

Union Calendar No. 280

103D CONGRESS
2D SESSION

H. R. 2473

[Report No. 103-487, Parts I and II]

A BILL

To designate certain National Forest lands in the State of Montana as wilderness, to release other National Forest lands in the State of Montana for multiple use management, and for other purposes.

MAY 11, 1994

Committee on Merchant Marine and Fisheries discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Union Calendar No. 280

103^D CONGRESS
2^D SESSION

H. R. 2473

[Report No. 103-487, Parts I and II]

To designate certain National Forest lands in the State of Montana as wilderness, to release other National Forest lands in the State of Montana for multiple use management, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 18, 1993

Mr. WILLIAMS introduced the following bill; which was referred jointly to the Committees on Agriculture and Natural Resources

APRIL 28, 1994

Reported from the Committee on Natural Resources with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

MAY 10, 1994

The amendment recommended by the Committee on Natural Resources referred to the Committee on Merchant Marine and Fisheries for a period ending not later than May 11, 1994, for consideration of such provisions of the amendment as fall within the jurisdiction of that committee pursuant to clause 1(m), rule X

MAY 10, 1994

Reported from the Committee on Agriculture

MAY 11, 1994

Committee on Merchant Marine and Fisheries discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[For text of introduced bill, see copy of bill as introduced on June 18, 1993]

A BILL

To designate certain National Forest lands in the State of Montana as wilderness, to release other National Forest lands in the State of Montana for multiple use management, 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 referred to as “The Montana Wilder-*
5 *ness Act of 1994”.*

6 **SEC. 2. FINDINGS AND PURPOSES.**

7 *(a) FINDINGS.—The Congress finds that—*

8 *(1) Many areas of undeveloped National Forest*
9 *System lands in the State of Montana possess out-*
10 *standing natural characteristics which give them high*
11 *value as wilderness and will, if properly preserved,*
12 *contribute as an enduring resource of wild land for*
13 *the benefit of the American people.*

14 *(2) The existing Department of Agriculture Land*
15 *and Resource Management Plans for Forest System*
16 *lands in the State of Montana have identified areas*
17 *which, on the basis of their land form, ecosystem, as-*
18 *sociated wildlife, and location will help to fulfill the*
19 *National Forest System’s share of a quality National*
20 *Wilderness Preservation System.*

1 (3) *The existing Department of Agriculture Land*
2 *and Resource Management Plans for National Forest*
3 *System lands in the State of Montana and the related*
4 *congressional review of such lands have also identified*
5 *areas that do not possess outstanding wilderness at-*
6 *tributes or possess outstanding energy, mineral, tim-*
7 *ber, grazing, dispersed recreation, or other values.*
8 *Such areas should not be designated as components of*
9 *the National Wilderness Preservation System.*

10 (4) *Montanans and those interested in Mon-*
11 *tana's wildlands have been fully involved in the for-*
12 *mulation of this wilderness proposal. That the wilder-*
13 *ness designations recommended in this legislation*
14 *have been developed with the support of Montana wil-*
15 *derness advocates and is therefore the product of years*
16 *of negotiations.*

17 (b) *PURPOSES.—The purposes of this Act are to—*

18 (1) *designate certain National Forest System*
19 *lands in the State of Montana as components of the*
20 *National Wilderness Preservation System, in further-*
21 *ance of the purposes of the Wilderness Act (16 U.S.C.*
22 *1131 et seq.), in order to preserve the wilderness char-*
23 *acter of the land and to protect watersheds and wild-*
24 *life habitat, preserve scenic and historic resources,*

1 *and promote scientific research, primitive recreation,*
2 *solitude, and physical and mental challenge; and*

3 *(2) ensure that certain other National Forest*
4 *System lands in the State of Montana will be made*
5 *available for uses other than wilderness in accordance*
6 *with applicable national forest laws, planning proce-*
7 *dures and the provisions of this Act.*

8 **SEC. 3. WILDERNESS DESIGNATIONS.**

9 *(a) DESIGNATION.—In furtherance of the purposes of*
10 *the Wilderness Act of 1964, the following lands in the State*
11 *of Montana are designated as wilderness and, therefore, as*
12 *components of the National Wilderness Preservation Sys-*
13 *tem:*

14 *(1) Certain lands in the Beaverhead, Bitterroot,*
15 *and Deerlodge National Forests, which comprise ap-*
16 *proximately 31,600 acres, as generally depicted on a*
17 *map entitled “Anaconda-Pintler Wilderness Addi-*
18 *tions—Proposed” (North Big Hole, Storm Lake,*
19 *Upper East Fork), dated March 1994, and which are*
20 *hereby incorporated in and shall be deemed to be a*
21 *part of the Anaconda-Pintler Wilderness.*

22 *(2) Certain lands in the Beaverhead National*
23 *Forest, which comprise approximately 33,000 acres,*
24 *as generally depicted on a map entitled “Italian*
25 *Peaks Wilderness—Proposed”, dated March 1994, and*

1 *which shall be known as the Italian Peaks Unit of the*
2 *Howard Zahnizer Great Divide Wilderness.*

3 (3) *Certain lands in the Beaverhead National*
4 *Forest, which comprise approximately 84,920 acres,*
5 *as generally depicted on a map entitled “East Pio-*
6 *neer Wilderness—Proposed”, dated March 1994, and*
7 *which shall be known as the East Pioneer Wilderness.*

8 (4) *Certain lands in the Beaverhead National*
9 *Forest, Montana, comprising approximately 40,000*
10 *acres, as generally depicted on a map entitled “West*
11 *Big Hole Wilderness—Proposed”, dated March 1994,*
12 *and which shall be known as the West Big Hole Unit*
13 *of the Howard Zahnizer Great Divide Wilderness.*

14 (5) *Certain lands in the Bitterroot, Deerlodge,*
15 *and Lolo National Forests, which comprise approxi-*
16 *mately 76,600 acres, as generally depicted on a map*
17 *entitled “Stony Mountain Wilderness—Proposed”,*
18 *dated March 1994, and which shall be known as the*
19 *Stony Mountain Wilderness. The provisions of section*
20 *4 of this Act shall not apply to the portion of such*
21 *lands within the drainage of the Burnt Fork.*

22 (6) *Certain lands in the Bitterroot and Lolo Na-*
23 *tional Forests, which comprise approximately 55,500*
24 *acres, as generally depicted on maps entitled*
25 *“Selway-Bitterroot Wilderness Additions—Proposed”,*

1 *dated March 1994, and which are hereby incorporated*
2 *in and shall be deemed to be a part of the Selway-*
3 *Bitterroot Wilderness.*

4 *(7) Certain lands in the Custer National Forest,*
5 *which comprise approximately 13,700 acres, as gen-*
6 *erally depicted on a map entitled “Pryor Mountains*
7 *Wilderness—Proposed”, dated March 1994, and*
8 *which shall be known as the Pryor Mountains Wilder-*
9 *ness.*

10 *(8) Certain lands in the Custer National Forest,*
11 *which comprise approximately 28,000 acres, as gen-*
12 *erally depicted on a map entitled “Custer Absaroka*
13 *Beartooth Wilderness Additions—Proposed” (Burnt*
14 *Mountain, Timberline Creek, Stateline, Line Creek*
15 *Plateau, and Mystic Lake), dated March 1994, and*
16 *which are hereby incorporated in and shall be deemed*
17 *to be a part of the Absaroka Beartooth Wilderness.*

18 *(9) Certain lands in the Deerlodge and Helena*
19 *National Forests, which comprise approximately*
20 *26,800 acres, as generally depicted on a map entitled*
21 *“Blackfoot Meadow-Electric Peak Wilderness—Pro-*
22 *posed”, dated March 1994, and which shall be known*
23 *as the Blackfoot Meadow Unit of the Howard*
24 *Zahnizer Great Divide Wilderness.*

