

116TH CONGRESS
1ST SESSION

S. 1109

To establish as a unit of the National Park System the San Gabriel National Recreation Area in the State of California, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 10, 2019

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

A BILL

To establish as a unit of the National Park System the San Gabriel National Recreation Area in the State of California, and for other purposes.

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

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “San Gabriel Mountains Foothills and Rivers Protection
6 Act”.

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

- Sec. 1. Short title; table of contents.
- Sec. 2. Definition of State.

TITLE I—SAN GABRIEL NATIONAL RECREATION AREA

- Sec. 101. Purposes.
- Sec. 102. Definitions.
- Sec. 103. San Gabriel National Recreation Area.
- Sec. 104. Management.
- Sec. 105. Acquisition of non-Federal land within recreation area.
- Sec. 106. Water rights; water resource facilities; public roads; utility facilities.
- Sec. 107. San Gabriel National Recreation Area Public Advisory Council.
- Sec. 108. San Gabriel National Recreation Area Partnership.
- Sec. 109. Visitor services and facilities.

TITLE II—SAN GABRIEL MOUNTAINS

- Sec. 201. Definitions.
- Sec. 202. National monument boundary modification.
- Sec. 203. Designation of wilderness areas and additions.
- Sec. 204. Administration of wilderness areas and additions.
- Sec. 205. Designation of wild and scenic rivers.
- Sec. 206. Water rights.

1 **SEC. 2. DEFINITION OF STATE.**

2 In this Act, the term “State” means the State of
3 California.

4 **TITLE I—SAN GABRIEL**
5 **NATIONAL RECREATION AREA**

6 **SEC. 101. PURPOSES.**

7 The purposes of this title are—

8 (1) to conserve, protect, and enhance for the
9 benefit and enjoyment of present and future genera-
10 tions the ecological, scenic, wildlife, recreational, cul-
11 tural, historical, natural, educational, and scientific
12 resources of the Recreation Area;

13 (2) to provide environmentally responsible, well-
14 managed recreational opportunities within the
15 Recreation Area;

1 (3) to improve access to and from the Recre-
2 ation Area;

3 (4) to provide expanded educational and inter-
4 pretive services to increase public understanding of,
5 and appreciation for, the natural and cultural re-
6 sources of the Recreation Area;

7 (5) to facilitate the cooperative management of
8 the land and resources within the Recreation Area,
9 in collaboration with the State and political subdivi-
10 sions of the State, historical, business, cultural,
11 civic, recreational, tourism and other nongovern-
12 mental organizations, and the public; and

13 (6) to allow the continued use of the Recreation
14 Area by all individuals, entities, and local govern-
15 ment agencies in activities relating to integrated
16 water management, flood protection, water conserva-
17 tion, water quality, water rights, water supply,
18 groundwater recharge and monitoring, wastewater
19 treatment, public roads and bridges, and utilities
20 within or adjacent to the Recreation Area.

21 **SEC. 102. DEFINITIONS.**

22 In this title:

23 (1) ADJUDICATION.—The term “adjudication”
24 means any final judgment, order, ruling, or decree
25 entered in any judicial proceeding adjudicating or af-

1 fecting water rights, surface water management, or
2 groundwater management.

3 (2) **ADVISORY COUNCIL.**—The term “Advisory
4 Council” means the San Gabriel National Recreation
5 Area Public Advisory Council established under sec-
6 tion 107(a).

7 (3) **FEDERAL LANDS.**—The term “Federal
8 lands” means—

9 (A) public lands under the jurisdiction of
10 the Secretary of the Interior; and

11 (B) lands under the jurisdiction of the Sec-
12 retary of Defense, acting through the Chief of
13 Engineers.

14 (4) **MANAGEMENT PLAN.**—The term “manage-
15 ment plan” means the management plan for the
16 Recreation Area required under section 104(d).

17 (5) **PARTNERSHIP.**—The term “Partnership”
18 means the San Gabriel National Recreation Area
19 Partnership established by section 108(a).

20 (6) **RECREATION AREA.**—The term “Recreation
21 Area” means the San Gabriel National Recreation
22 Area established by section 103(a).

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

1 (8) UTILITY FACILITY.—The term “utility facil-
2 ity” means electric substations, communication fa-
3 cilities, towers, poles, and lines, ground wires, com-
4 munication circuits, and other structures, and re-
5 lated infrastructure.

6 (9) WATER RESOURCE FACILITY.—The term
7 “water resource facility” means irrigation and
8 pumping facilities, dams and reservoirs, flood control
9 facilities, water conservation works, including debris
10 protection facilities, sediment placement sites, rain
11 gauges and stream gauges, water quality facilities,
12 recycled water facilities and water pumping, convey-
13 ance distribution systems, and water treatment fa-
14 cilities, aqueducts, canals, ditches, pipelines, wells,
15 hydropower projects, and transmission and other an-
16 cillary facilities, groundwater recharge facilities,
17 water conservation, water filtration plants, and other
18 water diversion, conservation, groundwater recharge,
19 storage, and carriage structures.

20 **SEC. 103. SAN GABRIEL NATIONAL RECREATION AREA.**

21 (a) ESTABLISHMENT; BOUNDARIES.—Subject to
22 valid existing rights, there is established as a unit of the
23 National Park System in the State the San Gabriel Na-
24 tional Recreation Area, which shall consist of approxi-
25 mately 51,107 acres of Federal land and interests in land

1 in the State depicted as the “Proposed San Gabriel Moun-
2 tains National Recreation Area” on the map entitled “San
3 Gabriel Mountains National Recreation Area and National
4 Monument Expansion Proposal” and dated October 5,
5 2015.

6 (b) MAP AND LEGAL DESCRIPTION.—

7 (1) IN GENERAL.—As soon as practicable after
8 the date of enactment of this Act, the Secretary
9 shall file a map and a legal description of the Recre-
10 ation Area with—

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

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

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

20 (3) PUBLIC AVAILABILITY.—The map and legal
21 description filed under paragraph (1) shall be on file
22 and available for public inspection in the appropriate
23 offices of the National Park Service.

24 (c) ADMINISTRATION AND JURISDICTION.—

1 (1) PUBLIC LANDS.—The public lands included
2 in the Recreation Area shall be administered by the
3 Secretary, acting through the Director of the Na-
4 tional Park Service.

5 (2) DEPARTMENT OF DEFENSE LAND.—Al-
6 though certain Federal lands under the jurisdiction
7 of the Secretary of Defense are included in the
8 recreation area, nothing in this title transfers ad-
9 ministration jurisdiction of such Federal lands from
10 the Secretary of Defense or otherwise affects Fed-
11 eral lands under the jurisdiction of the Secretary of
12 Defense.

