

109<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 6409

To promote the economic development and recreational use of National Forest System lands and other public lands in central Idaho, to designate the Boulder-White Cloud Management Area to ensure the continued management of certain National Forest System lands and Bureau of Land Management lands for recreational and grazing use and conservation and resource protection, to add certain National Forest System lands and Bureau of Land Management lands in central Idaho to the National Wilderness Preservation System, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 7, 2006

Mr. SIMPSON introduced the following bill; which was referred to the  
Committee on Resources

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## A BILL

To promote the economic development and recreational use of National Forest System lands and other public lands in central Idaho, to designate the Boulder-White Cloud Management Area to ensure the continued management of certain National Forest System lands and Bureau of Land Management lands for recreational and grazing use and conservation and resource protection, to add certain National Forest System lands and Bureau of Land Management lands in central Idaho to the National Wilderness Preservation System, 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 AND TABLE OF CONTENTS.**

4        (a) SHORT TITLE.—This Act may be cited as the  
 5 “Central Idaho Economic Development and Recreation  
 6 Act”.

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

Sec. 1. Short title and table of contents.

TITLE I—CENTRAL IDAHO ECONOMIC DEVELOPMENT AND  
 RECREATION PROMOTION

- Sec. 101. Land conveyance, designated Sawtooth National Recreation Area land to Custer County, Idaho.  
 Sec. 102. Land conveyance, designated Sawtooth National Forest and BLM land to Blaine County, Idaho.  
 Sec. 103. Land conveyance, designated National Forest System land to City of Stanley, Idaho.  
 Sec. 104. Land conveyance, designated BLM land to City of Clayton, Idaho.  
 Sec. 105. Land conveyance, designated BLM land to City of Mackay, Idaho.  
 Sec. 106. Land conveyance, designated BLM land to City of Challis, Idaho.  
 Sec. 107. Land conveyance, designated BLM land to Custer County, Idaho.  
 Sec. 108. Land conveyance authority, support for motorized and bicycle recreation, public land in central Idaho.  
 Sec. 109. Treatment of existing roads and trails.  
 Sec. 110. Stanley-Redfish Lake bike and snowmobile trail and related parking lot.  
 Sec. 111. Support for other trail construction and maintenance activities.  
 Sec. 112. Support for outfitter and guide activities.  
 Sec. 113. Grants to support sustainable economic development and recreation.  
 Sec. 114. Expansion and improvement of Herd Lake Campground.

TITLE II—CENTRAL IDAHO WILDERNESS AREAS

- Sec. 201. Additions to National Wilderness Preservation System.  
 Sec. 202. General administration of wilderness areas.  
 Sec. 203. Acquisition of mineral interests and lands from willing sellers.  
 Sec. 204. Adjacent management.  
 Sec. 205. Wildfire management.  
 Sec. 206. Water rights.  
 Sec. 207. Wildlife management.  
 Sec. 208. Native American cultural and religious uses.  
 Sec. 209. Military overflights.  
 Sec. 210. Wilderness review.

TITLE III—BOULDER-WHITE CLOUDS MANAGEMENT AREA

- Sec. 301. Establishment of management area.  
 Sec. 302. Land acquisition in management area.  
 Sec. 303. Motorized and bicycle travel.  
 Sec. 304. Support and use of Idaho Off Road Motor Vehicle Program.  
 Sec. 305. Airports and landing strips.  
 Sec. 306. Management of Railroad Ridge area, Sawtooth National Forest.

TITLE IV—MISCELLANEOUS PROVISIONS

- Sec. 401. Grazing memorandum of understanding.

1 **TITLE I—CENTRAL IDAHO ECO-**  
 2 **NOMIC DEVELOPMENT AND**  
 3 **RECREATION PROMOTION**

4 **SEC. 101. LAND CONVEYANCE, DESIGNATED SAWTOOTH NA-**  
 5 **TIONAL RECREATION AREA LAND TO CUSTER**  
 6 **COUNTY, IDAHO.**

7 (a) CONVEYANCE REQUIRED.—The Secretary of Ag-  
 8 riculture, acting through the Chief of the Forest Service,  
 9 shall convey, without consideration, to Custer County,  
 10 Idaho (in this section referred to as the “County”), all  
 11 right, title, and interest of the United States in and to  
 12 certain Federal land in the Sawtooth National Recreation  
 13 Area consisting of a total of approximately 86 acres, in-  
 14 cluding a road encompassing approximately 15 acres, ad-  
 15 joining the northern boundary of the City of Stanley,  
 16 Idaho, and identified as Parcel B on the map entitled  
 17 “Custer County and City of Stanley Conveyances” and  
 18 dated October 1, 2006.

19 (b) SURVEY AND LEGAL DESCRIPTION.—The exact  
 20 acreage and legal description of the land to be conveyed  
 21 under subsection (a) shall be determined by a survey satis-

1 factory to the Secretary. The cost of the survey shall be  
2 borne by the Secretary. The legal description shall be pre-  
3 pared as soon as practicable after the date of the enact-  
4 ment of this Act.

5 (c) CONSERVATION EASEMENT AND RIGHTS-OF-  
6 WAY.—In making the conveyance under subsection (a),  
7 the Secretary shall reserve to the United States a con-  
8 servation easement and rights-of-way for the conveyed  
9 land as set out in the document entitled “Conservation  
10 Easement and Right-of-Way—Parcel B” and dated No-  
11 vember 6, 2006.

12 (d) ENFORCEMENT.—The Secretary of Agriculture  
13 shall have the authority to enforce the terms and condi-  
14 tions set forth in the conservation easement reserved  
15 under subsection (c) and to ensure that public access is  
16 maintained on the rights-of-way reserved under such sub-  
17 section. This authority is in addition to such other enforce-  
18 ment authority as may be provided in the conservation  
19 easement and rights-of-way.

20 (e) REVERSIONARY INTEREST.—If the Secretary de-  
21 termines at any time that the County or any subsequent  
22 owner of any portion of land conveyed under subsection  
23 (a) is acting in violation of the conditions set forth in the  
24 conservation easement or rights-of-way reserved under  
25 subsection (c) and has failed to restore the property so

1 as to comply with such conditions within a reasonable  
2 time, all right, title, and interest in and to the portion  
3 of the land on which the violation occurred, including any  
4 improvements thereon, shall revert to the United States.  
5 Any determination of the Secretary under this subsection  
6 shall be made on the record after an opportunity for a  
7 hearing.

8 (f) **ADDITIONAL TERM AND CONDITIONS.**—The Sec-  
9 retary may require such additional terms and conditions  
10 in connection with the conveyance under subsection (a) as  
11 the Secretary considers appropriate to protect the inter-  
12 ests of the United States.

13 **SEC. 102. LAND CONVEYANCE, DESIGNATED SAWTOOTH NA-**  
14 **TIONAL FOREST AND BLM LAND TO BLAINE**  
15 **COUNTY, IDAHO.**

16 (a) **CONVEYANCE REQUIRED.**—The Secretary of Ag-  
17 riculture, acting through the Chief of the Forest Service,  
18 and the Secretary of the Interior, acting through the Di-  
19 rector of the Bureau of Land Management, shall convey,  
20 without consideration, to Blaine County, Idaho (in this  
21 section referred to as the “County”), all right, title, and  
22 interest of the United States in and to the parcels of Fed-  
23 eral land in the Sawtooth National Forest and Sawtooth  
24 National Recreation Area and Bureau of Land Manage-

1 ment land identified for conveyance under this section on  
2 the following maps:

3 (1) A map entitled “Blaine County Conveyance-  
4 Smiley Creek” and dated October 1, 2006.

5 (2) A map entitled “Blaine County Conveyance-  
6 Sawtooth City Well” and dated October 1, 2006.