1 (10) *Certain lands in the Flathead and Kootenai*
2 *National Forests, which comprise approximately*
3 *120,400 acres, as generally depicted on a map enti-*
4 *tled “North Fork Wilderness—Proposed (Tuchuck,*
5 *Thompson-Seton, and Mount Hefty)”, dated March*
6 *1994, and which shall be known as the North Fork*
7 *Wilderness.*

8 (11) *Certain lands in the Flathead, Helena,*
9 *Lolo, and Lewis and Clark National Forests, which*
10 *comprise approximately 261,440 acres, as generally*
11 *depicted on maps entitled “Arnold Bolle Additions to*
12 *the Bob Marshall Wilderness—Proposed” (Silver*
13 *King-Falls Creek, Renshaw, Clearwater-Monture,*
14 *Deep Creek, Teton High Peak, Volcano Reef, Slippery*
15 *Bill, Limestone Cave, Choteau Mountain, and Crown*
16 *Mountain, Lost Jack, Spotted Bear), dated March*
17 *1994, which shall be known as the Arnold Bolle-Bob*
18 *Marshall Wilderness Additions and are incorporated*
19 *in and shall be deemed to be a part of the Bob Mar-*
20 *shall Wilderness.*

21 (12) *Certain lands in the Flathead National*
22 *Forest, which comprise approximately 960 acres, as*
23 *generally depicted on a map entitled “Mission Moun-*
24 *tains Wilderness Additions—Proposed”, dated March*
25 *1994, and which are hereby incorporated in and shall*

1 *be deemed to be a part of the Mission Mountain Wil-*
2 *derness.*

3 *(13) Certain lands in the Flathead and Lolo Na-*
4 *tional Forests, comprising approximately 175,500*
5 *acres, as generally depicted on maps entitled “Jewel*
6 *Basin/Swan Wilderness—Proposed”, dated March*
7 *1994. Those lands contiguous to the west slope of the*
8 *Bob Marshall Wilderness referred to in this para-*
9 *graph are hereby incorporated in and shall be deemed*
10 *to be a part of the Bob Marshall Wilderness, while the*
11 *remaining lands shall be known as the Swan Crest*
12 *Wilderness, the boundaries of which are depicted on*
13 *the map referenced in this paragraph.*

14 *(14) Certain lands in the Gallatin National For-*
15 *est, which comprise approximately 14,440 acres, as*
16 *generally depicted on a map entitled “Gallatin Absa-*
17 *roka Beartooth Wilderness Additions—Proposed”*
18 *(Dexter Point, Tie Creek and Mt. Rae), dated March*
19 *1994, and which are hereby incorporated in and shall*
20 *be deemed to be a part of the Absaroka Beartooth Wil-*
21 *derness.*

22 *(15) Certain lands in the Gallatin and Beaver-*
23 *head National Forests, which comprise approximately*
24 *20,400 acres, as generally depicted on a map entitled*
25 *“Lee Metcalf Cowboys Heaven Addition—Proposed”,*

1 *dated March 1994, and which are hereby incorporated*
2 *in and shall be deemed to be a part of the Lee Metcalf*
3 *Wilderness.*

4 *(16) Certain lands in the Gallatin National For-*
5 *est, which comprise approximately 18,300 acres, as*
6 *generally depicted on a map entitled “Earthquake*
7 *Wilderness—Proposed”, dated March 1994, and*
8 *which shall be known as the Earthquake Unit of the*
9 *Howard Zahnizer Great Divide Wilderness.*

10 *(17) Certain lands in the Helena National For-*
11 *est, which comprise approximately 22,900 acres, as*
12 *generally depicted on a map entitled “Camas Creek*
13 *Wilderness—Proposed”, dated March 1994, and*
14 *which shall be known as the Camas Creek Wilderness.*

15 *(18) Certain lands in the Helena National For-*
16 *est, which comprise approximately 15,000 acres, as*
17 *generally depicted on a map entitled “Mount Baldy*
18 *Wilderness—Proposed”, dated March 1994, and*
19 *which shall be known as the Mount Baldy Wilderness.*

20 *(19) Certain lands in the Helena National For-*
21 *est, Montana, which comprise approximately 10,000*
22 *acres, as generally depicted on a map entitled “Gates*
23 *of the Mountains Wilderness Additions—Proposed”*
24 *(Big Log), dated March 1994, and which are hereby*

1 *incorporated in and shall be deemed to be part of the*
2 *Gates of the Mountain Wilderness.*

3 *(20) Certain lands in the Helena National For-*
4 *est, which comprise approximately 10,700 acres, as*
5 *generally depicted on a map entitled “Black Moun-*
6 *tain Wilderness—Proposed”, dated March 1994, and*
7 *which shall be known as the Black Mountain Unit of*
8 *the Howard Zahniser Great Divide Wilderness.*

9 *(21) Certain lands in the Kootenai National*
10 *Forest, which comprise approximately 39,620 acres,*
11 *as generally depicted on a map entitled “Cabinet*
12 *Mountains Wilderness Additions—Proposed”, dated*
13 *March 1994, and which are hereby incorporated in*
14 *and shall be deemed to be part of the Cabinet Moun-*
15 *tains Wilderness.*

16 *(22) Certain lands in the Kaniksu and Kootenai*
17 *National Forest, which comprise approximately*
18 *52,000 acres, as generally depicted on a map entitled*
19 *“Scotchman Peaks Wilderness—Proposed”, dated*
20 *March 1994, which shall be known as the Scotchman*
21 *Peaks Wilderness.*

22 *(23) Certain lands in the Kootenai National*
23 *Forest which comprise approximately 42,000 acres, as*
24 *generally depicted on a map entitled “Yaak Wilder-*
25 *ness—Proposed” (Roderick Mountain, Grizzly Peak,*

1 *Dark Mountain), dated March 1994, which shall be*
2 *known as the Yaak Wilderness.*

3 *(24) Certain lands in the Kootenai and Lolo Na-*
4 *tional Forests, which comprise approximately 17,900*
5 *acres, as generally depicted on a map entitled “Cata-*
6 *ract Peak Wilderness—Proposed”, dated March 1994,*
7 *which shall be known as the Cataract Peak Wilder-*
8 *ness.*

9 *(25) Certain lands in the Lolo National Forest,*
10 *which comprise approximately 19,400 acres, as gen-*
11 *erally depicted on a map entitled “Cube Iron/Mount*
12 *Silcox Wilderness—Proposed”, dated March 1994,*
13 *which shall be known as the Cube Iron/Mount Silcox*
14 *Wilderness.*

15 *(26) Certain lands in the Lolo National Forest,*
16 *which comprise approximately 94,700 acres, as gen-*
17 *erally depicted on a map entitled “Great Burn Wil-*
18 *derness—Proposed”, dated March 1994, which shall*
19 *be known as the Great Burn Wilderness.*

20 *(27) Certain lands in the Lolo National Forest,*
21 *which comprise approximately 60,100 acres, as gen-*
22 *erally depicted on a map entitled “Quigg Peak Wil-*
23 *derness—Proposed”, dated March 1994, which shall*
24 *be known as the Quigg Peak Wilderness.*

1 (28) *Certain lands in the Kootenai National*
2 *Forest, which comprise approximately 24,600 acres,*
3 *as generally depicted on a map entitled “Trout Creek*
4 *Wilderness—Proposed”, dated March 1994, and*
5 *which shall be known as the Trout Creek Wilderness.*