13 (3) STATE AND LOCAL JURISDICTION.—Noth-
14 ing in this title alters, modifies, or diminishes any
15 right, responsibility, power, authority, jurisdiction,
16 or entitlement of the State, a political subdivision of
17 the State, or any State or local agency under any
18 applicable Federal, State, or local law (including reg-
19 ulations).

20 **SEC. 104. MANAGEMENT.**

21 (a) NATIONAL PARK SYSTEM.—Subject to valid ex-
22 isting rights, the Secretary shall manage the public lands
23 included in the Recreation Area in a manner that protects
24 and enhances the natural resources and values of the pub-
25 lic lands, in accordance with—

1 (1) this title;

2 (2) the National Park Service Organic Act (16
3 U.S.C. 1 et seq.);

4 (3) the laws generally applicable to units of the
5 National Park System; and

6 (4) other applicable law (including regulations).

7 (b) COOPERATION WITH SECRETARY OF DE-
8 FENSE.—The Secretary shall cooperate with the Secretary
9 of Defense to develop opportunities for the management
10 of the Federal land under the jurisdiction of the Secretary
11 of Defense included in the Recreation Area in accordance
12 with the purposes described in section 101, to the max-
13 imum extent practicable.

14 (c) TREATMENT OF NON-FEDERAL LAND.—

15 (1) IN GENERAL.—Nothing in this title—

16 (A) authorizes the Secretary to take any
17 action that would affect the use of any land not
18 owned by the United States within the Recre-
19 ation Area;

20 (B) affects the use of, or access to, any
21 non-Federal land within the Recreation Area;

22 (C) modifies any provision of Federal,
23 State, or local law with respect to public access
24 to, or use of, non-Federal land;

1 (D) requires any owner of non-Federal
2 land to allow public access (including Federal,
3 State, or local government access) to private
4 property or any other non-Federal land;

5 (E) alters any duly adopted land use regu-
6 lation, approved land use plan, or any other
7 regulatory authority of any State or local agen-
8 cy or unit of Tribal government;

9 (F) creates any liability, or affects any li-
10 ability under any other law, of any private
11 property owner or other owner of non-Federal
12 land with respect to any person injured on the
13 private property or other non-Federal land;

14 (G) conveys to the Partnership any land
15 use or other regulatory authority;

16 (H) shall be construed to cause any Fed-
17 eral, State, or local regulation or permit re-
18 quirement intended to apply to units of the Na-
19 tional Park System to affect the Federal lands
20 under the jurisdiction of the Secretary of De-
21 fense or non-Federal lands within the bound-
22 aries of the recreation area; or

23 (I) requires any local government to par-
24 ticipate in any program administered by the
25 Secretary.

1 (2) COOPERATION.—The Secretary is encour-
2 aged to work with owners of non-Federal land who
3 have agreed to cooperate with the Secretary to ad-
4 vance the purposes of this title.

5 (3) BUFFER ZONES.—

6 (A) IN GENERAL.—Nothing in this title es-
7 tablishes any protective perimeter or buffer
8 zone around the Recreation Area.

9 (B) ACTIVITIES OR USES UP TO BOUND-
10 ARIES.—The fact that an activity or use of land
11 can be seen or heard from within the Recre-
12 ation Area shall not preclude the activity or
13 land use up to the boundary of the Recreation
14 Area.

15 (4) FACILITIES.—Nothing in this title affects
16 the operation, maintenance, modification, construc-
17 tion, or expansion of any water resource facility or
18 any solid waste, sanitary sewer, water or waste-
19 water treatment, groundwater recharge or conserva-
20 tion, hydroelectric, conveyance distribution system,
21 recycled water facility, or utility facility located with-
22 in or adjacent to the recreation area.

23 (5) EXEMPTION.—Section 100903 of title 54,
24 United States Code, shall not apply to the Puente

1 Hills landfill, materials recovery facility, or inter-
2 modal facility.

3 (d) MANAGEMENT PLAN.—

4 (1) DEADLINE.—Not later than 3 years after
5 the date of enactment of this Act, the Secretary and
6 the Advisory Council shall establish a comprehensive
7 management plan for the Recreation Area that sup-
8 ports the purposes described in section 101.

9 (2) USE OF EXISTING PLANS.—In developing
10 the management plan, to the extent consistent with
11 this section, the Secretary may incorporate any pro-
12 vision of a land use or other plan applicable to the
13 public lands included in the Recreation Area.

14 (3) INCORPORATION OF VISITOR SERVICES
15 PLAN.—To the maximum extent practicable, the
16 Secretary shall incorporate into the management
17 plan the visitor services plan under section
18 109(a)(2).

19 (4) PARTNERSHIP.—In developing the manage-
20 ment plan, the Secretary shall consider recommenda-
21 tions of the partnership. To the maximum extent
22 practicable, the Secretary shall incorporate rec-
23 ommendations of the partnership into the manage-
24 ment plan if the Secretary determines that the rec-
25 ommendations are feasible and consistent with the

1 purposes in section 101, this title, and applicable
2 laws (including regulations).

3 (e) FISH AND WILDLIFE.—Nothing in this title af-
4 fects the jurisdiction of the State with respect to fish or
5 wildlife located on public lands in the State.

6 **SEC. 105. ACQUISITION OF NON-FEDERAL LAND WITHIN**
7 **RECREATION AREA.**

8 (a) LIMITED ACQUISITION AUTHORITY.—

9 (1) IN GENERAL.—Subject to paragraph (2),
10 the Secretary may acquire non-Federal land within
11 the boundaries of the Recreation Area only through
12 exchange, donation, or purchase from a willing sell-
13 er.

14 (2) ADDITIONAL REQUIREMENT.—As a further
15 condition on the acquisition of land section, the Sec-
16 retary shall make a determination that the land con-
17 tains important biological, cultural, historic, or rec-
18 reational values.

19 (b) PROHIBITION ON USE OF EMINENT DOMAIN.—
20 Nothing in this title authorizes the use of eminent domain
21 to acquire land or an interest in land.

22 (c) TREATMENT OF ACQUIRED LAND.—Any land or
23 interest in land acquired by the United States within the
24 boundaries of the Recreation Area shall be—

25 (1) included in the Recreation Area; and

1 (2) administered by the Secretary in accordance
2 with—

3 (A) this title; and

4 (B) other applicable laws (including regu-
5 lations).