7 (3) A map entitled “Blaine County Conveyance-  
8 Eagle Creek” and dated October 1, 2006.

9 (4) A map entitled “Blaine County Convey-  
10 ances, Map #1” and dated September 13, 2006, ex-  
11 cept that the conveyance is limited to the parcels A,  
12 B, and C depicted on that map.

13 (5) A map entitled “Blaine County Convey-  
14 ances, Map #2” and dated September 13, 2006, ex-  
15 cept that the conveyance is limited to the parcels A  
16 and B depicted on that map.

17 (b) SURVEY.—The exact acreage and legal descrip-  
18 tion of the land to be conveyed under subsection (a) shall  
19 be determined by a survey satisfactory to the Secretary  
20 concerned. The cost of the survey shall be borne by the  
21 Secretary concerned.

22 (c) ADDITIONAL TERM AND CONDITIONS.—The Sec-  
23 retary concerned may require such additional terms and  
24 conditions in connection with the conveyance under sub-

1 section (a) as the Secretary considers appropriate to pro-  
2 tect the interests of the United States.

3 **SEC. 103. LAND CONVEYANCE, DESIGNATED NATIONAL**  
4 **FOREST SYSTEM LAND TO CITY OF STANLEY,**  
5 **IDAHO.**

6 (a) CONVEYANCE REQUIRED.—The Secretary of Ag-  
7 riculture, acting through the Chief of the Forest Service,  
8 shall convey to the City of Stanley, Idaho (in this section  
9 referred to as the “City”), all right, title, and interest of  
10 the United States in and to National Forest System land  
11 consisting of two parcels containing a total of approxi-  
12 mately 8 acres adjoining the western boundary of the City  
13 and a total of approximately 68 acres, including roads and  
14 improvements, adjoining the northeastern boundary of the  
15 City, respectively, and identified as Parcels A and C on  
16 the map entitled “Custer County and City of Stanley Con-  
17 veyances” and dated October 1, 2006.

18 (b) CONSIDERATION.—

19 (1) CONSIDERATION REQUIRED.—As consider-  
20 ation for the conveyance under subsection (a), the  
21 City shall pay to the Secretary an amount equal to  
22 the amount originally expended by the United States  
23 to acquire the parcel of land identified as Parcel A  
24 on the map referred to in such subsection. The City  
25 shall provide the consideration not later than one

1 year after the date on which the City disposes of  
2 Parcel A after obtaining title of the parcel.

3 (2) DISPOSITION AND USE OF PROCEEDS.—The  
4 amount received as consideration under this sub-  
5 section shall be deposited and merged with funds ap-  
6 propriated for the operation of the Sawtooth Na-  
7 tional Recreation Area. Such funds shall be available  
8 to the Secretary, without further appropriation and  
9 until expended, for conservation activities in the  
10 recreation area.

11 (c) SURVEY AND LEGAL DESCRIPTION.—The exact  
12 acreage and legal description of the land to be conveyed  
13 under subsection (a) shall be determined by a survey satis-  
14 factory to the Secretary. The cost of the survey shall be  
15 borne by the Secretary. The legal description shall be pre-  
16 pared as soon as practicable after the date of the enact-  
17 ment of this Act.

18 (d) CONSERVATION EASEMENT AND RIGHTS-OF-  
19 WAY.—In making the conveyance under subsection (a),  
20 the Secretary shall reserve to the United States a con-  
21 servation easement and rights-of-way for—

22 (1) the parcel of land identified as Parcel A on  
23 the map referred to in such subsection as set out in  
24 the document entitled “Conservation Easement and

1 Right-of-Way—Parcel A” and dated November 6,  
2 2006; and

3 (2) the parcel of land identified as Parcel C on  
4 such map as set out in the document entitled “Con-  
5 servation Easement and Right-of-Way—Parcel C”  
6 and dated November 6, 2006.

7 (e) ENFORCEMENT.—The Secretary of Agriculture  
8 shall have the authority to enforce the terms and condi-  
9 tions set forth in the conservation easements reserved  
10 under subsection (d) and to ensure that public access is  
11 maintained on the rights-of-way reserved under such sub-  
12 section. This authority is in addition to such other enforce-  
13 ment authority as may be provided in the conservation  
14 easements and rights-of-way.

15 (f) REVERSIONARY INTEREST.—If the Secretary de-  
16 termines at any time that the City or any subsequent  
17 owner of any portion of land conveyed under subsection  
18 (a) is acting in violation of the conditions set forth in the  
19 applicable conservation easement or rights-of-way reserved  
20 under subsection (d) and has failed to restore the property  
21 so as to comply with such conditions within a reasonable  
22 time, all right, title, and interest in and to the portion  
23 of the land on which the violation occurred, including any  
24 improvements thereon, shall revert to the United States.  
25 Any determination of the Secretary under this subsection

1 shall be made on the record after an opportunity for a  
2 hearing.

3 (g) **ADDITIONAL TERM AND CONDITIONS.**—The Sec-  
4 retary may require such additional terms and conditions  
5 in connection with the conveyance under subsection (a) as  
6 the Secretary considers appropriate to protect the inter-  
7 ests of the United States.

8 **SEC. 104. LAND CONVEYANCE, DESIGNATED BLM LAND TO**  
9 **CITY OF CLAYTON, IDAHO.**

10 (a) **CONVEYANCE REQUIRED.**—The Secretary of the  
11 Interior, acting through the Director of the Bureau of  
12 Land Management, shall convey, without consideration, to  
13 the City of Clayton, Idaho (in this section referred to as  
14 the “City”), all right, title, and interest of the United  
15 States in and to parcels of Bureau of Land Management  
16 land, including roads thereon, identified as parcels A, B,  
17 C, and D on the map entitled “City of Clayton Convey-  
18 ances” and dated September 13, 2006.

19 (b) **SURVEY.**—The exact acreage and legal descrip-  
20 tion of the land to be conveyed under subsection (a) shall  
21 be determined by a survey satisfactory to the Secretary.  
22 The cost of the survey shall be borne by the Secretary.

23 (c) **ROAD ACCESS.**—In making the conveyance under  
24 subsection (a) to the City, the Secretary shall include a  
25 deed restriction requiring that the roads referred to in

1 such subsection shall remain open to the public to provide  
2 access to adjacent Federal land and private property.

3 (d) RIGHT-OF-WAY.—The Secretary shall grant,  
4 without consideration, to the City a 25-foot right-of-way  
5 connecting parcels C and D referred to in subsection (a)  
6 and crossing the Salmon River for purposes related to par-  
7 cel D.

8 (e) ADDITIONAL TERM AND CONDITIONS.—The Sec-  
9 retary may require such additional terms and conditions  
10 in connection with the conveyance under subsection (a) as  
11 the Secretary considers appropriate to protect the inter-  
12 ests of the United States.

13 **SEC. 105. LAND CONVEYANCE, DESIGNATED BLM LAND TO**  
14 **CITY OF MACKAY, IDAHO.**

15 (a) CONVEYANCE REQUIRED.—The Secretary of the  
16 Interior, acting through the Director of the Bureau of  
17 Land Management, shall convey, without consideration, to  
18 the City of Mackay, Idaho (in this section referred to as  
19 the “City”), all right, title, and interest of the United  
20 States in and to a parcel of Bureau of Land Management  
21 land, including roads thereon, identified as parcel D on  
22 the map entitled “Custer County and City of Mackay Con-  
23 veyances” and dated September 13, 2006.

24 (b) SURVEY.—The exact acreage and legal descrip-  
25 tion of the land to be conveyed under subsection (a) shall

1 be determined by a survey satisfactory to the Secretary.

2 The cost of the survey shall be borne by the Secretary.

3 (c) ROAD ACCESS.—In making the conveyance under  
4 subsection (a) to the City, the Secretary shall include a  
5 deed restriction requiring that the roads referred to in  
6 such subsection shall remain open to the public to provide  
7 access to adjacent Federal land and private property.