6 (29) *Certain lands in the Helena National For-*
7 *est, which comprise approximately 21,700 acres, as*
8 *generally depicted on a map entitled “Nevada Moun-*
9 *tain Wilderness—Proposed”, dated March 1994, and*
10 *which shall be known as the Nevada Mountain Unit*
11 *of the Howard Zahnizer Great Divide Wilderness.*

12 (30) *Certain lands in the Helena National For-*
13 *est, which comprise approximately 56,100 acres, as*
14 *generally depicted on a map entitled “Elkhorn Wil-*
15 *derness—Proposed”, dated March 1994, and which*
16 *shall be known as the Elkhorn Wilderness.*

17 (31) *Certain lands in the Gallatin National For-*
18 *est, which comprise approximately 500 acres, as gen-*
19 *erally depicted on a map entitled “North Absaroka*
20 *Wilderness Addition—Proposed (Republic Moun-*
21 *tain)”, dated March 1994, and which are hereby in-*
22 *corporated in and shall be deemed a part of the North*
23 *Absaroka Wilderness.*

24 (32) *Certain lands in the Beaverhead National*
25 *Forest, which comprises approximately 90,000 acres,*

1 *as generally depicted on a map entitled “Snowcrest*
2 *Wilderness—Proposed”*, dated March 1994 and shall
3 *be known as the Snowcrest Wilderness.*

4 (33) *Certain lands in the Beaverhead National*
5 *Forest, which comprise approximately 4,700 acres, as*
6 *generally depicted on a map entitled “Mount Jeffer-*
7 *son Wilderness—Proposed”*, dated March 1994 and
8 *shall be known as the Mount Jefferson Unit of the*
9 *Howard Zahnizer Great Divide Wilderness.*

10 (34) *Certain lands in the Deerlodge National*
11 *Forest which comprise about 30,300 acres, as gen-*
12 *erally, depicted on a map entitled “Flint Creek Wil-*
13 *derness—Proposed”*, dated March 1994 and shall be
14 *known as the Flint Creek Wilderness.*

15 (35) *Certain lands in the Gallatin and Lewis*
16 *and Clark National Forests, which comprise approxi-*
17 *mately 34,800 acres, as generally depicted on a map*
18 *entitled “Crazy Mountain Wilderness—Proposed”*,
19 *dated March 1994 and shall be known as the Crazy*
20 *Mountain Wilderness.*

21 (36) *Certain lands in the Beaverhead and*
22 *Deerlodge National Forests, which comprise approxi-*
23 *mately 19,500 acres, as generally depicted on a map*
24 *entitled “Tobacco Roots Wilderness—Proposed”*, dated

1 *March 1994, and shall be known as the Tobacco Roots*
2 *Wilderness.*

3 *(b) MAPS AND DESCRIPTIONS.—(1) The Secretary of*
4 *Agriculture (hereinafter referred to as the “Secretary”) shall*
5 *file the maps referred to in this section and legal descrip-*
6 *tions of each wilderness area designated by this section with*
7 *the Committee on Energy and Natural Resources of the*
8 *United States Senate and the Committee on Natural Re-*
9 *sources of the United States House of Representatives, and*
10 *each such map and legal description shall have the same*
11 *force and effect as if included in this Act.*

12 *(2) The Secretary may correct clerical and typo-*
13 *graphical errors in the maps and legal descriptions submit-*
14 *ted pursuant to this section.*

15 *(3) Each map and legal description referred to in this*
16 *section shall be on file and available for public inspection*
17 *in the office of the Chief of the Forest Service, Washington,*
18 *D.C. and at the office of the Regional Forester of the North-*
19 *ern Region.*

20 *(c) ADMINISTRATION.—Subject to valid existing rights,*
21 *each wilderness area designated by this section shall be ad-*
22 *ministered by the Secretary of Agriculture in accordance*
23 *with the provisions of the Wilderness Act of 1964, except*
24 *that, with respect to any area designated in this section,*
25 *any reference to the effective date of the Wilderness Act shall*

1 *be deemed to be a reference to the date of enactment of this*
2 *Act.*

3 (d) *WILDERNESS AREA PERIMETERS.*—*Congress does*
4 *not intend that the designation of wilderness areas in this*
5 *section will lead to the creation of protective perimeters or*
6 *buffer zones around such areas. The fact that nonwilderness*
7 *activities or uses can be seen or heard from areas within*
8 *a wilderness area shall not, of itself, preclude such activities*
9 *or uses up to the boundary of the wilderness area.*

10 (e) *GRAZING.*—*The grazing of livestock, where estab-*
11 *lished prior to the date of enactment of this Act, in wilder-*
12 *ness areas designated in this section shall be administered*
13 *in accordance with section 4(d)(4) of the Wilderness Act of*
14 *1964 and section 108 of an Act entitled “An Act to des-*
15 *ignate certain National Forest System Lands in the States*
16 *of Colorado, South Dakota, Missouri, South Carolina, and*
17 *Louisiana for inclusion in the National Wilderness Preser-*
18 *vation System, and for other purposes” (94 Stat. 3271; 16*
19 *U.S.C. 1133 note).*

20 (f) *STATE FISH AND GAME AUTHORITY.*—*In accord-*
21 *ance with section 4(d)(7) of the Wilderness Act of 1964,*
22 *nothing in this Act shall be construed as affecting the juris-*
23 *isdiction or responsibilities of the State of Montana with re-*
24 *spect to wildlife and fish in the national forests of Montana.*

1 (g) *HUNTING.*—*Nothing in this Act or the Wilderness*
2 *Act of 1964 shall be construed to prohibit hunting within*
3 *the wilderness areas designated in this section.*

4 (h) *COLLECTION DEVICES.*—(1) *Within the wilderness*
5 *areas designated in this section, maintenance and replace-*
6 *ment of essential hydrological, meteorological, or climato-*
7 *logical collection devices and ancillary facilities are per-*
8 *mitted, subject to such conditions as the Secretary deems*
9 *desirable.*

10 (2) *Access to the devices and facilities described in*
11 *paragraph (1) shall be by the least intrusive practicable*
12 *means available as determined by the Secretary. Access, in-*
13 *stallation, and maintenance shall be compatible with the*
14 *provisions of the Wilderness Act.*

15 (i) *FACA.*—*The provisions of the Federal Advisory*
16 *Committee Act notwithstanding, the wilderness managing*
17 *agencies are hereby authorized to use citizen advisory*
18 *groups, task forces, and ad hoc committees among the public*
19 *involvement techniques employed to assist the agencies in*
20 *the development of wilderness management direction.*

21 **SEC. 4. WATER.**

22 (a) *FINDINGS, PURPOSES, AND DEFINITIONS.*—(1) *The*
23 *Congress finds that—*

24 (A) *the lands designated as wilderness by this*
25 *Act are located at the headwaters of the streams and*

1 *rivers on those lands, with no actual or proposed*
2 *water resource facilities located upstream from such*
3 *lands and no opportunities for diversion, storage, or*
4 *other uses of water occurring outside such lands that*
5 *would adversely affect the wilderness values of such*
6 *lands;*

7 *(B) the lands designated as wilderness by this*
8 *Act are not suitable for use for development of new*
9 *water resource facilities, or for the expansion of exist-*
10 *ing water resource facilities; and*

11 *(C) therefore, it is possible to provide for proper*
12 *management and protection of the water-related wil-*
13 *derness values of such lands in ways different from*
14 *those utilized in other legislation designating as wil-*
15 *derness lands not sharing the attributes of the lands*
16 *designated as wilderness by this Act.*

17 *(2) The purpose of this section is to protect the water-*
18 *related wilderness values of the lands designated as wilder-*
19 *ness by this Act by means other than those based on a Fed-*
20 *eral reserved water right.*

