

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

# H. R. 3513

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## AN ACT

To amend the Oregon Wilderness Act of 1984 to designate the Copper Salmon Wilderness and to amend the Wild and Scenic Rivers Act to designate segments of the North and South Forks of the Elk River in the State of Oregon as wild or scenic rivers, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Copper Salmon Wilder-  
5 ness Act of 2008”.

6 **SEC. 2. DESIGNATION OF THE COPPER SALMON WILDER-**  
7 **NESS.**

8       (a) DESIGNATION.—Section 3 of the Oregon Wilder-  
9 ness Act of 1984 (16 U.S.C. 1132 note; Public Law 98–  
10 328) is amended—

11           (1) in the matter preceding paragraph (1), by  
12 striking “eight hundred fifty-nine thousand six hun-  
13 dred acres” and inserting “871,593 acres”;

14           (2) in paragraph (29), by striking the period at  
15 the end and inserting “; and”; and

16           (3) by adding at the end the following:

17           “(30) certain land in the Siskiyou National  
18 Forest, comprising approximately 11,922 acres, as  
19 generally depicted on the map entitled ‘Copper  
20 Salmon Wilderness Proposal’ and dated April 1,  
21 2008, to be known as the ‘Copper Salmon Wilder-  
22 ness’.”.

23       (b) MAPS AND LEGAL DESCRIPTION.—

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

1 Agriculture (referred to in this Act as the “Sec-  
2 retary”) shall file a map and a legal description of  
3 the Copper Salmon Wilderness with—

4 (A) the Committee on Energy and Natural  
5 Resources of the Senate; and

6 (B) the Committee on Natural Resources  
7 of the House of Representatives.

8 (2) FORCE OF LAW.—The map and legal de-  
9 scription filed under paragraph (1) shall have the  
10 same force and effect as if included in this Act, ex-  
11 cept that the Secretary may correct typographical  
12 errors in the map and legal description.

13 (3) BOUNDARY.—If the boundary of the Copper  
14 Salmon Wilderness shares a border with a road, the  
15 Secretary may only establish an offset that is not  
16 more than 150 feet from the centerline of the road.

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

21 **SEC. 3. WILD AND SCENIC RIVER DESIGNATIONS, ELK**  
22 **RIVER, OREGON.**

23 Section 3(a)(76) of the Wild and Scenic Rivers Act  
24 (16 U.S.C. 1274(a)(76)) is amended—

1           (1) in the matter preceding subparagraph (A),  
2           by striking “19-mile segment” and inserting “28.2-  
3           mile segment”;

4           (2) in subparagraph (A), by striking “; and”  
5           and inserting a period; and

6           (3) by striking subparagraph (B) and inserting  
7           the following:

8                   “(B)(i) The approximately 0.6-mile seg-  
9                   ment of the North Fork Elk from its source in  
10                   sec. 21, T. 33 S., R. 12 W., Willamette Merid-  
11                   ian, downstream to 0.01 miles below Forest  
12                   Service Road 3353, as a scenic river.

13                   “(ii) The approximately 5.5-mile segment  
14                   of the North Fork Elk from 0.01 miles below  
15                   Forest Service Road 3353 to its confluence with  
16                   the South Fork Elk, as a wild river.

17                   “(C)(i) The approximately 0.9-mile seg-  
18                   ment of the South Fork Elk from its source in  
19                   the southeast quarter of sec. 32, T. 33 S., R.  
20                   12 W., Willamette Meridian, downstream to  
21                   0.01 miles below Forest Service Road 3353, as  
22                   a scenic river.

23                   “(ii) The approximately 4.2-mile segment  
24                   of the South Fork Elk from 0.01 miles below



1           (b) MAP AND LEGAL DESCRIPTION.—As soon as  
2 practicable after the date of the enactment of this Act,  
3 the Secretary shall file with the Committee on Natural Re-  
4 sources of the House of Representatives and the Com-  
5 mittee on Energy and Natural Resources of the Senate  
6 a map and legal description of potential wilderness area  
7 designated by subsection (a). The map and legal descrip-  
8 tion shall have the same force and effect as if included  
9 in this Act, except that the Secretary may correct clerical  
10 and typographical errors in the map and description. In  
11 the case of any discrepancy between the acreage specified  
12 in subsection (a) and the map, the map shall control. The  
13 map and legal description shall be on file and available  
14 for public inspection in the Office of the Chief of the For-  
15 est Service.

16           (c) MANAGEMENT.—Except as provided in subsection  
17 (d) and subject to valid existing rights, the Secretary shall  
18 manage the potential wilderness area designated by sub-  
19 section (a) as wilderness until its designated as wilderness  
20 under subsection (e).

21           (d) ECOLOGICAL RESTORATION.—

22               (1) IN GENERAL.—For the purposes of imple-  
23 menting the planned ecological restoration approved  
24 by the Decision Notice and Finding of No Signifi-  
25 cant Impact for the Environmental Assessment for

1 the Coastal Healthy Forest Treatments, dated May  
2 25, 2007, the Secretary may use motorized equip-  
3 ment and mechanized transport in the potential wil-  
4 derness area until its designated as wilderness under  
5 subsection (e).

6 (2) LIMITATION.—To the maximum extent  
7 practicable, the Secretary shall use the minimum  
8 tool or administrative practice necessary to accom-  
9 plish ecological restoration under paragraph (1) with  
10 the least amount of adverse impact on wilderness  
11 character and resources.

12 (e) EVENTUAL WILDERNESS DESIGNATION.—The  
13 potential wilderness area designated by subsection (a)  
14 shall be designated as wilderness on the earlier of—

15 (1) the date on which the Secretary publishes in  
16 the Federal Register notice that the conditions in  
17 the potential wilderness area that are incompatible  
18 with the Wilderness Act (16 U.S.C. 1131 et seq.)  
19 have been removed; or

20 (2) the date that is 10 years after the date of  
21 the enactment of this Act.

22 (f) INCORPORATION INTO COPPER SALMON WILDER-  
23 NESS; ADMINISTRATION.—On its designation as wilder-  
24 ness under subsection (e), the potential wilderness area  
25 designated by subsection (a) shall be—

1           (1) incorporated into the Copper Salmon Wil-  
2           derness; and

3           (2) administered in accordance with the Wilder-  
4           ness Act, the Oregon Wilderness Act of 1984, and  
5           other laws applicable to the Copper Salmon Wilder-  
6           ness, except that, with respect to the potential wil-  
7           derness area, any reference in the Wilderness Act to  
8           the effective date of that Act shall be deemed to be  
9           a reference to the date on which the lands are des-  
10          ignated as wilderness under subsection (e).

Passed the House of Representatives April 22, 2008.

Attest:

*Clerk.*



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