8 (d) ADDITIONAL TERM AND CONDITIONS.—The Sec-  
9 retary may require such additional terms and conditions  
10 in connection with the conveyance under subsection (a) as  
11 the Secretary considers appropriate to protect the inter-  
12 ests of the United States.

13 **SEC. 106. LAND CONVEYANCE, DESIGNATED BLM LAND TO**  
14 **CITY OF CHALLIS, IDAHO.**

15 (a) CONVEYANCE REQUIRED.—The Secretary of the  
16 Interior, acting through the Director of the Bureau of  
17 Land Management, shall convey, without consideration, to  
18 the City of Challis, Idaho (in this section referred to as  
19 the “City”), all right, title, and interest of the United  
20 States in and to parcels of Bureau of Land Management  
21 land, including roads thereon, identified as parcels B and  
22 E on the map entitled “Custer County and City of Challis  
23 Conveyances” and dated September 13, 2006.

24 (b) SURVEY.—The exact acreage and legal descrip-  
25 tion of the land to be conveyed under subsection (a) shall

1 be determined by a survey satisfactory to the Secretary.

2 The cost of the survey shall be borne by the Secretary.

3 (c) ROAD ACCESS.—In making the conveyance under  
4 subsection (a) to the City, the Secretary shall include a  
5 deed restriction requiring that the roads referred to in  
6 such subsection shall remain open to the public to provide  
7 access to adjacent Federal land and private property.

8 (d) ADDITIONAL TERM AND CONDITIONS.—The Sec-  
9 retary may require such additional terms and conditions  
10 in connection with the conveyance under subsection (a) as  
11 the Secretary considers appropriate to protect the inter-  
12 ests of the United States.

13 **SEC. 107. LAND CONVEYANCE, DESIGNATED BLM LAND TO**  
14 **CUSTER COUNTY, IDAHO.**

15 (a) CONVEYANCE REQUIRED.—The Secretary of the  
16 Interior, acting through the Director of the Bureau of  
17 Land Management, shall convey, without consideration, to  
18 the Custer County, Idaho (in this section referred to as  
19 the “County”), all right, title, and interest of the United  
20 States in and to parcels of Bureau of Land Management  
21 land, including roads thereon, identified as follows:

22 (1) Parcels A, C, D, and F on the map entitled  
23 “Custer County and City of Challis Conveyances”  
24 and dated September 13, 2006.

1           (2) Parcels A, B, C, E, and F on the map enti-  
2           tled “Custer County and City of Mackay Convey-  
3           ances” and dated September 13, 2006.

4           (b) SURVEY.—The exact acreage and legal descrip-  
5           tion of the land to be conveyed under subsection (a) shall  
6           be determined by a survey satisfactory to the Secretary.  
7           The cost of the survey shall be borne by the Secretary.

8           (c) ROAD ACCESS.—In making the conveyance under  
9           subsection (a) to the County, the Secretary shall include  
10          a deed restriction requiring that the roads referred to in  
11          such subsection shall remain open to the public to provide  
12          access to adjacent Federal land and private property.

13          (d) ADDITIONAL TERM AND CONDITIONS.—The Sec-  
14          retary may require such additional terms and conditions  
15          in connection with the conveyance under subsection (a) as  
16          the Secretary considers appropriate to protect the inter-  
17          ests of the United States.

18       **SEC. 108. LAND CONVEYANCE AUTHORITY, SUPPORT FOR**  
19                               **MOTORIZED AND BICYCLE RECREATION,**  
20                               **PUBLIC LAND IN CENTRAL IDAHO.**

21          (a) MOTORIZED RECREATION PARK.—Subject to  
22          subsection (b), the Secretary of the Interior shall convey,  
23          without consideration, to the State of Idaho (in this sec-  
24          tion referred to as the “State”) all right, title, and interest  
25          of the United States in and to a parcel or parcels of Bu-

1 reau of Land Management land, including roads thereon,  
2 consisting of approximately 1000 acres near Boise, Idaho,  
3 and identified for conveyance under this section on the  
4 map entitled “STATE OF IDAHO—Boise Motorized  
5 Park Conveyance” and dated November 1, 2006, for the  
6 purpose of permitting the State to establish a motorized  
7 recreation park on the land. As a condition of the convey-  
8 ance of the land, the State shall agree to include a begin-  
9 ner track as part of the recreation park to be used to teach  
10 safe, responsible riding techniques and to establish areas  
11 for riders with different levels of skills.

12 (b) RESERVATION OF PORTION FOR MOUNTAIN BIKE  
13 USE.—As a condition of the conveyance of the land under  
14 subsection (a), the State shall reserve 20 acres of the con-  
15 veyed land for the use of mountain bikes.

16 (c) SURVEY.—The exact acreage and legal descrip-  
17 tion of the land to be conveyed under this section shall  
18 be determined by a survey satisfactory to the Secretary.  
19 The cost of the survey shall be borne by the State.

20 (d) ROAD ACCESS.—In making a conveyance under  
21 subsection (a) to the State, the Secretary shall include a  
22 deed restriction requiring that the roads referred to in  
23 such subsection shall remain open to the public to provide  
24 access to adjacent Federal land and private property.

1 (e) ADDITIONAL TERM AND CONDITIONS.—The Sec-  
2 retary concerned may require such additional terms and  
3 conditions in connection with the conveyance under this  
4 section as the Secretary considers appropriate to protect  
5 the interests of the United States.

6 **SEC. 109. TREATMENT OF EXISTING ROADS AND TRAILS.**

7 In making the conveyances required by this title, the  
8 Secretary of Agriculture and the Secretary of the Interior  
9 shall include deed restrictions to ensure that any roads  
10 and trails located on the conveyed land remain open to  
11 public use notwithstanding any subsequent conveyance of  
12 the land by the recipient of the land.

13 **SEC. 110. STANLEY-REDFISH LAKE BIKE AND SNOWMOBILE**  
14 **TRAIL AND RELATED PARKING LOT.**

15 (a) DEVELOPMENT OF TRAIL.—The Secretary of Ag-  
16 riculture shall design, construct, and maintain a hardened  
17 surface trail between the City of Stanley, Idaho, and  
18 Redfish Lake that is designated for use—

19 (1) by pedestrians and non-motorized vehicles  
20 generally; and

21 (2) as a snowmobile route when there is ade-  
22 quate snow cover.

23 (b) ACQUISITION FROM WILLING SELLERS.—Any  
24 land or interests in land to be acquired by the Secretary  
25 for construction of the paved trail required by subsection

1 (a) shall be acquired only by donation or by purchase from  
2 willing sellers.

3 (c) ASSISTANCE FOR CONSTRUCTION OF PARKING  
4 LOT.—The Secretary may make a grant to the City of  
5 Stanley, Idaho, to assist the City in constructing a parking  
6 lot on City property at the north end of the trail required  
7 by subsection (a) for use for snowmobile and general park-  
8 ing and for other purposes related to the trail.

9 (d) AUTHORIZATION OF APPROPRIATIONS.—

10 (1) IN GENERAL.—There is authorized to be  
11 appropriated to the Secretary—

12 (A) \$400,000 for the design, construction,  
13 and maintenance of the trail required by sub-  
14 section (a) and for land acquisition associated  
15 with the construction of the trail; and

16 (B) \$100,000 for the grant under sub-  
17 section (c).

18 (2) AVAILABILITY.—Amounts appropriated pur-  
19 suant to the authorization of appropriations con-  
20 tained in paragraph (1) shall remain available until  
21 expended.