21 *(3) As used in this section—*

22 *(A) the term “water resource facility” means ir-*
23 *rigation and pumping facilities, reservoirs, water*
24 *conservation works, aqueducts, canals, ditches, pipe-*
25 *lines, wells, hydropower projects, and transmission*

1 *and other ancillary facilities, and other water diver-*
2 *sion, storage, and carriage structures; and*

3 *(B) the term “historic”, used with reference to*
4 *rates of flow, quantities of use, or timing or frequency*
5 *of use of water, means the pattern of actual average*
6 *annual use or operation of a facility prior to the date*
7 *of enactment of this Act.*

8 *(b) RESTRICTION ON CLAIMS AND CLARIFICATION OF*
9 *EFFECT.—(1) Notwithstanding any other provision of law,*
10 *no court or agency shall have any jurisdiction under any*
11 *Act of Congress (including the “McCarran Amendment”, 43*
12 *U.S.C. 666) to consider any claim on behalf of the United*
13 *States asserted by the Secretary or by any other person to*
14 *or for water or water rights in the State of Montana based*
15 *on any construction of any portion of this Act, or the des-*
16 *ignation of any lands as wilderness by this Act, as con-*
17 *stituting an express or implied reservation of water or*
18 *water rights.*

19 *(2)(A) Nothing in this Act shall be construed as a dis-*
20 *claimer, relinquishment, or reduction of any water rights*
21 *held or claimed by the United States in the State of Mon-*
22 *tana on or before the date of enactment of this Act.*

23 *(B) Nothing in this Act shall be construed as constitut-*
24 *ing an interpretation of any other Act or any designation*
25 *made by or pursuant thereto.*

1 (C) *Nothing in this Act shall be construed as establish-*
2 *ing a precedent with regard to any future wilderness des-*
3 *ignations.*

4 (c) *PROHIBITION OF NEW OR EXPANDED PROJECTS.—*

5 (1) *Notwithstanding any other provision of law, on and*
6 *after the date of enactment of this Act neither the President*
7 *nor any other officer, employee, or agent of the United*
8 *States shall fund, assist, authorize, or issue a license or per-*
9 *mit for, or exempt from licensing or permitting—*

10 (A) *the development of any new water resource*
11 *facility within the lands designated as wilderness or*
12 *for wilderness study by this Act; or*

13 (B) *the enlargement of a water resource facility*
14 *or the expansion of the historic rate of diversion,*
15 *quantity of use, or timing or frequency of use of a*
16 *water resource facility that is located within or that*
17 *would adversely affect the wilderness values of lands*
18 *designated as wilderness or for wilderness study by*
19 *this Act.*

20 (2) *Except as provided in subsection (d) of this section,*
21 *nothing in this Act shall be construed to affect or limit oper-*
22 *ation, maintenance, repair, modification, or replacement*
23 *without enlargement of water resource facilities in existence*
24 *on the date of enactment of this Act located within the*

1 *boundaries of the lands designated as wilderness or for wil-*
2 *derness study by this Act.*

3 (d) *ACCESS AND OPERATION.*—(1) *Subject to the pro-*
4 *visions of this subsection, the Secretary shall allow reason-*
5 *able access to water resource facilities in existence on the*
6 *date of enactment of this Act located within lands des-*
7 *ignated as wilderness or for wilderness study by this Act,*
8 *including motorized access where necessary and customar-*
9 *ily employed on routes existing as of the date of enactment*
10 *of this Act.*

11 (2) *Subject to the provisions of this subsection, the Sec-*
12 *retary, to the extent required for the continued exercise of*
13 *any valid water rights associated with such facilities, shall*
14 *allow the present diversion, carriage, and storage capacity*
15 *of water resource facilities existing on the date of enactment*
16 *of this Act located within lands designated as wilderness*
17 *or for wilderness study by this Act, and access routes to*
18 *such facilities existing and customarily employed as of such*
19 *date, to be operated, maintained, repaired, and replaced as*
20 *necessary to maintain the present function, design, and*
21 *serviceable operation of such facilities and routes, so long*
22 *as such activities have no greater adverse impacts on wil-*
23 *derness values than as of the date of enactment of this Act.*

24 (3) *Water resource facilities, and access routes serving*
25 *such facilities, existing on the date of enactment of this Act*

1 *shall be maintained and repaired when and to the extent*
2 *necessary to prevent increased adverse impacts on wilder-*
3 *ness values.*

4 *(4) There shall be no enlargement in the historic rate*
5 *of diversion, quantity of use, or timing or frequency of use*
6 *of water resource facilities existing on the date of enactment*
7 *of this Act located within lands designated as wilderness*
8 *or for wilderness study by this Act.*

9 *(e) MONITORING AND IMPLEMENTATION.—(1) The Sec-*
10 *retary of Agriculture shall monitor the operation of and ac-*
11 *cess to water resource facilities within the boundaries of the*
12 *lands designated as wilderness and for wilderness study by*
13 *this Act, and shall take all steps that the Secretary finds*
14 *necessary or desirable in order to further the protection of*
15 *the resources and values of such lands and to implement*
16 *the provisions of this section, including, to the extent con-*
17 *sistent with this Act, the utilization of any procedures*
18 *available under Federal or State law, including laws of the*
19 *State of Montana concerning either the utilization of water*
20 *or the establishment, adjudication, and administration of*
21 *water rights.*

22 *(2) In implementing subsection (d)(3), the Secretary*
23 *may require the owners of water resource facilities or par-*
24 *ties entitled to use access routes to perform necessary main-*
25 *tenance or repairs, and may require the relocation or re-*

1 *moval of such facilities or such routes if such necessary*
2 *maintenance or repairs are not performed or not feasible*
3 *or such facilities or routes are no longer in use.*

4 (f) *APPLICATION TO OTHER AREAS.*—Solely for pur-
5 *poses of implementation of subsections (c), (d), and (e) of*
6 *this section, lands in Montana which as of the date of enact-*
7 *ment of this Act are managed as wilderness study areas*
8 *pursuant to Public Law 95–150 shall be deemed to have*
9 *been designated for wilderness study by this Act, and such*
10 *lands shall be managed pursuant to the provisions of such*
11 *subsections in addition to other applicable provisions of*
12 *law.*

13 **SEC. 5. SPECIAL MANAGEMENT AREAS.**

14 (a) *DESIGNATIONS.*—For the purposes of conserving,
15 *protecting and enhancing the exceptional scenic, fish and*
16 *wildlife, biological, educational and recreational values of*
17 *certain National Forest System lands in the State of Mon-*
18 *tana, the following designations are made:*

19 (1) *The Mount Helena National Education and*
20 *Recreation Area located in the Helena National For-*
21 *est, comprising approximately 5,220 acres, as gen-*
22 *erally depicted on a map entitled “Mount Helena Na-*
23 *tional Education and Recreation Area—Proposed”,*
24 *dated March 1994.*

1 (2) *The Hyalite National Education and Recre-*
2 *ation Area located in the Gallatin National Forest,*
3 *comprising approximately 18,900 acres, as generally*
4 *depicted on a map entitled “Hyalite National Edu-*
5 *cation and Recreation Area—Proposed”, dated March*
6 *1994.*

7 (3) *The Northwest Peak National Recreation*
8 *Area located in the Kaniksu and Kootenai National*
9 *Forests, comprising approximately 16,700 acres, as*
10 *generally depicted on a map entitled “Northwest Peak*
11 *National Recreation and Scenic Area—Proposed”,*
12 *dated March 1994.*

13 (4) *The Buckhorn Ridge National Recreation*
14 *Area located in the Kaniksu and Kootenai National*
15 *Forests, comprising approximately 22,600 acres, as*
16 *generally depicted on a map entitled “Buckhorn*
17 *Ridge National Recreation Area—Proposed”, dated*
18 *March 1994.*