6 **SEC. 106. WATER RIGHTS; WATER RESOURCE FACILITIES;**
7 **PUBLIC ROADS; UTILITY FACILITIES.**

8 (a) **NO EFFECT ON WATER RIGHTS.**—Nothing in
9 this title—

10 (1) shall affect the use or allocation, as in exist-
11 ence on the date of enactment of this Act, of any
12 water, water right, or interest in water (including
13 potable, recycled, reclaimed, waste, imported, ex-
14 ported, banked, or stored water, surface water,
15 groundwater, and a public trust interest);

16 (2) shall affect any public or private contract in
17 existence on the date of enactment of this Act for
18 the sale, lease, or loan of any water (including pota-
19 ble, recycled, reclaimed, waste, imported, exported,
20 banked, or stored water, surface water, and ground-
21 water);

22 (3) shall be considered to be a relinquishment
23 or reduction of any water rights reserved or appro-
24 priated by the United States in the State on or be-
25 fore the date of enactment of this Act;

1 (4) authorizes or imposes any new reserved
2 Federal water right or expands water usage pursu-
3 ant to any existing Federal reserved riparian or ap-
4 propriative right;

5 (5) shall be considered a relinquishment or re-
6 duction of any water rights (including potable, recy-
7 cled, reclaimed, waste, imported, exported, banked,
8 or stored water, surface water, and groundwater)
9 held, reserved, or appropriated by any public entity
10 or other persons or entities, on or before the date of
11 enactment of this Act;

12 (6) shall be construed to, or shall interfere or
13 conflict with the exercise of the powers or duties of
14 any watermaster, public agency, or other body or en-
15 tity responsible for groundwater or surface water
16 management or groundwater replenishment as des-
17 ignated or established pursuant to any adjudication
18 or Federal or State law, including the management
19 of the San Gabriel River watershed and basin, to
20 provide water supply or other environmental bene-
21 fits;

22 (7) shall be construed to impede or adversely
23 impact any previously adopted Los Angeles County
24 Drainage Area project, as described in the report of
25 the Chief of Engineers dated June 30, 1992, includ-

1 ing any supplement or addendum to that report, or
2 any maintenance agreement to operate that project;

3 (8) shall interfere or conflict with any action by
4 a watermaster or public agency pursuant to any
5 Federal or State law, water right, or adjudication,
6 including any action relating to water conservation,
7 water quality, surface water diversion or impound-
8 ment, groundwater recharge, water treatment, con-
9 servation or storage of water, pollution, waste dis-
10 charge, the pumping of groundwater; the spreading,
11 injection, pumping, storage, or the use of water from
12 local sources, storm water flows, and runoff, or from
13 imported or recycled water, that is undertaken in
14 connection with the management or regulation of the
15 San Gabriel River;

16 (9) shall interfere with, obstruct, hinder, or
17 delay the exercise of, or access to, any water right
18 by the owner of a public water system or any other
19 individual or entity, including the construction, oper-
20 ation, maintenance, replacement, repair, location, or
21 relocation of any well; pipeline; or water pumping,
22 treatment, diversion, impoundment, or storage facil-
23 ity; or other facility or property necessary or useful
24 to access any water right or operate an public water
25 system;

1 (10) shall require the initiation or reinitiation
2 of consultation with the United States Fish and
3 Wildlife Service under, or the application of any pro-
4 vision of, the Endangered Species Act of 1973 (16
5 U.S.C. 1531 et seq.) relating to any action affecting
6 any water, water right, or water management or
7 water resource facility in the San Gabriel River wa-
8 tershed and basin; or

9 (11) authorizes any agency or employee of the
10 United States, or any other person, to take any ac-
11 tion inconsistent with any of paragraphs (1) through
12 (10).

13 (b) WATER RESOURCE FACILITIES.—

14 (1) NO EFFECT ON EXISTING WATER RE-
15 SOURCE FACILITIES.—Nothing in this title shall af-
16 fects—

17 (A) the use, operation, maintenance, re-
18 pair, construction, reconfiguration, expansion,
19 or replacement of a water resource facility with-
20 in or adjacent to the Recreation Area; or

21 (B) access to a water resource facility
22 within or adjacent to the Recreation Area.

23 (2) NO EFFECT ON NEW WATER RESOURCE FA-
24 CILITIES.—Nothing in this title shall precludes the
25 establishment of a new water resource facility (in-

1 cluding instream sites, routes, and areas) within the
2 Recreation Area if the water resource facility is nec-
3 essary to preserve or enhance the health, safety,
4 water supply, or utility services to residents of Los
5 Angeles County.

6 (3) FLOOD CONTROL.—Nothing in this title
7 shall be construed to—

8 (A) impose any new restriction or require-
9 ment on flood protection, water conservation,
10 water supply, groundwater recharge, water
11 transfers, or water quality operations; or

12 (B) increase the liability of an agency car-
13 rying out flood protection, water conservation,
14 water supply, groundwater recharge, water
15 transfers, or water quality operations.

16 (4) DIVERSION OR USE OF WATER.—Nothing in
17 this title shall authorizes or requires the use of
18 water in, or the diversion of water to, the Recreation
19 Area.

20 (c) UTILITY FACILITIES AND RIGHTS OF WAY.—
21 Nothing in this title shall—

22 (1) affect the use, operation, maintenance, re-
23 pair, construction, reconfiguration, expansion, in-
24 spection, renewal, reconstruction, alteration, addi-
25 tion, relocation, improvement, removal, or replace-

1 ment of a utility facility or appurtenant right-of-way
2 within or adjacent to the Recreation Area;

3 (2) affect access to a utility facility or right-of-
4 way within or adjacent to the Recreation Area; or

5 (3) preclude the establishment of a new utility
6 facility or right-of-way (including instream sites,
7 routes, and areas) within the Recreation Area if
8 such a facility or right-of-way is necessary for public
9 health and safety, electricity supply, or other utility
10 services.

11 (d) ROADS; PUBLIC TRANSIT.—

12 (1) DEFINITIONS.—In this subsection:

13 (A) PUBLIC ROAD.—The term “public
14 road” means any paved road or bridge (includ-
15 ing any appurtenant structure and right-of-
16 way) that is—

17 (i) operated or maintained by a non-
18 Federal entity; and

19 (ii)(I) open to vehicular use by the
20 public; or

21 (II) used by a public agency or utility
22 for the operation, maintenance, repair,
23 construction, or rehabilitation of infra-
24 structure, a utility facility, or a right-of-
25 way.

1 (B) PUBLIC TRANSIT.—The term “public
2 transit” means any transit service (including
3 operations and rights-of-way) that is—

4 (i) operated or maintained by a non-
5 Federal entity; and

6 (ii)(I) open to the public; or

7 (II) used by a public agency or con-
8 tractor for the operation, maintenance, re-
9 pair, construction, or rehabilitation of in-
10 frastructure, a utility facility, or a right-of-
11 way.

12 (2) NO EFFECT ON PUBLIC ROADS OR PUBLIC
13 TRANSIT.—Nothing in this title—

14 (A) authorizes the Secretary to take any
15 action that would affect the operation, mainte-
16 nance, repair, or rehabilitation of public roads
17 or public transit (including activities necessary
18 to comply with Federal or State safety or public
19 transit standards); or

20 (B) creates any new liability, or increases
21 any existing liability, of an owner or operator of
22 a public road.