22 **SEC. 111. SUPPORT FOR OTHER TRAIL CONSTRUCTION AND**  
23 **MAINTENANCE ACTIVITIES.**

24 There is authorized to be appropriated to the Sec-  
25 retary of Agriculture or the Secretary of the Interior

1 \$50,000 for the construction and maintenance of bicycle  
2 trails in the State of Idaho, including bicycle trails to be  
3 established on the portion of the public land conveyed  
4 under section 108 that is reserved for mountain bike use  
5 under subsection (b) of such section. Amounts appro-  
6 priated pursuant to this authorization of appropriations  
7 shall remain available until expended.

8 **SEC. 112. SUPPORT FOR OUTFITTER AND GUIDE ACTIVI-**  
9 **TIES.**

10 (a) EXISTING OPERATING PERMITS.—

11 (1) EXTENSION.—Before the end of the one-  
12 year period beginning on the date of the enactment  
13 of this Act, the Secretary of Agriculture and the  
14 Secretary of the Interior shall grant, for each guide  
15 or outfitter operating permit described in paragraph  
16 (2), a 10-year extension beyond the expiration date  
17 of the current permit. The Secretary concerned may  
18 require the modification of the extended permit as  
19 necessary to comply with the requirements of this  
20 Act.

21 (2) COVERED PERMITS.—Paragraph (1) applies  
22 to each guide and outfitter operating permit in effect  
23 as of the date of the enactment of this Act that au-  
24 thorized activities on lands included in a wilderness

1 area designated by title II or the Boulder-White  
2 Cloud Management Area established by title III.

3 (3) EXCEPTION.—The Secretary of Agriculture  
4 or the Secretary of the Interior may refuse to grant  
5 the extension of a permit under paragraph (1) only  
6 if the Secretary concerned determines that the per-  
7 mittee has not operated in a satisfactory manner in  
8 compliance with the terms and conditions of the per-  
9 mit.

10 (b) FUTURE OUTFITTER AND GUIDE ACTIVITIES.—  
11 Future extensions of outfitter and guide activities and per-  
12 mits for outfitters on lands included in a wilderness area  
13 designated by title II or the Boulder-White Cloud Manage-  
14 ment Area established by title III shall be administered  
15 in accordance with applicable Federal laws and resource  
16 management plans. No person shall conduct outfitter and  
17 guide activities on such Federal land except as authorized  
18 by the Secretary concerned.

19 **SEC. 113. GRANTS TO SUPPORT SUSTAINABLE ECONOMIC**  
20 **DEVELOPMENT AND RECREATION.**

21 (a) GRANT TO CUSTER COUNTY, IDAHO.—The Sec-  
22 retary of Agriculture may make a grant to Custer County,  
23 Idaho, for the purpose of assisting the County in sup-  
24 porting sustainable economic development in the County.

1 (b) GRANT TO STATE OF IDAHO.—The Secretary of  
2 Agriculture may make a grant to the State of Idaho Parks  
3 and Recreation Department for the purpose of assisting  
4 the State in acquiring and developing Bayhorse Camp-  
5 ground for use as a State park.

6 (c) AUTHORIZATION OF APPROPRIATIONS.—There is  
7 authorized to be appropriated to the Secretary of Agri-  
8 culture—

9 (1) \$5,100,000 to make the grant under sub-  
10 section (a); and

11 (2) \$500,000 to make the grant under sub-  
12 section (b).

13 **SEC. 114. EXPANSION AND IMPROVEMENT OF HERD LAKE**  
14 **CAMPGROUND.**

15 (a) EXPANSION AND IMPROVEMENT OF CAMP-  
16 GROUND.—The Secretary of the Interior shall expand and  
17 improve the Herd Lake Campground facilities located  
18 below the outlet of Herd Lake.

19 (b) AUTHORIZATION OF APPROPRIATIONS.—There is  
20 authorized to be appropriated to the Secretary \$500,000  
21 to carry out this section. Amounts appropriated pursuant  
22 to this authorization of appropriations shall remain avail-  
23 able until expended.

1           **TITLE II—CENTRAL IDAHO**  
2                   **WILDERNESS AREAS**

3   **SEC. 201. ADDITIONS TO NATIONAL WILDERNESS PRESER-**  
4                   **VATION SYSTEM.**

5           (a) ADDITIONS.—Congress has determined that the  
6 following lands in central Idaho shall be designated as wil-  
7 derness and managed as components of the National Wil-  
8 derness Preservation System:

9           (1) HEMINGWAY-BOULDERS WILDERNESS.—

10          Certain Federal land in the Sawtooth and Challis  
11 National Forests, comprising approximately 110,438  
12 acres, as generally depicted on the map entitled  
13 “Hemingway-Boulders Proposed Wilderness” and  
14 dated November 15, 2006, which shall be known as  
15 the “Hemingway-Boulders Wilderness”.

16          (2) WHITE CLOUDS WILDERNESS.—Certain

17 Federal land in the Sawtooth and Challis National  
18 Forests, comprising approximately 76,657 acres, as  
19 generally depicted on the map entitled “White  
20 Clouds Proposed Wilderness” and dated November  
21 15, 2006, which shall be known as the “White  
22 Clouds Wilderness”.

23          (3) JERRY PEAK WILDERNESS.—Certain Fed-

24 eral land in the Challis National Forest and Challis  
25 District of the Bureau of Land Management, com-

1 prising approximately 131,670 acres, as generally  
2 depicted on the map entitled “Jerry Peak Wilder-  
3 ness” and dated August 30, 2006, which shall be  
4 known as the “Jerry Peak Wilderness”. In the case  
5 of the Bureau of Land Management land designated  
6 as wilderness by this paragraph, the land is included  
7 in the National Landscape Conservation System.

8 (b) MAPS AND LEGAL DESCRIPTION.—

9 (1) IN GENERAL.—As soon as practicable after  
10 the date of enactment of this Act, the Secretary of  
11 Agriculture, in the case of the wilderness areas des-  
12 ignated by paragraphs (1) and (2) of subsection (a)  
13 and the National Forest System land designated as  
14 wilderness by paragraph (3) of such subsection, and  
15 the Secretary of the Interior, in the case of the Bu-  
16 reau of Land Management land designated as wil-  
17 derness by paragraph (3) of such subsection, in this  
18 title referred to as the “Secretary concerned”, shall  
19 file a map and legal description of the wilderness  
20 areas designated by such subsection with the Com-  
21 mittee on Resources of the House of Representatives  
22 and the Committee on Energy and Natural Re-  
23 sources of the Senate.

24 (2) EFFECT.—Each map and legal description  
25 shall have the same force and effect as if included

1 in this title, except that the Secretary concerned  
2 may correct clerical and typographical errors in the  
3 map or legal description.

4 (3) AVAILABILITY.—Each map and legal de-  
5 scription shall be on file and available for public in-  
6 spection in the appropriate offices of the Bureau of  
7 Land Management or the Forest Service.

8 (c) WITHDRAWAL.—Subject to valid existing rights,  
9 the wilderness areas designated in subsection (a) are with-  
10 drawn from all forms of entry, appropriation, and disposal  
11 under the public land laws, location, entry, and patent  
12 under the mining laws, and operation of the mineral leas-  
13 ing, mineral materials, and geothermal leasing laws.

14 **SEC. 202. GENERAL ADMINISTRATION OF WILDERNESS**  
15 **AREAS.**

16 (a) APPLICATION OF WILDERNESS ACT.—Subject to  
17 valid existing rights, the wilderness areas designated by  
18 section 201 shall be managed by the Secretary concerned  
19 in accordance with the Wilderness Act (16 U.S.C. 1131  
20 et seq.) and this title. With respect to the wilderness areas,  
21 any reference in the Wilderness Act to the effective date  
22 of the Wilderness Act shall be deemed to be a reference  
23 to the date of the enactment of this Act, and any reference  
24 in the Wilderness Act to the Secretary of Agriculture shall  
25 be deemed to be a reference to the Secretary concerned.