19 (5) *The West Big Hole National Recreation Area*
20 *located in the Beaverhead National Forest, compris-*
21 *ing approximately 90,000 acres, as generally depicted*
22 *on a map entitled “West Big Hole National Recre-*
23 *ation Area—Proposed”, dated March 1994, and*
24 *which shall be known as the West Big Hole National*
25 *Recreation Area.*

1 (6) *The LeBeau Natural Area located on the*
2 *Kootenai and Flathead National Forests comprising*
3 *approximately 5,350 acres, as generally depicted on a*
4 *map entitled “LeBeau Natural Area—Proposed”,*
5 *dated March 1994.*

6 (7) *The Ross Creek Cedars Natural Area located*
7 *on the Kootenai National Forest comprising approxi-*
8 *mately 700 acres, as generally depicted on a map en-*
9 *titled “Ross Creek Cedars Natural Area—Proposed”,*
10 *dated March 1994.*

11 (8) *The McIntire Natural Area located on the*
12 *Kootenai National Forest comprising approximately*
13 *75,000 acres, as generally depicted on a map entitled*
14 *“McIntire Natural Area—Proposed”, dated March*
15 *1994.*

16 (b) *MAPS AND BOUNDARY DESCRIPTIONS.—The Sec-*
17 *retary shall file a map and boundary description for each*
18 *area referred to in this section with the Committee on En-*
19 *ergy and Natural Resources, United States Senate, and the*
20 *Committee on Natural Resources, United States House of*
21 *Representatives, and each such map and boundary descrip-*
22 *tion shall have the same force and effect as if included in*
23 *this Act: Provided, That the Secretary may correct clerical*
24 *and typographical errors in such maps and boundary de-*
25 *scriptions. Each such map and boundary description shall*

1 *be on file and available for public inspection in the office*
2 *of the Chief of the Forest Service and the office of the Re-*
3 *gional Forester of the Northern Region.*

4 *(c) MANAGEMENT.—(1) Except as otherwise may be*
5 *provided in this subsection, the Secretary shall administer*
6 *the areas designated in subsection (a) so as to achieve the*
7 *purposes of their designation and in accordance with the*
8 *laws and regulations applicable to the National Forest Sys-*
9 *tem.*

10 *(2) Subject to valid existing rights, all federally owned*
11 *lands within the areas designated in subsection (a) are here-*
12 *by withdrawn from all forms of entry, appropriation and*
13 *disposal under the mining and public land laws, and dis-*
14 *position under the geothermal and mineral leasing laws.*

15 *(3) Commercial timber harvesting is prohibited in the*
16 *areas designated by this section with the following excep-*
17 *tions:*

18 *(A) Nothing in this Act shall preclude such*
19 *measures which the Secretary, in his discretion,*
20 *deems necessary in the event of fire, or infestation of*
21 *insects or disease.*

22 *(B) Fuel wood, post and pole gathering may be*
23 *permitted.*

24 *(C) Commercial timber harvesting may be per-*
25 *mitted in the Hyalite National Recreation and Edu-*

1 *cation Area, but must be compatible with the pur-*
2 *poses of its designation.*

3 *(4) Where the Secretary determines that such use is*
4 *compatible with the purposes for which an area is des-*
5 *ignated, the use of motorized equipment may be permitted*
6 *in the areas subject to applicable law and applicable land*
7 *and resource management plans.*

8 *(5) The grazing of livestock, where established prior to*
9 *the date of enactment of this Act may be permitted to con-*
10 *tinue subject to applicable law and regulations of the Sec-*
11 *retary.*

12 *(d) NATIONAL EDUCATION AND RECREATION AREAS*
13 *AND NATURAL AREAS.—(1) The Secretary shall manage the*
14 *Mount Helena and Hyalite National Education and Recre-*
15 *ation Areas with a focus on education. All management ac-*
16 *tivities shall be conducted in a manner that provides the*
17 *public with an opportunity to become better informed about*
18 *natural resource protection and management.*

19 *(2) The Secretary shall manage the LeBeau, McIntire*
20 *and Ross Creek Cedars Natural Areas for the enhancement*
21 *of biodiversity and scientific study. These forests' unique*
22 *natural qualities are to be the focus of the area's manage-*
23 *ment.*

24 *(e) LAND AND RESOURCE MANAGEMENT PLANS.—*
25 *Those areas established pursuant to subsection (a) shall be*

1 administered as components of the national forests wherein
2 they are located. Land and resource management plans for
3 the affected national forests prepared in accordance with
4 the Forest and Rangeland Renewable Resources Planning
5 Act, as amended by the National Forest Management Act,
6 shall be amended to be consistent with the purposes for
7 which the areas are designated. The provisions of the na-
8 tional forest land and resource management plan, relating
9 to each area designated by this section, shall also be avail-
10 able to the public in a document separate from the rest of
11 the forest plan.

12 **SEC. 6. WILDERNESS STUDY AREAS.**

13 (a) DESIGNATION.—The following areas are hereby
14 designated as wilderness study areas and shall be managed
15 in accordance with the provisions of this section:

16 (1) Certain lands on the Gallatin National For-
17 est, comprising approximately 21,500 acres, as gen-
18 erally depicted on a map entitled “Sawtooth Moun-
19 tain Wilderness Study Area—Proposed”, dated Sep-
20 tember 1992.

21 (2) Certain lands in the Lolo National Forest
22 which comprise approximately 22,000 acres, as gen-
23 erally depicted on a map entitled “Sheep Mountain
24 Wilderness Study Area—Proposed”, dated November
25 1991.

1 (3) *Certain lands in the Lewis and Clark and*
2 *Gallatin National Forests, which comprise approxi-*
3 *mately 111,700 acres, as generally depicted on a map*
4 *entitled “Crazy Mountain Wilderness Study Area—*
5 *Proposed”, dated October 1992. The Forest Service*
6 *shall complete a study of public and private land con-*
7 *solidation alternatives for this area which shall be*
8 *submitted to the appropriate committees of Congress*
9 *2 years after the date of the enactment of this Act.*

10 (4) *Certain lands in the Gallatin National For-*
11 *est, which comprise approximately 4,500 acres, as*
12 *generally depicted on a map entitled “South Cotton-*
13 *wood Wilderness Study Area—Proposed,” dated Sep-*
14 *tember, 1992, and shall be managed as part of the*
15 *Gallatin Wilderness Study Area in accordance with*
16 *Public Law 95–150.*

17 (5) *Certain lands in the Lewis and Clark Na-*
18 *tional Forest which comprise approximately 100,000*
19 *acres, as generally depicted on a map entitled “Ten-*
20 *derfoot-Deep Creek Wilderness—Proposed”, dated*
21 *March 1994.*

22 (b) *REPORT.—When the forest plans are revised, the*
23 *Secretary shall submit a report to the Committee on Energy*
24 *and Natural Resources of the United States Senate and the*
25 *Committee on Natural Resources of the United States House*

1 *of Representatives containing recommendations as to*
2 *whether the areas designated in subsection (a) should be*
3 *added as components of the National Wilderness Preserva-*
4 *tion System.*

5 *(c) MANAGEMENT.—Subject to valid existing rights,*
6 *the wilderness study areas designated in subsection (a) shall*
7 *be managed to protect their suitability for inclusion in the*
8 *National Wilderness Preservation System.*

9 *(d) MAPS.—The Secretary shall file a map and bound-*
10 *ary description for each area referred to in this section with*
11 *the Committee on Natural Resources, United States House*
12 *of Representatives, and the Committee on Energy and Nat-*
13 *ural Resources, United States Senate, and each such map*
14 *and boundary description shall have the same force and ef-*
15 *fect as if included in this Act: Provided, That correction*
16 *of clerical and typographical errors in these maps may be*
17 *made. Each map and boundary description shall be on file*
18 *and available for public inspection in the office of the Chief*
19 *of the Forest Service and the Regional Forester of the North-*
20 *ern Region.*