1 **SEC. 107. SAN GABRIEL NATIONAL RECREATION AREA PUB-**
2 **LIC ADVISORY COUNCIL.**

3 (a) ESTABLISHMENT.—Not later than 180 days after
4 the date of enactment of this Act, the Secretary shall es-
5 tablish an advisory council, to be known as the “San Ga-
6 briel National Recreation Area Public Advisory Council”.

7 (b) DUTIES.—The Advisory Council shall advise the
8 Secretary regarding the development and implementation
9 of the management plan and the visitor services plan.

10 (c) APPLICABLE LAW.—The Advisory Council shall
11 be subject to—

12 (1) the Federal Advisory Committee Act (5
13 U.S.C. App.); and

14 (2) all other applicable laws (including regula-
15 tions).

16 (d) MEMBERSHIP.—The Advisory Council shall con-
17 sist of 22 members, to be appointed by the Secretary after
18 taking into consideration recommendations of the Partner-
19 ship, of whom—

20 (1) 2 shall represent local, regional, or national
21 environmental organizations;

22 (2) 2 shall represent the interests of outdoor
23 recreation, including off-highway vehicle recreation,
24 within the Recreation Area;

1 (3) 2 shall represent the interests of commu-
2 nity-based organizations, the missions of which in-
3 clude expanding access to the outdoors;

4 (4) 2 shall represent business interests;

5 (5) 1 shall represent Indian Tribes within or
6 adjacent to the Recreation Area;

7 (6) 1 shall represent the interests of home-
8 owners' associations within the Recreation Area;

9 (7) 3 shall represent the interests of holders of
10 adjudicated water rights, water agencies, wastewater
11 and sewer agencies, recycled water facilities, and
12 water replenishment entities;

13 (8) 1 shall represent energy and mineral devel-
14 opment interests;

15 (9) 1 shall represent owners of Federal grazing
16 permits or other land use permits within the Recre-
17 ation Area;

18 (10) 1 shall represent archaeological and histor-
19 ical interests;

20 (11) 1 shall represent the interests of environ-
21 mental educators;

22 (12) 1 shall represent cultural history interests;

23 (13) 1 shall represent environmental justice in-
24 terests;

1 (14) 1 shall represent electrical utility interests;
2 and

3 (15) 2 shall represent the affected public at
4 large.

5 (e) TERMS.—

6 (1) STAGGERED TERMS.—A member of the Ad-
7 visory Council shall be appointed for a term of 3
8 years, except that, of the members first appointed,
9 7 of the members shall be appointed for a term of
10 1 year and 7 of the members shall be appointed for
11 a term of 2 years.

12 (2) REAPPOINTMENT.—A member may be re-
13 appointed to serve on the Advisory Council on the
14 expiration of the term of service of the member.

15 (3) VACANCY.—A vacancy on the Advisory
16 Council shall be filled in the same manner in which
17 the original appointment was made.

18 (f) QUORUM.—A quorum shall be ten members of the
19 advisory council. The operations of the advisory council
20 shall not be impaired by the fact that a member has not
21 yet been appointed as long as a quorum has been attained.

22 (g) CHAIRPERSON; PROCEDURES.—The Advisory
23 Council shall elect a chairperson and establish such rules
24 and procedures as the advisory council considers necessary
25 or desirable.

1 (h) SERVICE WITHOUT COMPENSATION.—Members
2 of the Advisory Council shall serve without pay.

3 (i) TERMINATION.—The Advisory Council shall cease
4 to exist—

5 (1) on the date that is 5 years after the date
6 on which the management plan is adopted by the
7 Secretary; or

8 (2) on such later date as the Secretary con-
9 siders to be appropriate.

10 **SEC. 108. SAN GABRIEL NATIONAL RECREATION AREA**
11 **PARTNERSHIP.**

12 (a) ESTABLISHMENT.—There is established a part-
13 nership, to be known as the “San Gabriel National Recre-
14 ation Area Partnership”.

15 (b) PURPOSES.—The purposes of the Partnership are
16 to—

17 (1) coordinate the activities of Federal, State,
18 Tribal, and local authorities and the private sector
19 in advancing the purposes of this title; and

20 (2) use the resources and expertise of each
21 agency in improving management and recreational
22 opportunities within the Recreation Area.

23 (c) MEMBERSHIP.—The Partnership shall include the
24 following:

1 (1) The Secretary (or a designee) to represent
2 the National Park Service.

3 (2) The Secretary of Defense (or a designee) to
4 represent the Corps of Engineers.

5 (3) The Secretary of Agriculture (or a designee)
6 to represent the Forest Service.

7 (4) The Secretary of the Natural Resources
8 Agency of the State (or a designee) to represent—

9 (A) the California Department of Parks
10 and Recreation; and

11 (B) the Rivers and Mountains Conser-
12 vancy.

13 (5) One designee of the Los Angeles County
14 Board of Supervisors.

15 (6) One designee of the Puente Hills Habitat
16 Preservation Authority.

17 (7) Four designees of the San Gabriel Council
18 of Governments, of whom one shall be selected from
19 a local land conservancy.

20 (8) One designee of the San Gabriel Valley Eco-
21 nomic Partnership.

22 (9) One designee of the Los Angeles County
23 Flood Control District.

24 (10) One designee of the San Gabriel Valley
25 Water Association.

1 (11) One designee of the Central Basin Water
2 Association.

3 (12) One designee of the Six Basins
4 Watermaster.

5 (13) One designee of a public utility company,
6 to be appointed by the Secretary.

7 (14) One designee of the Watershed Conserva-
8 tion Authority.

9 (15) One designee of the Advisory Council for
10 the period during which the Advisory Council re-
11 mains in effect.

12 (16) One designee of San Gabriel Mountains
13 National Monument Community Collaborative.

14 (d) DUTIES.—To advance the purposes described in
15 section 101, the Partnership shall—

16 (1) make recommendations to the Secretary re-
17 garding the development and implementation of the
18 management plan;

19 (2) review and comment on the visitor services
20 plan under section 109(a)(2), and facilitate the im-
21 plementation of that plan;

22 (3) assist units of local government, regional
23 planning organizations, and nonprofit organizations
24 in advancing the purposes of the Recreation Area
25 by—

1 (A) carrying out programs and projects
2 that recognize, protect, and enhance important
3 resource values within the Recreation Area;

4 (B) establishing and maintaining interpre-
5 tive exhibits and programs within the Recre-
6 ation Area;

7 (C) developing recreational and educational
8 opportunities in the Recreation Area in accord-
9 ance with the purposes of this title;

10 (D) increasing public awareness of, and
11 appreciation for, natural, historic, scenic, and
12 cultural resources of the Recreation Area;

13 (E) ensuring that signs identifying points
14 of public access and sites of interest are posted
15 throughout the Recreation Area;

16 (F) promoting a wide range of partner-
17 ships among governments, organizations, and
18 individuals to advance the purposes of the
19 Recreation Area; and

20 (G) ensuring that management of the
21 Recreation Area takes into consideration—

22 (i) local ordinances and land-use
23 plans; and

24 (ii) adjacent residents and property
25 owners;

1 (4) make recommendations to the Secretary re-
2 garding the appointment of members to the Advisory
3 Council; and

4 (5) carry out any other actions necessary to
5 achieve the purposes of this title.