1           (b) CONSISTENT INTERPRETATION TO THE PUB-  
2 LIC.—Although the wilderness areas designated by section  
3 201 consist of National Forest System land under the ju-  
4 risdiction of the Secretary of Agriculture and public land  
5 under the jurisdiction of the Secretary of the Interior, the  
6 Secretary of Agriculture and the Secretary of the Interior  
7 shall collaborate to assure that the wilderness areas are  
8 interpreted to the public as an overall complex tied to-  
9 gether by common location in the Boulder-White Cloud  
10 Mountains and common identity with the natural and cul-  
11 tural history of the State of Idaho and its Native Amer-  
12 ican and pioneer heritage.

13           (c) COMPREHENSIVE WILDERNESS MANAGEMENT  
14 PLAN.—Not later than three years after the date of the  
15 enactment of this Act, the Secretary of Agriculture and  
16 Secretary of the Interior shall collaborate to develop a  
17 comprehensive wilderness management plan for the wil-  
18 derness areas designated by section 201. The completed  
19 management plan shall be submitted to the Committee on  
20 Resources of the House of Representatives and the Com-  
21 mittee on Energy and Natural Resources of the Senate.

22           (d) FIRE, INSECTS, AND DISEASES.—Within the wil-  
23 derness area designated by section 201, the Secretary con-  
24 cerned may take such measures as the Secretary con-  
25 cerned determines to be necessary for the control of fire,

1 insects, and diseases, subject to such conditions as the  
2 Secretary concerned considers desirable, as provided in  
3 section 4(d)(1) of the Wilderness Act (16 U.S.C.  
4 1131(d)(1)).

5 (e) WILDERNESS TRAILS AND TRAILHEADS.—

6 (1) CONSTRUCTION OF NEW TRAILHEAD.—The  
7 Secretary concerned shall construct a new trailhead  
8 for nonmotorized users and improve access to the  
9 Big Boulder Trailhead to separate motorized users  
10 from nonmotorized users.

11 (2) INCLUSION OF ACCESSIBLE TRAIL.—The  
12 Secretary concerned shall upgrade the first mile of  
13 the Murdock Creek Trail in the Hemingway-Boul-  
14 ders wilderness area designated by section 201 to a  
15 primitive, non-paved, and wheelchair accessible  
16 standard.

17 (f) TREATMENT OF EXISTING CLAIMS AND PRIVATE  
18 LANDS.—Nothing in this title is intended to affect the  
19 rights or interests in real property, patented mining  
20 claims, or valid claims or prevent reasonable access to pri-  
21 vate property or for the development and use of valid min-  
22 eral rights. The Secretary concerned may enter into nego-  
23 tiations with the holder of a patented claim or valid claim  
24 located in a wilderness area designated by section 201 for  
25 the voluntary relinquishment of the claim.

1 (g) GRAZING.—Grazing of livestock in a wilderness  
2 area designated by section 201, where established before  
3 the date of the enactment of this Act, shall be adminis-  
4 tered in accordance with the provisions of section 4(d)(4)  
5 of the Wilderness Act (16 U.S.C. 1133(d)(4)), section 108  
6 of Public Law 96–560, and section 101(f) of Public Law  
7 101–628, and in accordance with the guidelines set forth  
8 in appendix A of House Report 96–617 of the 96th Con-  
9 gress and House Report 101–405 of the 101st Congress.

10 (h) COMMERCIAL OUTFITTERS AND SADDLE AND  
11 PACK STOCK.—Nothing in this title shall preclude horse-  
12 back riding or the entry of recreational saddle or pack  
13 stock into the wilderness areas designated by section 201,  
14 including when such entry is made by commercial outfit-  
15 ters.

16 **SEC. 203. ACQUISITION OF MINERAL INTERESTS AND**  
17 **LANDS FROM WILLING SELLERS.**

18 (a) ACQUISITION.—Within the boundaries of the wil-  
19 derness areas designated by section 201, the Secretary  
20 concerned may acquire, through purchase from willing  
21 sellers or donation from willing owners, all right, title, and  
22 interest in all mineral interests, claims, and parcels of land  
23 that have been patented under the Act of May 10, 1872  
24 (30 U.S.C. 22 et seq.; commonly known as the Mining  
25 Act of 1872).

1 (b) CONSIDERATION.—In exercising the authority  
2 provided by subsection (a) to acquire lands and interests,  
3 the Secretary concerned shall offer the owners of record  
4 of each patent, who voluntarily wish to sell, \$20,000 as  
5 compensation for the acquisition of these interests. The  
6 Secretary concerned shall make such offers as soon as  
7 practicable after the date of the enactment of this Act and  
8 such offers shall remain open for acceptance during the  
9 five-year period beginning on such date.

10 (c) INCORPORATION IN WILDERNESS AREA.—Any  
11 land or interest in land located inside the boundaries of  
12 a wilderness area designated by section 201 that is ac-  
13 quired by the United States after the date of the enact-  
14 ment of this Act shall be added to and administered as  
15 part of that wilderness area.

16 **SEC. 204. ADJACENT MANAGEMENT.**

17 (a) NO PROTECTIVE PERIMETERS OR BUFFER  
18 ZONES.—Congress does not intend for the designation of  
19 the wilderness areas by section 201 to lead to the creation  
20 of protective perimeters or buffer zones around any such  
21 wilderness area.

22 (b) NONWILDERNESS ACTIVITIES.—The fact that  
23 nonwilderness activities or uses outside of a wilderness  
24 area designated by section 201 can be seen or heard from  
25 inside of the wilderness area shall not preclude the conduct

1 of those activities or uses outside the boundaries of the  
2 wilderness area.

3 **SEC. 205. WILDFIRE MANAGEMENT.**

4 Consistent with section 4 of the Wilderness Act (16  
5 U.S.C. 1133), nothing in this title precludes a Federal,  
6 State, or local agency from conducting wildfire manage-  
7 ment operations, including operations using aircraft or  
8 mechanized equipment, to manage wildfires in the wilder-  
9 ness areas designated by section 201.

10 **SEC. 206. WATER RIGHTS.**

11 (a) FINDINGS.—Congress finds the following:

12 (1) The lands designated as wilderness areas by  
13 section 201 are located at the headwaters of the  
14 streams and rivers on those lands, with few, if any,  
15 actual or proposed water resource facilities located  
16 upstream from such lands and few, if any, opportu-  
17 nities for diversion, storage, or other uses of water  
18 occurring outside such lands that would adversely  
19 affect the wilderness values of such lands.

20 (2) The lands designated as wilderness areas by  
21 section 201 are not suitable for use for development  
22 of new water resource facilities or for the expansion  
23 of existing facilities.

24 (3) Therefore, it is possible to provide for prop-  
25 er management and protection of the wilderness

1 value of the lands designated as wilderness areas by  
2 section 201 in ways different from the ways utilized  
3 in other laws designating wilderness areas.

4 (b) PURPOSE.—The purpose of this section is to pro-  
5 tect the wilderness values of the lands designated as wil-  
6 derness areas by section 201 by means other than a feder-  
7 ally reserved water right.

8 (c) STATUTORY CONSTRUCTION.—Nothing in this  
9 title—

10 (1) shall constitute, or be construed to con-  
11 stitute, either an express or implied reservation by  
12 the United States of any water or water rights with  
13 respect to the wilderness areas designated by section  
14 201;

15 (2) shall affect any water rights in the State of  
16 Idaho existing on the date of the enactment of this  
17 Act, including any water rights held by the United  
18 States;

19 (3) shall be construed as establishing a prece-  
20 dent with regard to any future wilderness designa-  
21 tions;

22 (4) shall be construed as limiting, altering,  
23 modifying, or amending any of the interstate com-  
24 pacts or equitable apportionment decrees that appor-

1       tion water among and between the State of Idaho  
2       and other States; and

3           (5) shall be construed as limiting, altering,  
4       modifying, or amending provisions of Public Law  
5       92–400, which established the Sawtooth National  
6       Recreation Area (16 U.S.C. 460aa et seq.).