21 **SEC. 7. BADGER-TWO MEDICINE AREA.**

22 *(a) WITHDRAWAL.—(1) Subject to valid existing rights*
23 *including rights held by the Blackfeet Nation under existing*
24 *treaties and statute, all federally owned lands as depicted*
25 *on a map entitled “Badger-Two Medicine Area”, dated Sep-*

1 *tember 1991, comprising approximately 116,600 acres, are*
2 *withdrawn from all forms of entry, appropriation, and dis-*
3 *posal under the mining and public land laws and from dis-*
4 *position under the geothermal and mineral leasing laws.*
5 *Until otherwise directed by Congress, the Secretary shall*
6 *manage this area so as to protect its wilderness qualities.*

7 *(2) Nothing in this section shall preclude the gathering*
8 *of timber by the Blackfeet Nation in exercise of and consist-*
9 *ent with valid treaty rights within the Badger-Two Medi-*
10 *cine Area.*

11 *(3)(A) With respect to oil and gas leases on Federal*
12 *lands within the Badger-Two Medicine Area, no surface dis-*
13 *turbance shall be permitted pursuant to such leases until*
14 *Congress determines otherwise.*

15 *(B) Notwithstanding any other law, the term of any*
16 *oil and gas lease subject to the limitations imposed by this*
17 *section shall be extended for a period of time equal to the*
18 *term that such limitation remains in effect.*

19 *(b) REVIEW.—The Secretary shall conduct a review of*
20 *the area referred to in subsection (a) as to its availability*
21 *for inclusion in the National Wilderness Preservation Sys-*
22 *tem and in accordance with the provisions of this sub-*
23 *section. Not later than 5 years after the date of enactment*
24 *of this Act, the Secretary shall report to Congress. In con-*
25 *ducting this review:*

1 (1) *The Secretary shall establish a committee*
2 *composed of 2 representatives from the Blackfeet Na-*
3 *tion, as well as one representative from the National*
4 *Park Service, one representative from the Forest Serv-*
5 *ice, and representatives of various concerned user*
6 *groups, including proportional representation for en-*
7 *vironmental groups, industry groups and other inter-*
8 *ested parties. The Committee shall not exceed eleven*
9 *members. The Blackfeet Tribal Business Council shall*
10 *choose the 2 Tribal representatives. The Blackfeet*
11 *Tribal Business Council shall conduct a public meet-*
12 *ing to receive recommendations of the community re-*
13 *garding the selection of these members. The committee*
14 *shall regularly advise the Secretary during the prepa-*
15 *ration of the report required in this subsection and*
16 *submit its findings to Congress concurrently with*
17 *those of the Secretary.*

18 (2) *Special consideration shall be given to the re-*
19 *ligious, wilderness and wildlife uses of the area, tak-*
20 *ing into account any treaties the United States has*
21 *entered into with the Blackfeet Nation.*

22 (3) *In consultation with the committee, the Sec-*
23 *retary shall establish a process to provide information*
24 *to the Blackfeet Nation and interested public about*

1 *options for future designation of the Badger-Two*
2 *Medicine Area.*

3 *(c) RIGHTS.—Nothing in this section shall be con-*
4 *strued to diminish, prejudice, add to, or otherwise affect the*
5 *treaty rights of the Blackfeet Nation or the rights of the*
6 *United States.*

7 *(d) MAP AND BOUNDARY DESCRIPTION.—(1) The Sec-*
8 *retary shall file a map and boundary description of the*
9 *area designated by this section with the Committee on En-*
10 *ergy and Natural Resources, United States Senate and*
11 *Committee on Natural Resources of the United States House*
12 *of Representatives and such map and boundary description*
13 *shall have the same force and effect as if included in this*
14 *Act.*

15 *(2) The Secretary may correct clerical and typo-*
16 *graphical errors in the map and boundary description sub-*
17 *mitted pursuant to this section.*

18 *(3) The map and boundary description referred to in*
19 *this section shall be on file and available for public inspec-*
20 *tion in the office of the Chief of the Forest Service and the*
21 *office of the Regional Forester of the Northern Region.*

22 **SEC. 8. LANDS ADMINISTERED BY BUREAU OF LAND MAN-**
23 **AGEMENT.**

24 *(a) FINDINGS.—The Congress has reviewed the suit-*
25 *ability of a portion of the Axolotl Lakes Wilderness Study*

1 Area (MT-076-069, BLM Wilderness Study Number) as
2 generally depicted on a map entitled "Released portion of
3 Axolotl Lakes WSA", dated September 1992, for wilderness
4 designation and finds that this portion has been sufficiently
5 studied for wilderness pursuant to section 603 of the Fed-
6 eral Land Policy and Management Act of 1976 (43 U.S.C.
7 1782).

8 (b) *DIRECTION.*—The area described in subsection (a)
9 shall no longer be subject to the requirement of section
10 603(c) of the Federal Land Policy and Management Act of
11 1976 pertaining to management in a manner that does not
12 impair suitability for preservation as wilderness.

13 (c) *ADMINISTRATIVE JURISDICTION.*—Those lands des-
14 ignated as wilderness pursuant to section 3(a) of this Act,
15 which, as of the date of enactment of this Act, are adminis-
16 tered by the Secretary of the Interior as public lands (as
17 defined in the Federal Land Policy and Management Act
18 of 1976), are hereby transferred to the jurisdiction of the
19 Secretary of Agriculture, and shall be added to and man-
20 aged as part of the National Forest System, and the bound-
21 aries of the adjacent National Forests are hereby modified
22 to include such lands.

23 (d) *LAND AND WATER CONSERVATION FUND.*—For
24 purposes of section 7 of the Land and Water Conservation
25 Fund Act of 1965 (16 U.S.C. 4601–9), the boundaries of

1 *affected National Forests, as modified by this section, shall*
2 *be considered to be the boundaries of such National Forests*
3 *as if they were the boundaries of the National Forests as*
4 *of January 1, 1965. Money appropriated from the Land*
5 *and Water Conservation Fund shall be available for the ac-*
6 *quisition of lands, waters, and interests therein in further-*
7 *ance of the purposes of this Act.*

8 **SEC. 9. MONTANA ECOSYSTEM AND ECONOMICS STUDY.**

9 (a) *DEFINITIONS.—For the purposes of this section:*

10 (1) *The term “ecosystem” means a dynamic com-*
11 *plex of plant, animal and microorganism commu-*
12 *nities and their nonliving environment interacting as*
13 *a functional unit.*

14 (2) *The term “Northern Rockies” means Federal*
15 *lands and resources in the State of Montana.*

16 (3) *The term “Panel” means the independent sci-*
17 *entific panel for the study of the Northern Rockies*
18 *ecosystem established under subsection (b).*

19 (b) *INDEPENDENT SCIENTIFIC PANEL FOR THE STUDY*
20 *OF THE NORTHERN ROCKIES ECOSYSTEM.—*

21 (1) *ESTABLISHMENT.—The President shall estab-*
22 *lish an independent scientific panel for the study of*
23 *the Northern Rockies. The Panel shall conduct the*
24 *study and submit the reports and recommendations*
25 *required by subsection (c).*

1 (2) *MEMBERSHIP.—(A) The Panel established*
2 *under this subsection shall be composed of 11 mem-*
3 *bers, appointed by the President, from a list of can-*
4 *didates to be developed and submitted to the President*
5 *by the National Academy of Sciences and lists from*
6 *well-established professional societies with an interest*
7 *in the environmental sciences.*