6 (e) AUTHORITIES.—Subject to approval by the Sec-
7 retary, for the purposes of preparing and implementing
8 the management plan, the Partnership may use Federal
9 funds made available under this section—

10 (1) to make grants to the State, political sub-
11 divisions of the State, nonprofit organizations, and
12 other persons;

13 (2) to enter into cooperative agreements with,
14 or provide grants or technical assistance to, the
15 State, political subdivisions of the State, nonprofit
16 organizations, Federal agencies, and other interested
17 parties;

18 (3) to hire and compensate staff;

19 (4) to obtain funds or services from any source,
20 including funds and services provided under any
21 other Federal law or program;

22 (5) to contract for goods or services; and

23 (6) to support activities of partners and any
24 other activities that—

1 (A) advance the purposes of the Recreation
2 Area; and

3 (B) are in accordance with the manage-
4 ment plan.

5 (f) TERMS OF OFFICE; REAPPOINTMENT; VACAN-
6 CIES.—

7 (1) TERMS.—A member of the Partnership
8 shall be appointed for a term of 3 years.

9 (2) REAPPOINTMENT.—A member may be re-
10 appointed to serve on the Partnership on the expira-
11 tion of the term of service of the member.

12 (3) VACANCY.—A vacancy on the Partnership
13 shall be filled in the same manner in which the origi-
14 nal appointment was made.

15 (g) QUORUM.—A quorum shall be eleven members of
16 the partnership. The operations of the partnership shall
17 not be impaired by the fact that a member has not yet
18 been appointed as long as a quorum has been attained.

19 (h) CHAIRPERSON; PROCEDURES.—The Partnership
20 shall elect a chairperson and establish such rules and pro-
21 cedures as it deems necessary or desirable.

22 (i) SERVICE WITHOUT COMPENSATION.—A member
23 of the Partnership shall serve without compensation.

24 (j) DUTIES AND AUTHORITIES OF SECRETARY.—

1 (1) IN GENERAL.—The Secretary shall convene
2 the Partnership on a regular basis to carry out this
3 title.

4 (2) TECHNICAL AND FINANCIAL ASSISTANCE.—
5 The Secretary may provide to the Partnership or
6 any member of the Partnership, on a reimbursable
7 or nonreimbursable basis, such technical and finan-
8 cial assistance as the Secretary determines to be ap-
9 propriate to carry out this title.

10 (3) COOPERATIVE AGREEMENTS.—The Sec-
11 retary may enter into a cooperative agreement with
12 the Partnership, a member of the Partnership, or
13 any other public or private entity to provide tech-
14 nical, financial, or other assistance to carry out this
15 title.

16 (4) CONSTRUCTION OF FACILITIES ON NON-
17 FEDERAL LAND.—

18 (A) IN GENERAL.—In order to facilitate
19 the administration of the Recreation Area, the
20 Secretary is authorized, subject to valid existing
21 rights, to construct administrative or visitor use
22 facilities on land owned by a non-profit organi-
23 zation, local agency, or other public entity.

1 (B) ADDITIONAL REQUIREMENTS.—A fa-
2 cility under this paragraph may only be devel-
3 oped—

4 (i) with the consent of the owner of
5 the non-Federal land; and

6 (ii) in accordance with applicable Fed-
7 eral, State, and local laws (including regu-
8 lations) and plans.

9 (5) PRIORITY.—The Secretary shall give pri-
10 ority to actions that—

11 (A) conserve the significant natural, his-
12 toric, cultural, and scenic resources of the
13 Recreation Area; and

14 (B) provide educational, interpretive, and
15 recreational opportunities consistent with the
16 purposes of the Recreation Area.

17 (k) COMMITTEES.—The Partnership shall establish—

18 (1) a Water Technical Advisory Committee to
19 advise the Secretary regarding water-related issues
20 relating to the Recreation Area; and

21 (2) a Public Safety Advisory Committee to ad-
22 vise the Secretary regarding public safety issues re-
23 lating to the Recreation Area.

24 **SEC. 109. VISITOR SERVICES AND FACILITIES.**

25 (a) VISITOR SERVICES.—

1 (1) PURPOSE.—The purpose of this subsection
2 is to facilitate the development of an integrated vis-
3 itor services plan to improve visitor experiences in
4 the Recreation Area through expanded recreational
5 opportunities and increased interpretation, edu-
6 cation, resource protection, and enforcement.

7 (2) VISITOR SERVICES PLAN.—

8 (A) IN GENERAL.—Not later than 3 years
9 after the date of enactment of this Act, the Sec-
10 retary shall develop and carry out an integrated
11 visitor services plan for the Recreation Area in
12 accordance with this paragraph.

13 (B) CONTENTS.—The visitor services plan
14 shall—

15 (i) assess current and anticipated fu-
16 ture visitation to the Recreation Area, in-
17 cluding recreation destinations;

18 (ii) consider the demand for various
19 types of recreation (including hiking, pic-
20 nicking, horseback riding, and the use of
21 motorized and mechanized vehicles), as
22 permissible and appropriate;

23 (iii) evaluate the impacts of recreation
24 on natural and cultural resources, water
25 resource facilities, public roads, adjacent

1 residents and property owners, and utilities
2 within the recreation area, as well as the
3 effectiveness of current enforcement and
4 efforts;

5 (iv) assess the current level of inter-
6 pretive and educational services and facili-
7 ties;

8 (v) include recommendations to—

9 (I) expand opportunities for high-
10 demand recreational activities, in ac-
11 cordance with the purposes described
12 in section 101;

13 (II) better manage Recreation
14 Area resources and improve the expe-
15 rience of Recreation Area visitors
16 through expanded interpretive and
17 educational services and facilities, and
18 improved enforcement; and

19 (III) better manage Recreation
20 Area resources to reduce negative im-
21 pacts on the environment, ecology,
22 and integrated water management ac-
23 tivities in the Recreation Area;

24 (vi) in coordination and consultation
25 with affected owners of non-Federal land,

1 assess options to incorporate recreational
2 opportunities on non-Federal land into the
3 Recreation Area—

4 (I) in manner consistent with the
5 purposes and uses of the non-Federal
6 land; and

7 (II) with the consent of the non-
8 Federal landowner;

9 (vii) assess opportunities to provide
10 recreational opportunities that connect
11 with adjacent National Forest System
12 land; and

13 (viii) be developed and carried out in
14 accordance with applicable Federal, State,
15 and local laws and ordinances.