7       (d) IDAHO WATER LAW.—The Secretary concerned  
8       shall follow the procedural and substantive requirements  
9       of the law of the State of Idaho when seeking to establish  
10      any water rights, not in existence on the date of the enact-  
11      ment of this Act, with respect to the wilderness areas des-  
12      ignated by section 201.

13      (e) NEW PROJECTS.—

14           (1) PROHIBITION.—Except as otherwise pro-  
15      vided in this Act, on and after the date of the enact-  
16      ment of this Act, neither the President nor any  
17      other officer, employee, or agent of the United  
18      States shall fund, assist, authorize, or issue a license  
19      or permit for the development of any new water re-  
20      source facility inside any of the wilderness areas des-  
21      ignated by section 201.

22           (2) DEFINITION.—In this subsection, the term  
23      “water resource facility” means irrigation and  
24      pumping facilities, reservoirs, water conservation  
25      works, aqueducts, canals, ditches, pipelines, wells,

1       hydropower projects, and transmission and other an-  
2       cillary facilities, and other water diversion, storage,  
3       and carriage structures.

4       **SEC. 207. WILDLIFE MANAGEMENT.**

5       (a) STATE JURISDICTION.—In accordance with sec-  
6       tion 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)),  
7       nothing in this title affects or diminishes the jurisdiction  
8       of the State of Idaho with respect to fish and wildlife man-  
9       agement, including the regulation of hunting, fishing, and  
10      trapping, in the wilderness areas designated by section  
11      201.

12      (b) MANAGEMENT ACTIVITIES.—In furtherance of  
13      the purposes and principles of the Wilderness Act, man-  
14      agement activities to maintain or restore fish and wildlife  
15      populations and the habitats to support such populations  
16      may be carried out within wilderness areas designated by  
17      section 201 where consistent with relevant wilderness  
18      management plans, in accordance with appropriate poli-  
19      cies such as those set forth in appendix B of House Report  
20      101–405 of the 101st Congress, including the occasional  
21      and temporary use of motorized vehicles, if such use, as  
22      determined by the Secretary concerned would promote  
23      healthy, viable, and more naturally distributed wildlife  
24      populations that would enhance wilderness values and ac-

1 accomplish those purposes using the minimum tool necessary  
2 to reasonably accomplish the task.

3 (c) USE OF AIRCRAFT.—Consistent with section  
4 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)) and  
5 in accordance with appropriate policies such as those set  
6 forth in appendix B of House Report 101–405 of the  
7 101st Congress, the State of Idaho may continue to use  
8 aircraft, including helicopters, to survey, capture, trans-  
9 plant, monitor, and manage elk, deer, bighorn sheep,  
10 mountain goats, wolves, grizzly bears, and other wildlife  
11 and fish.

12 (d) HUNTING, FISHING, AND TRAPPING.—Nothing in  
13 this title shall affect hunting, fishing, and trapping, under  
14 applicable State and Federal laws and regulations, in the  
15 wilderness areas designated by section 201. The Secretary  
16 concerned may designate, by regulation in consultation  
17 with the appropriate State agency (except in emergencies),  
18 areas in which, and establish periods during which, for  
19 reasons of public safety, administration, or compliance  
20 with applicable laws, no hunting, fishing, or trapping will  
21 be permitted in the wilderness areas.

22 **SEC. 208. NATIVE AMERICAN CULTURAL AND RELIGIOUS**  
23 **USES.**

24 Nothing in this title shall be construed to diminish  
25 the rights of any Indian tribe. Nothing in this title shall

1 be construed to diminish tribal rights regarding access to  
2 Federal lands for tribal activities, including spiritual, cul-  
3 tural, and traditional food-gathering activities.

4 **SEC. 209. MILITARY OVERFLIGHTS.**

5 Nothing in this title restricts or precludes—

6 (1) low-level overflights of military aircraft over  
7 the wilderness areas designated by section 201, in-  
8 cluding military overflights that can be seen or  
9 heard within the wilderness areas;

10 (2) flight testing and evaluation; or

11 (3) the designation or creation of new units of  
12 special use airspace, or the establishment of military  
13 flight training routes, over the wilderness areas.

14 **SEC. 210. WILDERNESS REVIEW.**

15 (a) NATIONAL FORESTS.—Section 5 of Public Law  
16 92–400 (16 U.S.C. 460aa–4), which required a review of  
17 the undeveloped and unimproved portion or portions of the  
18 Sawtooth National Recreation Area established by that  
19 Act as to suitability or nonsuitability for preservation as  
20 part of the National Wilderness Preservation System, is  
21 repealed.

22 (b) PUBLIC LANDS.—

23 (1) FINDING.—Congress finds that, for the pur-  
24 pose of section 603 of the Federal Land Policy and  
25 Management Act of 1976 (43 U.S.C. 1782), the

1 public land administered by the Bureau of Land  
2 Management in the following areas have been ade-  
3 quately studied for wilderness designation:

4 (A) The Jerry Peak Wilderness Study  
5 Area.

6 (B) The Jerry Peak West Wilderness  
7 Study Area.

8 (C) The Corral-Horse Basin Wilderness  
9 Study Area.

10 (D) The Boulder Creek Wilderness Study  
11 Area.

12 (2) RELEASE.—Any public land described in  
13 paragraph (1) that is not designated as wilderness  
14 by this title—

15 (A) is no longer subject to section 603(c)  
16 of the Federal Land Policy and Management  
17 Act of 1976 (43 U.S.C. 1782(c)); and

18 (B) shall be managed in accordance with  
19 land management plans adopted under section  
20 202 of that Act (43 U.S.C. 1712).

21 **TITLE III—BOULDER-WHITE**  
22 **CLOUDS MANAGEMENT AREA**

23 **SEC. 301. ESTABLISHMENT OF MANAGEMENT AREA.**

24 (a) FINDINGS AND PURPOSES.—In the case of those  
25 Federal lands not designated as wilderness in title II, Con-

1 gress has examined the management alternatives for such  
2 lands and finds that the designation of such lands as a  
3 special management area will provide outstanding oppor-  
4 tunities for many forms of recreation, including mountain  
5 biking, snowmobiling, and the use of off-road motorized  
6 vehicles. The purpose of this title is to statutorily provide  
7 for the continued management of such lands for motorized  
8 and other recreational opportunities, livestock grazing,  
9 and conservation and resource protection in accordance  
10 with the existing management areas, plans, and applicable  
11 authorities of the Challis National Forest, the Sawtooth  
12 National Forest, the Sawtooth National Recreation Area,  
13 and the Challis District of the Bureau of Land Manage-  
14 ment. In addition, it is the purpose of this title to provide  
15 that motorized use of such lands shall be allowed in ac-  
16 cordance with the travel maps entitled “Boulder-White  
17 Clouds Management Area Travel Plan” and “Boulder-  
18 White Clouds Management Area Winter Travel Plan” and  
19 dated November 15, 2006.

20 (b) ESTABLISHMENT.—

21 (1) ESTABLISHMENT.—Those Federal lands in  
22 the Challis National Forest, the Sawtooth National  
23 Forest, the Sawtooth National Recreation Area, and  
24 the Challis District of the Bureau of Land Manage-  
25 ment that are not designated as wilderness in title

1 II, as generally depicted on the map entitled “Boul-  
2 der-White Clouds Management Area” and dated No-  
3 vember 15, 2006, are hereby designated as the Boul-  
4 der-White Clouds Management Area and shall be  
5 managed as provided by this title.