8 *(B) Each member of the Panel shall be a recog-*
9 *nized expert in the field for which the member is con-*
10 *sidered for appointment and shall be free of economic*
11 *conflict of interest with regard to the subject of this*
12 *section. Each member also shall have research experi-*
13 *ence in the Northern Rockies region or otherwise be*
14 *familiar with the issues and ecology of the region. As*
15 *a whole, membership of the Panel shall represent an*
16 *appropriately broad diversity of disciplines, and*
17 *members shall have recognized experience in natural*
18 *sciences, economics, and administrative policy.*

19 *(C) The list of candidates provided by the Na-*
20 *tional Academy of Sciences shall consist of at least*
21 *twice as many nominees as positions available in*
22 *each category specified in this section.*

23 *(D) The Panel shall work cooperatively with all*
24 *relevant State and Federal agencies, university re-*
25 *search stations and departments, and Indian tribes.*

1 (E) *The Panel may establish, at its discretion,*
2 *such subregional review teams and working groups as*
3 *it deems necessary to complete its tasks in a timely*
4 *and professional manner.*

5 (3) *PAY AND EXPENSES.—(A) Except as pro-*
6 *vided in subparagraph (B), members of the Panel es-*
7 *tablished under this subsection shall each be paid at*
8 *a rate not to exceed, and consistent with, the rate*
9 *paid to employees of the United States performing*
10 *similar duties and with similar qualifications for*
11 *each day (including travel time) during which they*
12 *are engaged in the actual performance of duties vested*
13 *in the Panel. While away from their homes or regular*
14 *places of business in the performance of services for*
15 *the Panel, members of the Panel shall be allowed trav-*
16 *el expenses, including per diem in lieu of subsistence,*
17 *in the same manner as persons employed intermit-*
18 *tently in Government service are allowed expenses*
19 *under section 5703 of title 5, United States Code.*

20 (B) *Other than reimbursement of expenses pursu-*
21 *ant to subparagraph (A), members of the Panel who*
22 *are full-time officers or employees of the United States*
23 *shall receive no additional pay, allowances, or bene-*
24 *fits by reason of their service on the Panel.*

1 (4) *CHAIRPERSON.*—*The Chairperson of the*
2 *Panel shall be appointed by the President.*

3 (5) *AGENCY ASSISTANCE.*—*Upon request of the*
4 *Panel, the head of any Federal agency shall provide*
5 *facilities, equipment, personnel, and other types of*
6 *support to the Panel to assist the Panel in carrying*
7 *out its duties under this Act.*

8 (6) *TERMINATION.*—*The Panel shall terminate*
9 *30 days after the submission of the final report under*
10 *subsection (c).*

11 (c) *STUDY OF ECOSYSTEMS MANAGEMENT OF THE*
12 *NORTHERN ROCKIES.*—

13 (1) *STUDY.*—(A) *The Panel shall define the*
14 *boundaries of, and map, the ecosystems of the North-*
15 *ern Rockies, including any corridors the Panel deems*
16 *necessary to connect isolated ecosystems. In making*
17 *the determination of ecosystem boundaries, the Panel*
18 *shall consider—*

19 (i) *restoration and maintenance of natural*
20 *biological diversity;*

21 (ii) *productivity on a long-term, sustainable*
22 *basis of essential natural ecological elements,*
23 *functions, and successional processes;*

24 (iii) *preservation of the integrity of genetic*
25 *stocks of native communities of plants and ani-*

1 *mals, with an emphasis on areas of high species*
2 *richness and endemism;*

3 *(iv) restoration or maintenance or protec-*
4 *tion of high water quality instream flows and*
5 *watersheds (or riparian areas) sufficient to pro-*
6 *tect fish and wildlife;*

7 *(v) maintaining biological connectivity be-*
8 *tween and among physiographic provinces; and*

9 *(vi) maintenance of long-term, sustainable*
10 *outputs of economically valuable natural re-*
11 *sources.*

12 *(B)(i) The Panel shall define the essential man-*
13 *agement purpose and biological function and desired*
14 *condition of the ecosystems defined under subpara-*
15 *graph (A). In conjunction with carrying out subpara-*
16 *graph (A), the Panel shall assess the ecological status*
17 *and trends, including, where appropriate, levels of*
18 *risks associated with applicable management alter-*
19 *natives of water quality, riparian areas, and fish-*
20 *eries; uncommon, rare, threatened, and endangered*
21 *species; rangelands; soils; and late successional old*
22 *growth forest.*

23 *(ii) The Panel shall analyze the timber quantity,*
24 *quality, and growth on the existing timber base as*
25 *well as the success of reforestation in the region to*

1 *date, probable rates of reforestation success in the fu-*
2 *ture, and their effect on timber supply and related is-*
3 *sues.*

4 *(C) The Panel shall gather and display in a use-*
5 *ful form biological data from each of the ecosystems*
6 *defined under subparagraph (A).*

7 *(D) The Panel shall identify gaps in important*
8 *research areas and contract for or otherwise obtain re-*
9 *search necessary in the short term to accomplish the*
10 *duties of the Panel under this section.*

11 *(E) The Panel shall analyze Federal land owner-*
12 *ship patterns and associated Federal land manage-*
13 *ment mandates and practices within the ecosystems*
14 *identified in subparagraph (A) and identify those*
15 *mandates and practices which are inconsistent or in-*
16 *compatible with ecosystem management levels of risk*
17 *identified under subparagraph (B).*

18 *(F) The Panel shall identify opportunities to en-*
19 *courage sustainable economic use of the natural re-*
20 *sources of the ecosystems identified by the Panel and*
21 *the sustainable economic outputs identified in sub-*
22 *paragraph (A)(vi), in a manner consistent with the*
23 *goals and purposes of those ecosystems. Special em-*
24 *phasis shall be placed on the identification of oppor-*
25 *tunities for the maintenance and growth of small*

1 *businesses and the establishment of new small busi-*
2 *nesses consistent with the goals and purposes of those*
3 *ecosystems. In making these recommendations, the*
4 *Panel should consider opportunities to improve envi-*
5 *ronmental conditions that could permit an expansion*
6 *of the sustainable contribution of commodity and*
7 *noncommodity uses and outputs of natural resources,*
8 *including but not limited to each of the following:*

9 *(i) Increasing desirable natural vegetative*
10 *growth through reforestation with native species,*
11 *thinning and other timber stand modifications,*
12 *prescribed burning, and seeding or planting na-*
13 *tive grasses, forbs, and shrubs.*

14 *(ii) Improving the quality of other biologi-*
15 *cal resources (such as species diversity and ani-*
16 *mal populations) through habitat restoration, ex-*
17 *tended timber rotations, alternative timber har-*
18 *vesting and bidding systems, and different stand-*
19 *ards and methods for road construction, mainte-*
20 *nance, closure, and eradication.*

21 *(iii) Enhancing the quality of non-biologi-*
22 *cal resources (such as recreation trails and devel-*
23 *opments, watersheds and streams), through site*
24 *restoration and rehabilitation, demand manage-*
25 *ment (such as user regulation and enforcement,*

1 *marketing to shift timing and location of uses)*
2 *and investment in recreational use.*

3 (2) *RECOMMENDATIONS.*—*The Panel shall sub-*
4 *mit recommendations on each of the following:*

5 (A) *Specific, implementable steps for man-*
6 *agement of the ecosystems defined under para-*
7 *graph (1)(A), including removal of inconsistent*
8 *or incompatible mandates and practices identi-*
9 *fied under paragraph (1)(E).*

10 (B) *Ways to better monitor the resources*
11 *within the ecosystems.*

12 (C) *Ways to create or improve direct co-*
13 *operation between scientists both within and*
14 *without the Federal Government and Federal*
15 *land managers.*