16 (C) CONSULTATION.—In developing the
17 visitor services plan, the Secretary shall—

18 (i) consult with—

19 (I) the Partnership;

20 (II) the Advisory Council;

21 (III) appropriate State and local
22 agencies; and

23 (IV) interested nongovernmental
24 organizations; and

25 (ii) involve members of the public.

1 (b) VISITOR USE FACILITIES.—

2 (1) IN GENERAL.—The Secretary may con-
3 struct visitor use facilities in the Recreation Area.

4 (2) REQUIREMENTS.—Each facility under para-
5 graph (1) shall be developed in accordance with ap-
6 plicable Federal, State, and local—

7 (A) laws (including regulations); and

8 (B) plans.

9 (c) DONATIONS.—

10 (1) IN GENERAL.—The Secretary may accept
11 and use donated funds, property, in-kind contribu-
12 tions, and services to carry out this title.

13 (2) PROHIBITION.—The Secretary may not use
14 the authority provided by paragraph (1) to accept
15 non-Federal land that has been acquired after the
16 date of enactment of this Act through the use of
17 eminent domain.

18 (d) COOPERATIVE AGREEMENTS.—In carrying out
19 this title, the Secretary may make grants to, or enter into
20 cooperative agreements with, units of State, Tribal, and
21 local governments and private entities to conduct research,
22 develop scientific analyses, and carry out any other initia-
23 tive relating to the management of, and visitation to, the
24 Recreation Area.

1 **TITLE II—SAN GABRIEL**
2 **MOUNTAINS**

3 **SEC. 201. DEFINITIONS.**

4 In this title:

5 (1) **SECRETARY.**—The term “Secretary” means
6 the Secretary of Agriculture.

7 (2) **WILDERNESS AREA OR ADDITION.**—The
8 term “wilderness area or addition” means any wil-
9 derness area or wilderness addition designated by
10 section 203(a).

11 **SEC. 202. NATIONAL MONUMENT BOUNDARY MODIFICA-**
12 **TION.**

13 (a) **IN GENERAL.**—The Secretary shall modify the
14 boundaries of the San Gabriel Mountains National Monu-
15 ment in the State to include the approximately 109,143
16 acres of additional National Forest System land depicted
17 as the “Proposed National Monument Expansion” on the
18 map entitled “San Gabriel Mountains National Recreation
19 Area and National Monument Expansion Proposal” and
20 dated October 5, 2015.

21 (b) **ADMINISTRATION.**—On inclusion of the National
22 Forest System land described in subsection (a), the Sec-
23 retary shall administer that land as part of the San Ga-
24 briel Mountains National Monument in accordance with
25 the laws generally applicable to the Monument.

1 (1) Within 3 years after the date of enactment
2 of this Act, the Secretary shall consult with State
3 and local governments and the interested public to
4 update the existing San Gabriel Mountains National
5 Monument Plan to incorporate and provide manage-
6 ment direction and protection for the lands added to
7 the Monument.

8 **SEC. 203. DESIGNATION OF WILDERNESS AREAS AND ADDI-**
9 **TIONS.**

10 (a) DESIGNATION.—In accordance with the Wilder-
11 ness Act (16 U.S.C. 1131 et seq.), the following parcels
12 of National Forest System land in the State are des-
13 igned as wilderness and as components of the National
14 Wilderness Preservation System:

15 (1) CONDOR PEAK WILDERNESS.—Certain Fed-
16 eral land in the Angeles National Forest, comprising
17 approximately 8,417 acres, as generally depicted on
18 the map entitled “Condor Peak Wilderness—Pro-
19 posed” and dated _____, which shall be known
20 as the “Condor Peak Wilderness”.

21 (2) SAN GABRIEL WILDERNESS ADDITIONS.—
22 Certain Federal land in the Angeles National Forest,
23 comprising approximately 2,027 acres, as generally
24 depicted on the map entitled “San Gabriel Wilder-
25 ness Additions” and dated _____, which is in-

1 corporated in, and considered to be a part of, the
2 San Gabriel Wilderness designated by Public Law
3 90–318 (16 U.S.C. 1132 note; 82 Stat. 131).

4 (3) SHEEP MOUNTAIN WILDERNESS ADDI-
5 TIONS.—Certain Federal land in the Angeles Na-
6 tional Forest, comprising approximately 13,851
7 acres, as generally depicted on the map entitled
8 “Sheep Mountain Wilderness Additions” and dated
9 _____, which is incorporated in, and consid-
10 ered to be a part of, the Sheep Mountain Wilderness
11 designated by section 101(a)(29) of the California
12 Wilderness Act of 1984 (16 U.S.C. 1132 note; 98
13 Stat. 1623; Public Law 98–425).

14 (4) YERBA BUENA WILDERNESS.—Certain Fed-
15 eral land in the Angeles National Forest, comprising
16 approximately 6,774 acres, as generally depicted on
17 the map entitled “Yerba Buena Wilderness—Pro-
18 posed” and dated _____, which shall be known
19 as the “Yerba Buena Wilderness”.

20 (b) MAP AND LEGAL DESCRIPTION.—

21 (1) IN GENERAL.—As soon as practicable after
22 the date of enactment of this Act, the Secretary
23 shall file a map and a legal description of the wilder-
24 ness areas and additions with—

1 (A) the Committee on Energy and Natural
2 Resources of the Senate; and

3 (B) the Committee on Natural Resources
4 of the House of Representatives.

5 (2) FORCE OF LAW.—The map and legal de-
6 scription filed under paragraph (1) shall have the
7 same force and effect as if included in this title, ex-
8 cept that the Secretary may correct any clerical or
9 typographical error in the map or legal description.

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

14 **SEC. 204. ADMINISTRATION OF WILDERNESS AREAS AND**
15 **ADDITIONS.**

16 (a) IN GENERAL.—Subject to valid existing rights,
17 the wilderness areas and additions shall be administered
18 by the Secretary in accordance with this section and the
19 Wilderness Act (16 U.S.C. 1131 et seq.), except that any
20 reference in that Act to the effective date of that Act shall
21 be considered to be a reference to the date of enactment
22 of this Act.