6 (2) RELATION TO SAWTOOTH NATIONAL RECRE-  
7 ATION AREA.—The designation of land already in  
8 the Sawtooth National Recreation Area for inclusion  
9 in both the management area and the Sawtooth Na-  
10 tional Recreation Area is declared to be supple-  
11 mental to, not in derogation of, the Sawtooth Na-  
12 tional Recreation Area.

13 (3) MANAGEMENT AREA DEFINED.—In this  
14 title, the term “management area” means the Boul-  
15 der-White Clouds Management Area designated by  
16 this subsection.

17 (c) ADMINISTRATION.—

18 (1) SECRETARY CONCERNED DEFINED.—In this  
19 title, the term “Secretary concerned” means—

20 (A) the Secretary of Agriculture, in the  
21 case of National Forest System lands included  
22 in the management area; and

23 (B) the Secretary of the Interior, in the  
24 case of public lands included in the manage-  
25 ment area.

1           (2) ADMINISTRATION.—Except as otherwise  
2           provided in this title, the Secretary concerned shall  
3           administer the management area in accordance with  
4           this title and the laws and regulations generally ap-  
5           plicable to the National Forest System lands and the  
6           public lands included in administrative areas in ex-  
7           istence as of the date of the enactment of this Act  
8           and in accordance with the management plans of the  
9           Sawtooth National Recreation Area, the Challis Na-  
10          tional Forest, the Sawtooth National Forest, and the  
11          Challis District of the Bureau of Land Management  
12          in existence as of that date.

13           (3) RELATION TO SAWTOOTH NATIONAL RECRE-  
14          ATION AREA.—If lands in the management area are  
15          also included in the Sawtooth National Recreation  
16          Area, the Secretary of Agriculture shall also admin-  
17          ister that land in accordance with Public Law 92-  
18          400 (16 U.S.C. 460aa et seq.).

19           (4) CONTINUED REFERENCE TO EXISTING AD-  
20          MINISTRATIVE UNITS.—Notwithstanding the estab-  
21          lishment of the management area, the administrative  
22          units in effect as of the date of the enactment of  
23          this Act and known as the Sawtooth National Recre-  
24          ation Area, the Challis National Forest, the Saw-  
25          tooth National Forest, and the Challis District of

1 the Bureau of Land Management, including areas  
2 within the administrative units established as the  
3 management area, shall continue to be known as the  
4 Sawtooth National Recreation Area, the Challis Na-  
5 tional Forest, the Sawtooth National Forest, and the  
6 Challis District of the Bureau of Land Management,  
7 respectively, and shall be so designated on any signs  
8 and maps prepared by the Secretary concerned.

9 (d) DEVELOPMENT.—No new roads may be con-  
10 structed within the management area, except as necessary  
11 for access to campgrounds and other recreation areas as  
12 determined by the Secretary concerned. Roads may be  
13 maintained and relocated as necessary. The Secretary con-  
14 cerned shall permit the mining and removal of gravel,  
15 sand, and rock along existing roads in the management  
16 area as necessary for road maintenance in accordance with  
17 the applicable management plan.

18 (e) TIMBER HARVESTING.—Timber harvesting may  
19 be allowed on lands in the management area only in ac-  
20 cordance with the management plan applicable to the  
21 lands and for necessary control of fire, insects, and dis-  
22 eases and for public safety.

23 (f) TRAILS.—

24 (1) CONSTRUCTION, MAINTENANCE, AND IM-  
25 PROVEMENTS.—There is authorized to be appro-

1        priated to the Secretary of Agriculture and the Sec-  
2        retary of the Interior \$650,000 for trail construction  
3        and maintenance and for other improvements related  
4        to outfitting, guiding, hiking, and horseback use  
5        within the management area. Amounts appropriated  
6        pursuant to this authorization of appropriations  
7        shall remain available until expended.

8                (2) SET-ASIDE FOR TRAIL CONSTRUCTION.—Of  
9        the amounts appropriated pursuant to the authoriza-  
10       tion of appropriations in paragraph (1), \$150,000  
11       shall be available for the construction of—

12                (A) a trail between the Phyllis Lake Road  
13        (USFS Road #053) and Phyllis Lake, which  
14        shall be primitive and non-paved, but wheel-  
15        chair accessible, and open only to non-motorized  
16        travel; and

17                (B) the primitive and non-paved, but  
18        wheelchair accessible, trail along Murdock  
19        Creek in the Hemingway-Boulders wilderness  
20        area required by section 202(e)(2).

21 **SEC. 302. LAND ACQUISITION IN MANAGEMENT AREA.**

22        (a) LAND ACQUISITION.—The Secretary concerned  
23        may acquire, by donation or purchase from willing sellers,  
24        lands and interests in lands—

1           (1) located inside the boundaries of the man-  
2           agement area; or

3           (2) located adjacent to the management area to  
4           provide easements for additional public access to the  
5           management area.

6           (b) **LIMITATION ON USE OF CONDEMNATION.**—No  
7           lands or interests in lands may be acquired by condemna-  
8           tion for inclusion in the management area or to provide  
9           access to the management area, except as provided for by  
10          Public Law 92–400 (16 U.S.C. 460aa et seq.) and regula-  
11          tions, in effect as of the date of the enactment of this  
12          Act, for the use of private land in the Sawtooth National  
13          Recreation Area (sections 36 292.14–292.16 of title 36,  
14          Code of Federal Regulations).

15          (c) **AUTHORIZATION OF APPROPRIATIONS.**—There is  
16          authorized to be appropriated not more than \$5,000,000  
17          to carry out this section. Amounts appropriated pursuant  
18          to this authorization of appropriations shall remain avail-  
19          able until expended.

20          **SEC. 303. MOTORIZED AND BICYCLE TRAVEL.**

21          (a) **MOTORIZED AND BICYCLE TRAVEL AUTHOR-**  
22          **IZED.**—

23                 (1) **BLM LAND.**—In the case of public land in-  
24                 cluded in the management area, notwithstanding the  
25                 status of any other road or trail, motorized and bicy-

1 cle travel shall continue to be allowed on the Spar  
2 Canyon, Herd Lake, and Road Creek routes.

3 (2) FOREST SERVICE LAND.—In the case of  
4 National Forest System land included in the man-  
5 agement area, except wilderness areas, motorized,  
6 snowmobile, and bicycle travel shall continue to be  
7 allowed in accordance with Forest Service travel  
8 plans and maps in existence as of September 1,  
9 2003, which managed recreation use for the specific  
10 areas, roads, and trails on that land, as referenced  
11 on the travel maps entitled “Boulder-White Clouds  
12 Management Area Travel Plan” and “Boulder-White  
13 Clouds Management Area Winter Travel Plan” and  
14 dated November 15, 2006.

15 (3) ACCESS TO RECREATIONAL FACILITIES.—  
16 Any road within the management area that is in ex-  
17 istence on the date of the enactment of this Act and  
18 provides access to a developed recreational facility of  
19 the Forest Service or Bureau of Land Management  
20 shall remain open to motorized and bicycle travel.

21 (b) ESTABLISHMENT OR USE OF OTHER TRAILS AND  
22 ROUTES.—Notwithstanding subsection (a), other trails  
23 and routes may be used for motorized and bicycle travel  
24 whenever the Secretary concerned considers such use to

1 be necessary for administrative purposes or to respond to  
2 an emergency.

3 (c) ROUTE AND TRAIL CLOSURES.—The following  
4 roads or trails shall be closed to motorized and mechanized  
5 trail use, except when there is adequate snowcover to per-  
6 mit snowmobile use:

7 (1) Forest Service Trail 109 between the Phyl-  
8 lis Lake turnoff to 4th of July Lake and the south  
9 side of Washington Lake.

