 (B) ACQUISITION OF FISHING EASE-  
11 MENTS.—The Secretary shall continue to fulfill  
12 the obligation of the Secretary under the pro-  
13 gram to acquire 26 miles of class 1 public fish-  
14 ing easements to provide to sportsmen access  
15 for fishing within the Upper Gunnison Basin  
16 upstream of the Aspinall Unit, subject to the  
17 condition that no existing fishing access down-  
18 stream of the Aspinall Unit shall be counted to-  
19 ward the minimum mileage requirement under  
20 the program.

21 (C) PLAN.—Not later than 1 year after  
22 the date of enactment of this Act, the Secretary  
23 shall—

1 (i) develop a plan for fulfilling the ob-  
 2 ligation of the Secretary described in sub-  
 3 paragraph (B); and

4 (ii) submit to Congress a report  
 5 that—

6 (I) includes the plan developed  
 7 under clause (i); and

8 (II) describes any progress made  
 9 in the acquisition of public access  
 10 fishing easements as mitigation for  
 11 the Aspinal Unit under the program.

12 **SEC. 403. ACQUISITION OF LAND; BOUNDARY MANAGE-**  
 13 **MENT.**

14 (a) ACQUISITION.—

15 (1) IN GENERAL.—The Secretary may acquire  
 16 any land or interest in land within the boundary of  
 17 the National Recreation Area.

18 (2) MANNER OF ACQUISITION.—

19 (A) IN GENERAL.—Subject to subpara-  
 20 graph (B), land described in paragraph (1) may  
 21 be acquired under this subsection by—

22 (i) donation;

23 (ii) purchase from willing sellers with  
 24 donated or appropriated funds;

1 (iii) transfer from another Federal  
2 agency; or

3 (iv) exchange.

4 (B) STATE LAND.—Land or interests in  
5 land owned by the State or a political subdivi-  
6 sion of the State may only be acquired by pur-  
7 chase, donation, or exchange.

8 (b) TRANSFER OF ADMINISTRATIVE JURISDIC-  
9 TION.—

10 (1) FOREST SERVICE LAND.—

11 (A) IN GENERAL.—Administrative jurisdic-  
12 tion over the approximately 2,560 acres of land  
13 identified on the map as “U.S. Forest Service  
14 proposed transfer to the National Park Service”  
15 is transferred to the Secretary, to be adminis-  
16 tered by the Director of the National Park  
17 Service as part of the National Recreation  
18 Area.

19 (B) BOUNDARY ADJUSTMENT.—The  
20 boundary of the Gunnison National Forest shall  
21 be adjusted to exclude the land transferred to  
22 the Secretary under subparagraph (A).

23 (2) BUREAU OF LAND MANAGEMENT LAND.—  
24 Administrative jurisdiction over the approximately  
25 5,040 acres of land identified on the map as “Bu-

1       reau of Land Management proposed transfer to Na-  
2       tional Park Service” is transferred from the Director  
3       of the Bureau of Land Management to the Director  
4       of the National Park Service, to be administered as  
5       part of the National Recreation Area.

6           (3) WITHDRAWAL.—Administrative jurisdiction  
7       over the land identified on the map as “Proposed for  
8       transfer to the Bureau of Land Management, sub-  
9       ject to the revocation of Bureau of Reclamation  
10      withdrawal” shall be transferred to the Director of  
11      the Bureau of Land Management on relinquishment  
12      of the land by the Bureau of Reclamation and rev-  
13      ocation by the Bureau of Land Management of any  
14      withdrawal as may be necessary.

15      (c) POTENTIAL LAND EXCHANGE.—

16           (1) IN GENERAL.—The withdrawal of land  
17      identified on the map as “Potential exchange lands”  
18      shall be relinquished by the Commissioner of Rec-  
19      lamation and revoked by the Director of Bureau of  
20      Land Management and the land shall be transferred  
21      to the National Park Service.

22           (2) EXCHANGE; INCLUSION IN NATIONAL  
23      RECREATION AREA.—On transfer of the land de-  
24      scribed in paragraph (1), the transferred land—



1 (A) may be exchanged by the Secretary for  
2 the private land described in section  
3 402(c)(5)—

4 (i) subject to a conservation easement  
5 remaining on the transferred land, to pro-  
6 tect the scenic resources of the transferred  
7 land; and

8 (ii) in accordance with the laws (in-  
9 cluding regulations) and policies governing  
10 National Park Service land exchanges; and

11 (B) if not exchanged under subparagraph  
12 (A), shall be included in the boundary of the  
13 National Recreation Area.

14 (d) ADDITION TO NATIONAL RECREATION AREA.—  
15 Any land within the boundary of the National Recreation  
16 Area that is acquired by the United States shall be added  
17 to, and managed as a part of, the National Recreation  
18 Area.

19 **SEC. 404. GENERAL MANAGEMENT PLAN.**

20 Not later than 3 years after the date on which funds  
21 are made available to carry out this title, the Director of  
22 the National Park Service, in consultation with the Com-  
23 missioner of Reclamation, shall prepare a general manage-  
24 ment plan for the National Recreation Area in accordance  
25 with section 100502 of title 54, United States Code.

1 **SEC. 405. BOUNDARY SURVEY.**

2       The Secretary (acting through the Director of the  
3 National Park Service) shall prepare a boundary survey  
4 and legal description of the National Recreation Area.

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