23 (b) FIRE MANAGEMENT AND RELATED ACTIVI-
24 TIES.—

1 (1) IN GENERAL.—The Secretary may take
2 such measures in a wilderness area or addition des-
3 ignated in section 203 as are necessary for the con-
4 trol of fire, insects, or diseases in accordance with—

5 (A) section 4(d)(1) of the Wilderness Act
6 (16 U.S.C. 1133(d)(1)); and

7 (B) House Report 98–40 of the 98th Con-
8 gress.

9 (2) FUNDING PRIORITIES.—Nothing in this title
10 limits funding for fire or fuels management in a wil-
11 derness area or addition.

12 (3) REVISION AND DEVELOPMENT OF LOCAL
13 FIRE MANAGEMENT PLANS.—As soon as practicable
14 after the date of enactment of this Act, the Sec-
15 retary shall amend, as applicable, any local fire man-
16 agement plan that applies to a wilderness area or
17 addition designated in section 203.

18 (4) ADMINISTRATION.—In accordance with
19 paragraph (1) and any other applicable Federal law,
20 to ensure a timely and efficient response to a fire
21 emergency in a wilderness area or addition, the Sec-
22 retary shall—

23 (A) not later than 1 year after the date of
24 enactment of this Act, establish agency ap-
25 proval procedures (including appropriate delega-

1 tions of authority to the Forest Supervisor, Dis-
2 trict Manager, or other agency officials) for re-
3 sponding to fire emergencies; and

4 (B) enter into agreements with appropriate
5 State or local firefighting agencies.

6 (c) GRAZING.—The grazing of livestock in a wilder-
7 ness area or addition, if established before the date of en-
8 actment of this Act, shall be administered in accordance
9 with—

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

12 (2) the guidelines contained in Appendix A of
13 the report of the Committee on Interior and Insular
14 Affairs of the House of Representatives accom-
15 panying H.R. 2570 of the 101st Congress (H. Rept.
16 101–405).

17 (d) FISH AND WILDLIFE.—

18 (1) IN GENERAL.—In accordance with section
19 4(d)(7) of the Wilderness Act (16 U.S.C.
20 1133(d)(7)), nothing in this title affects the jurisdic-
21 tion or responsibility of the State with respect to
22 fish or wildlife on public land in the State.

23 (2) MANAGEMENT ACTIVITIES.—

24 (A) IN GENERAL.—In furtherance of the
25 purposes and principles of the Wilderness Act

1 (16 U.S.C. 1131 et seq.), the Secretary may
2 conduct any management activity that are nec-
3 essary to maintain or restore fish or wildlife
4 populations or habitats in the wilderness areas
5 and wilderness additions, if the management ac-
6 tivities are—

7 (i) consistent with relevant wilderness
8 management plans; and

9 (ii) conducted in accordance with ap-
10 propriate policies, such as the policies es-
11 tablished in Appendix B of the report of
12 the Committee on Interior and Insular Af-
13 fairs of the House of Representatives ac-
14 companying H.R. 2570 of the 101st Con-
15 gress (H. Rept. 101–405).

16 (B) INCLUSIONS.—A management activity
17 under subparagraph (A) may include the occa-
18 sional and temporary use of motorized vehicles,
19 if the use, as determined by the Secretary,
20 would promote healthy, viable, and more natu-
21 rally distributed wildlife populations that would
22 enhance wilderness values while causing the
23 minimum impact necessary to accomplish those
24 tasks.

1 (C) EXISTING ACTIVITIES.—In accordance
2 with section 4(d)(1) of the Wilderness Act (16
3 U.S.C. 1133(d)(1)) and appropriate policies
4 (such as the policies established in Appendix B
5 of House Report 101–405), the State may use
6 aircraft (including helicopters) in a wilderness
7 area or addition to survey, capture, transplant,
8 monitor, or provide water for a wildlife popu-
9 lation, including bighorn sheep.

10 (e) BUFFER ZONES.—

11 (1) IN GENERAL.—Congress does not intend for
12 the designation of wilderness areas or wilderness ad-
13 ditions by section 202 to lead to the creation of pro-
14 tective perimeters or buffer zones around each wil-
15 derness area or wilderness addition.

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

17 The fact that a nonwilderness activities or uses can
18 be seen or heard from within a wilderness area or
19 wilderness addition designated by section 202 shall
20 not, of itself, preclude the activities or uses up to the
21 boundary of the wilderness area or addition.

22 (f) MILITARY ACTIVITIES.—Nothing in this Act pre-
23 cludes—

1 (1) low-level overflights of military aircraft over
2 the wilderness areas or wilderness additions des-
3 ignated by section 202;

4 (2) the designation of new units of special air-
5 space over the wilderness areas or wilderness addi-
6 tions designated by section 202; or

7 (3) the use or establishment of a military flight
8 training routes over the wilderness areas or wilder-
9 ness additions designated by section 202.

10 (g) HORSES.—Nothing in this title precludes horse-
11 back riding in, or the entry of recreational or commercial
12 saddle or pack stock into, an area designated as a wilder-
13 ness area or wilderness addition by section 202—

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

16 (2) subject to such terms and conditions as the
17 Secretary determines to be necessary.

18 (h) LAW ENFORCEMENT.—Nothing in this title pre-
19 cludes any law enforcement or drug interdiction effort
20 within the wilderness areas or wilderness additions des-
21 ignated by section 2 in accordance with the Wilderness
22 Act (16 U.S.C. 1131 et seq.).

23 (i) WITHDRAWAL.—Subject to valid existing rights,
24 the wilderness areas and additions designated by section
25 202 are withdrawn from—

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

3 (2) location, entry, and patent under the mining
4 laws; and

5 (3) operation of the mineral materials and geo-
6 thermal leasing laws.

7 (j) INCORPORATION OF ACQUIRED LAND AND INTER-
8 ESTS.—Any land within the boundary of a wilderness area
9 or addition that is acquired by the United States shall—

10 (1) become part of the wilderness area or addi-
11 tion in which the land is located; and

12 (2) be managed in accordance with this section,
13 the Wilderness Act (16 U.S.C. 1131 et seq.), and
14 any other applicable law.

15 (k) CLIMATOLOGICAL DATA COLLECTION.—In ac-
16 cordance with the Wilderness Act (16 U.S.C. 1131 et seq.)
17 and subject to such terms and conditions as the Secretary
18 may prescribe, the Secretary may authorize the installa-
19 tion and maintenance of hydrologic, meteorologic, or cli-
20 matological collection devices in a wilderness area or addi-
21 tion if the Secretary determines that the facilities and ac-
22 cess to the facilities is essential to a flood warning, flood
23 control, or water reservoir operation activity.