10 (2) Forest Service Trail 671 up Warm Springs  
11 Creek from Trail 104 to the wilderness boundary.

12 (d) GROUNDS FOR TRAIL SEGMENT CLOSURES.—Re-  
13 source damage that can be mitigated and issues of user  
14 conflict shall not be used as grounds for the closure of  
15 a trail or route in the management area, although the Sec-  
16 retary concerned may close any trail or route, or prohibit  
17 the use of trail or route for motorized and mechanize trav-  
18 el, if the Secretary determines that such closure or prohi-  
19 bition is the only reasonable means available for resource  
20 protection or public safety.

21 (e) MITIGATION OF TRAIL CLOSURES.—If the Sec-  
22 retary determines under subsection (d) that closing an  
23 available trail or route in the management area is nec-  
24 essary for resource protection or public safety, the Sec-  
25 retary shall take any of the following mitigation actions,

1 intended to provide commensurate motorized recreation  
2 opportunities in the same general area of the management  
3 area:

4           (1) Repair resource damage and secure condi-  
5 tions so that closed trails may be reopened to motor-  
6 ized use.

7           (2) Replace, relocate, or reroute the trail or the  
8 trail segment to provide a similar link between travel  
9 points.

10           (3) A combination of the actions specified in  
11 paragraphs (1) and (2) and other actions to achieve  
12 the overall mitigation objective.

13       (f) RELATION TO OTHER LAWS.—In considering  
14 mitigation actions under subsection (e), the Secretary con-  
15 cerned shall ensure that such action is consistent with the  
16 overall objectives of the management area. If the lands  
17 are also included in the Sawtooth National Recreation  
18 Area, the Secretary concerned shall also administer the  
19 action in accordance with Public Law 92–400 (16 U.S.C.  
20 460aa et seq.), the map referred to in subsection (a)(2),  
21 and executive orders and other relevant laws and regula-  
22 tions existing on or before the date of the enactment of  
23 this Act.

24       (g) BLM TRAVEL PLAN.—Not later than three years  
25 after the date of the enactment of this Act, the Secretary

1 of the Interior shall develop and implement a travel plan  
2 for public land included in the management area, but not  
3 otherwise covered by this section. The travel plan shall be  
4 developed in accordance with the laws and regulations gen-  
5 erally applicable to the public land included in the man-  
6 agement area and in accordance with the existing manage-  
7 ment plan for the Challis District of the Bureau of Land  
8 Management. Motorized and bicycle travel authorized in  
9 the travel plan shall be managed in accordance with the  
10 plan and laws and regulations generally applicable to the  
11 public land, and not as otherwise provided for in this sec-  
12 tion. The Secretary of the Interior shall include a map  
13 as part of the travel plan.

14 **SEC. 304. SUPPORT AND USE OF IDAHO OFF ROAD MOTOR**  
15 **VEHICLE PROGRAM.**

16 (a) GRANT TO PROGRAM.—There is authorized to be  
17 appropriated to the Secretary of Agriculture not more  
18 than \$1,000,000, which shall be used by the Secretary to  
19 make a grant to the State of Idaho in the full amount  
20 so appropriated for deposit with the Off Road Motor Vehi-  
21 cle Program of the Idaho Department of State Parks and  
22 Recreation, which is used to support the acquisition, pur-  
23 chase, improvement, repair, maintenance, furnishing, and  
24 equipping of off-road motor vehicle facilities and sites, to  
25 groom snowmobile trails, and for enforcement activities

1 and the rehabilitation of land damaged by off-road vehicle  
2 users. As a condition of the grant, the State must main-  
3 tain the grant funds as a separate account of the Off Road  
4 Motor Vehicle Program and may not use the funds except  
5 as provided by this section.

6 (b) USE OF GRANT FUNDS.—When the Secretary  
7 concerned determines that additional funds are required  
8 to carry out the activities described in subsection (a) in  
9 the management area, the Secretary may apply for funds  
10 from the Off Road Motor Vehicle Program. Funds re-  
11 ceived under this subsection shall be used only in the man-  
12 agement area or in connection with the Boise motorized  
13 recreation park authorized by section 108.

14 (c) CONSULTATION AND RECOMMENDATIONS.—Be-  
15 fore funds are provided under subsection (b), the Off Road  
16 Motor Vehicle Program shall consider any recommenda-  
17 tions regarding the use of the funds made by the advisory  
18 committee established as part of the program as well as  
19 public comments.

20 (d) RELATION TO OTHER LAWS.—Any action under-  
21 taken using funds obtained under subsection (b) shall con-  
22 form to the applicable travel plan of the Challis National  
23 Forest, the Sawtooth National Forest, the Sawtooth Na-  
24 tional Recreation Area, or the Challis District of the Bu-  
25 reau of Land Management.

1 **SEC. 305. AIRPORTS AND LANDING STRIPS.**

2 No airstrips exist in the wilderness areas designated  
3 by title II. Nothing in this Act shall be construed to re-  
4 strict or preclude the use of public or private airports or  
5 landing strips located within the management area or ad-  
6 jacent to a wilderness area designated by title II.

7 **SEC. 306. MANAGEMENT OF RAILROAD RIDGE AREA, SAW-**  
8 **TOOTH NATIONAL FOREST.**

9 (a) FINDINGS.—Congress finds the following:

10 (1) The Railroad Ridge area of the Sawtooth  
11 National Forest is host to several extremely rare and  
12 sensitive plant species.

13 (2) The area supports some of the most unique  
14 and well-developed alpine plant communities in  
15 Idaho, and is more botanically diverse than most al-  
16 pine communities in North America.

17 (3) The area is currently closed to off road  
18 cross-country motorized travel

19 (b) ENHANCED AWARENESS AND CONSERVATION.—

20 There is authorized to be appropriated to the Secretary  
21 of Agriculture \$50,000 for the development of educational  
22 materials and signage to raise the awareness of users of  
23 the Railroad Ridge area of the uniqueness of the area and  
24 to promote the conservation of the area.

1           **TITLE IV—MISCELLANEOUS**  
2                           **PROVISIONS**

3   **SEC. 401. GRAZING MEMORANDUM OF UNDERSTANDING.**

4           (a) COMPLIANCE WITH MEMORANDUM OF UNDER-  
5 STANDING.—Livestock grazing allotments that are located  
6 in whole or in part in a wilderness area designated by title  
7 II or the watershed of the East Salmon River shall be  
8 managed in a manner consistent with the agency intent  
9 expressed in a memorandum of understanding to be en-  
10 tered into by the Regional Forester of Forest Service Re-  
11 gion 4, with respect to National Forest System lands, and  
12 the State Bureau of Land Management Director for  
13 Idaho, with respect to public lands.

14           (b) MANAGEMENT DECISIONS.—Any decision regard-  
15 ing the management of livestock grazing allotments re-  
16 ferred to in subsection (a) by the Regional Forester or  
17 State Bureau of Land Management Director shall not—

18                   (1) require the preparation of an environmental  
19                   assessment or environmental impact statement  
20                   under section 102(2) of the National Environmental  
21                   Policy Act of 1969 (42 U.S.C. 4332(2)); or

22                   (2) be subject to administrative appeal or judi-  
23                   cial review, unless the decision is alleged to be incon-  
24                   sistent with the agency intent expressed in the

1 memorandum of understanding required by sub-  
2 section (a).

3 (c) SUBMISSION AND AVAILABILITY.—The memo-  
4 randum of understanding required by subsection (a) shall  
5 be submitted to the Committee on Resources of the House  
6 of Representatives and the Committee on Energy and  
7 Natural Resources of the Senate and shall be on file and  
8 available for public inspection in the appropriate offices  
9 of the Forest Service and Bureau of Land Management.

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