16 (D) *Methods, including incentives by which*
17 *State and private landowners might coopera-*
18 *tively manage their lands in a manner compat-*
19 *ible with Federal lands located within the*
20 *ecosystems.*

21 (E) *Other institutional or legislative*
22 *changes the Panel determines will promote sound*
23 *ecosystem management.*

24 (3) *REPORTS.*—(A) *Not later than 6 months*
25 *after the date of enactment of this Act, the Panel shall*

1 *submit an interim report to the President and the*
2 *Congress. The report shall discuss the progress of the*
3 *Panel in carrying out this section and shall in-*
4 *clude—*

5 *(i) a description of any ecosystems defined*
6 *and mapped under paragraph (1)(A) and (B);*

7 *(ii) summaries of the biological data gath-*
8 *ered to date under paragraph (1)(C); and*

9 *(iii) the additional research obtained under*
10 *paragraph (1)(D).*

11 *(B) Not later than 30 months after the date of*
12 *enactment of this Act, the Panel shall submit a final*
13 *report to the President and the Congress which con-*
14 *tains a description of its activities under this section*
15 *and includes the findings, analyses, and recommenda-*
16 *tions made under this section.*

17 *(C) The reports submitted to the Congress under*
18 *this paragraph shall be submitted to the Committee*
19 *on Natural Resources of the House of Representatives*
20 *and the Committee on Energy and Natural Resources*
21 *of the Senate.*

22 **SEC. 10. MISCELLANEOUS PROVISIONS.**

23 *(a) REDESIGNATION.—(1) Those lands comprising the*
24 *Rattlesnake National Recreation Area and Wilderness, as*
25 *designated in Public Law 96–476 are hereby redesignated*

1 *as the “Rattlesnake National Education and Recreation*
2 *Area and Wilderness”.*

3 *(2) Those lands comprising 200 acres, as generally de-*
4 *icted on a map entitled “West Pioneers Study Deletion—*
5 *Proposed”, are hereby released from study under Public*
6 *Law 95–150.*

7 *(b) WITHDRAWAL.—(1) Those lands comprising ap-*
8 *proximately 27,000 acres, as generally depicted on a map*
9 *entitled “Gibson Reservoir Mineral Withdrawal Area—Pro-*
10 *posed”, dated October 1992, are hereby withdrawn from all*
11 *forms of entry, appropriation and disposal under the min-*
12 *ing and public land laws, and disposition under the geo-*
13 *thermal and mineral leasing laws.*

14 *(2) The Secretary shall file a map and boundary de-*
15 *scription of the area designated by this subsection with the*
16 *committees identified in this subsection and such map and*
17 *boundary description shall have the same force and effect*
18 *as if included in this Act.*

19 *(3) The Secretary may correct clerical and typo-*
20 *graphical errors in the map and boundary description sub-*
21 *mitted pursuant to this subsection.*

22 *(4) The map and boundary description referred to in*
23 *this subsection shall be on file and available for public in-*
24 *spection in the office of the Chief of the Forest Service and*
25 *the office of the Regional Forester of the Northern Region.*

1 (c) *ACREAGES.*—All acreages cited in this Act are ap-
2 proximate and in the event of discrepancies between cited
3 acreage and the lands depicted on referenced maps, the
4 maps shall control.

5 (d) *ACCESS.*—It is the policy of Congress that the For-
6 est Service affirm or acquire and maintain reasonable pub-
7 lic access to National Forest System lands in the State of
8 Montana.

9 (e) *SCAPEGOAT AND GREAT BEAR WILDERNESS*
10 *NAMES.*—In order to consolidate existing contiguous wil-
11 derness areas, those lands comprising the Great Bear Wil-
12 derness Area designated by Public Law 95–946 and any
13 amendments thereto and the Scapegoat Wilderness Area
14 designated by Public Law 92–395 and any amendments
15 thereto are hereby incorporated in and deemed to be a part
16 of the Bob Marshall Wilderness. The designations of the
17 Great Bear Wilderness and Scapegoat Wilderness shall refer
18 to units within the Bob Marshall Wilderness.

19 **SEC. 11. WILDERNESS REVIEW.**

20 (a) *FINDINGS.*—The Congress finds that—

21 (1) the Department of Agriculture has studied
22 the suitability of roadless areas for inclusion in the
23 National Wilderness Preservation System; and

24 (2) the Congress has made its own review and
25 examination of National Forest System roadless areas

1 *in the State of Montana and the environmental im-*
2 *pacts associated with nonwilderness management of*
3 *such areas.*

4 *(b) RELEASE.—Those National Forest System lands in*
5 *the State of Montana which were not designated as wilder-*
6 *ness, special management, national recreation, or wilder-*
7 *ness study areas by this Act and Public Law 95–150 shall*
8 *be managed for multiple use in accordance with land and*
9 *resource management plans developed pursuant to section*
10 *6 of the Forest and Rangeland Renewable Resources Plan-*
11 *ning Act of 1974, as amended by the National Forest Man-*
12 *agement Act of 1976, and other applicable law, and those*
13 *areas need not be managed for the purpose of protecting*
14 *their suitability for wilderness designation prior to or dur-*
15 *ing revision of land and resource management plans.*

16 *(c) PLAN REVISIONS.—In the event that revised land*
17 *management plans in the State of Montana are imple-*
18 *mented pursuant to section 6 of the Forest and Rangeland*
19 *Renewable Resources Planning Act of 1974, as amended by*
20 *the National Forest Management Act of 1976, and other ap-*
21 *plicable law, areas not recommended for wilderness designa-*
22 *tion, need not be managed for the purpose of protecting*
23 *their suitability for wilderness designation prior to or dur-*
24 *ing revision of such plans, and areas recommended for wil-*

1 *derness designation shall be managed for the purpose of pro-*
2 *tecting their suitability for wilderness designation.*

3 *(d) FURTHER REVIEW.—Unless expressly authorized*
4 *by Congress, the Department of Agriculture shall not con-*
5 *duct any further statewide roadless area review and evalua-*
6 *tion of National Forest System lands in the State of Mon-*
7 *tana for the purpose of determining their suitability for in-*
8 *clusion in the National Wilderness Preservation System.*

9 *(e) PREVIOUS PLANS.—Except as specifically provided*
10 *in section 3, 5, 6, and 7 of this Act and in Public Law*
11 *95–150, with respect to the National Forest System lands*
12 *in the State of Montana which were reviewed by the Depart-*
13 *ment of Agriculture under Public Law 94–557, the unit*
14 *plans that were in effect prior to completion of RARE II,*
15 *the 1978 Forest Plan for the Beaverhead National Forest,*
16 *that such reviews shall be deemed an adequate consideration*
17 *of the suitability of such lands for inclusion in the National*
18 *Wilderness Preservation System, and the Department of Ag-*
19 *riculture shall not be required to review the wilderness op-*
20 *tion prior to the revision of the land and resource manage-*
21 *ment plans.*

22 *(f) REVISIONS.—As used in this section, and as pro-*
23 *vided in section 6 of the Forest and Rangeland Renewable*
24 *Resources Planning Act, as amended by the National For-*

1 *ign Management Act, the term “revision” shall not include*
2 *an amendment to a land and resource management plan.*

3 *(g) SIZE.—The provisions of this section shall apply*
4 *to those National Forest System roadless lands in the State*
5 *of Montana which are less than 5,000 acres in size.*

6 **SEC. 12. AUTHORIZATION OF APPROPRIATIONS.**

7 *There are authorized to be appropriated such sums as*
8 *are necessary to carry out this Act.*

HR 2473 RH—2

HR 2473 RH—3

HR 2473 RH—4