1 **SEC. 205. DESIGNATION OF WILD AND SCENIC RIVERS.**

2 (a) DESIGNATION.—Section 3(a) of the Wild and
3 Scenic Rivers Act (16 U.S.C. 1274(a)) is amended by add-
4 ing at the end the following:

5 “(231) EAST FORK SAN GABRIEL RIVER, CALI-
6 FORNIA.—The following segments of the East Fork
7 San Gabriel River, to be administered by the Sec-
8 retary of Agriculture in the following classes:

9 “(A) The 10-mile segment from the con-
10 fluence of the Prairie Fork and Vincent Gulch
11 to 100 yards upstream of the Heaton Flats
12 trailhead and day use area, as a wild river.

13 “(B) The 2.7-mile segment from 100 yards
14 upstream of the Heaton Flats trailhead and day
15 use area to 100 yards upstream of the con-
16 fluence with Williams Canyon, as a recreational
17 river.

18 “(232) NORTH FORK SAN GABRIEL RIVER,
19 CALIFORNIA.—The 4.3-mile segment of the North
20 Fork San Gabriel River from the confluence with
21 Cloudburst Canyon to 0.25 miles upstream of the
22 confluence with the West Fork San Gabriel River, to
23 be administered by the Secretary of Agriculture as
24 a recreational river.

25 “(233) WEST FORK SAN GABRIEL RIVER, CALI-
26 FORNIA.—The following segments of the West Fork

1 San Gabriel River, to be administered by the Sec-
2 retary of Agriculture in the following classes:

3 “(A) The 6.7-mile segment from 0.25
4 miles downstream of its source near Red Box
5 Gap in sec. 14, T. 2 N., R. 12 W., to the con-
6 fluence with the unnamed tributary 0.25 miles
7 downstream of the power lines in sec. 22, T. 2
8 N., R. 11 W., as a recreational river.

9 “(B) The 1.6-mile segment of the West
10 Fork from 0.25 miles downstream of the
11 powerlines in sec. 22, T. 2 N., R. 11 W., to the
12 confluence with Bobcat Canyon, as a wild river.

13 “(234) LITTLE ROCK CREEK, CALIFORNIA.—
14 The following segments of Little Rock Creek and
15 tributaries, to be administered by the Secretary of
16 Agriculture in the following classes:

17 “(A) The 10.3-mile segment from its
18 source on Mt. Williamson in sec. 6, T. 3 N., R.
19 9 W., to 100 yards upstream of the confluence
20 with the South Fork Little Rock Creek, as a
21 wild river.

22 “(B) The 6.6-mile segment from 100 yards
23 upstream of the confluence with the South Fork
24 Little Rock Creek to the confluence with
25 Santiago Canyon, as a recreational river.

1 “(C) The 1-mile segment of Cooper Can-
 2 yon Creek from 0.25 miles downstream of
 3 Highway 2 to 100 yards downstream of Cooper
 4 Canyon Campground, as a scenic river.

5 “(D) The 1.3-mile segment of Cooper Can-
 6 yon Creek from 100 yards downstream of Coo-
 7 per Canyon Campground to the confluence with
 8 Little Rock Creek, as a wild river.

9 “(E) The 1-mile segment of Buckhorn
 10 Creek from 100 yards downstream of the
 11 Buckhorn Campground to its confluence with
 12 Cooper Canyon Creek, as a wild river.”.

13 (b) WATER RESOURCE FACILITIES AND WATER
 14 USE.—

15 (1) WATER RESOURCE FACILITIES.—

16 (A) DEFINITIONS.—In this section, the
 17 term “water resource facility” means—

18 (i) irrigation and pumping facilities,
 19 dams and reservoirs, flood control facili-
 20 ties, water conservation works, including
 21 debris protection facilities, sediment place-
 22 ment sites, rain gauges and stream gauges,
 23 water quality facilities, recycled water
 24 pumping, conveyance distribution systems,
 25 and treatment facilities, aqueducts, canals,

1 ditches, pipelines, wells, hydropower
2 projects, and transmission and other ancil-
3 lary facilities; and

4 (ii) other water diversion, storage, and
5 carriage structures.

6 (B) NO EFFECT ON EXISTING WATER RE-
7 SOURCE FACILITIES.—Nothing in this section
8 shall alter, modify, or affect—

9 (i) the use, operation, maintenance,
10 repair, construction, reconfiguration, ex-
11 pansion, or replacement of a water re-
12 source facility downstream of a wild and
13 scenic river segment designated by this
14 section, provided that the physical struc-
15 tures of such facilities or reservoirs shall
16 not be located within the river areas des-
17 ignated in this section; or

18 (ii) access to a water resource facility
19 downstream of a wild and scenic river seg-
20 ment designated by this section.

21 (C) NO EFFECT ON NEW WATER RE-
22 SOURCE FACILITIES.—Nothing in this section
23 shall preclude the establishment of a new water
24 resource facilities (including instream sites,

1 routes, and areas) downstream of a wild and
2 scenic river segment.

3 (2) LIMITATION.—Any new reservation of water
4 or new use of water pursuant to existing water
5 rights held by the United States to advance the pur-
6 poses of the National Wild and Scenic Rivers Act
7 (16 U.S.C. 1271 et seq.) shall be for nonconsump-
8 tive instream use only within the segments des-
9 ignated by this section.

10 (3) EXISTING LAW.—Nothing in this section af-
11 fects the implementation of the Endangered Species
12 Act of 1973 (16 U.S.C. 1531 et seq.).

13 **SEC. 206. WATER RIGHTS.**

14 (a) STATUTORY CONSTRUCTION.—Nothing in this
15 Act, and no action to implement this Act—

16 (1) shall constitute an express or implied res-
17 ervation of any water or water right, or authorizing
18 an expansion of water use pursuant to existing water
19 rights held by the United States, with respect to the
20 land designated as a wilderness area or wilderness
21 addition by section 202 or land adjacent to the wild
22 and scenic river segments designated by the amend-
23 ment made by section 204;

24 (2) shall affect, alter, modify, or condition any
25 water rights in the State in existence on the date of

1 enactment of this Act, including any water rights
2 held by the United States;

3 (3) shall be construed as establishing a prece-
4 dent with regard to any future wilderness or wild
5 and scenic river designations;

6 (4) shall affect, alter, or modify the interpreta-
7 tion of, or any designation, decision, or action made
8 pursuant to, any other Act; or

9 (5) shall be construed as limiting, altering,
10 modifying, or amending any of the interstate com-
11 pacts or equitable apportionment decrees that appor-
12 tions water among or between the State and any
13 other State.

14 (b) STATE WATER LAW.—The Secretary shall com-
15 ply with applicable procedural and substantive require-
16 ments of the law of the State in order to obtain and hold
17 any water rights not in existence on the date of enactment
18 of this Act with respect to the wilderness areas and wilder-
19 ness additions designated by section 202, and the wild and
20 scenic rivers designated by amendment made by section
21 204.

○