

Union Calendar No. 511

115TH CONGRESS
2^D SESSION

H. R. 4645

[Report No. 115-666]

To amend the Wild and Scenic Rivers Act to designate certain segments of East Rosebud Creek in Carbon County, Montana, as components of the Wild and Scenic Rivers System.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 14, 2017

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

MAY 9, 2018

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

A BILL

To amend the Wild and Scenic Rivers Act to designate certain segments of East Rosebud Creek in Carbon County, Montana, as components of the Wild and Scenic Rivers System.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “East Rosebud Wild
5 and Scenic Rivers Act”.

6 **SEC. 2. FINDINGS; PURPOSE.**

7 (a) FINDINGS.—Congress finds that—

8 (1) East Rosebud Creek is cherished by the
9 people of Montana and visitors from across the
10 United States for its clean water, spectacular nat-
11 ural setting, and outstanding recreational opportuni-
12 ties;

13 (2) recreational activities, including fishing,
14 hunting, camping, paddling, hiking, rock climbing,
15 and wildlife watching, on East Rosebud Creek and
16 the surrounding land generate millions of dollars an-
17 nually for the local economy;

18 (3) East Rosebud Creek—

19 (A) is a national treasure;

20 (B) possesses outstandingly remarkable
21 values; and

22 (C) merits the high level of protection af-
23 farded by the Wild and Scenic Rivers Act (16
24 U.S.C. 1271 et seq.) in order to maintain the
25 benefits provided by the Creek, as described in

1 paragraphs (1) and (2), for future generations
2 to enjoy; and

3 (4) designation of select public land segments of
4 East Rosebud Creek under the Wild and Scenic Riv-
5 ers Act (16 U.S.C. 1271 et seq.) would recognize the
6 importance of maintaining the values of the Creek
7 while preserving public access, respecting private
8 property rights, allowing appropriate maintenance of
9 existing infrastructure, and allowing historical uses
10 of the Creek to continue.

11 (b) PURPOSE.—The purpose of this Act is to des-
12 ignate East Rosebud Creek in the State of Montana as
13 a component of the National Wild and Scenic Rivers Sys-
14 tem to preserve and protect for present and future genera-
15 tions the outstandingly remarkable scenic, recreational,
16 and geologic values of the Creek.

17 **SEC. 3. DESIGNATION OF WILD AND SCENIC RIVER SEG-**
18 **MENTS.**

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

22 “(213) EAST ROSEBUD CREEK, MONTANA.—
23 The portions of East Rosebud Creek in the State of
24 Montana, consisting of—

1 “(A) the 13-mile segment exclusively on
2 public land within the Custer National Forest
3 from the source in the Absaroka-Beartooth Wil-
4 derness downstream to the point at which the
5 Creek enters East Rosebud Lake, including the
6 stream reach between Twin Outlets Lake and
7 Fossil Lake, to be administered by the Sec-
8 retary of Agriculture as a wild river; and

9 “(B) the 7-mile segment exclusively on
10 public land within the Custer National Forest
11 from immediately below, but not including, the
12 outlet of East Rosebud Lake downstream to the
13 point at which the Creek enters private prop-
14 erty for the first time, to be administered by
15 the Secretary of Agriculture as a recreational
16 river.”.

17 (b) ADJACENT MANAGEMENT.—

18 (1) IN GENERAL.—Nothing in paragraph (213)
19 of section 3(a) of the Wild and Scenic Rivers Act
20 (16 U.S.C. 1274(a)) (as added by subsection (a))
21 creates a protective perimeter or buffer zone outside
22 the designated boundary of the river segment des-
23 ignated by that paragraph.

24 (2) OUTSIDE ACTIVITIES.—The fact that an
25 otherwise authorized activity or use can be seen or

1 heard within the boundary of the river segment des-
2 ignated by paragraph (213) of section 3(a) of the
3 Wild and Scenic Rivers Act (16 U.S.C. 1274(a)) (as
4 added by subsection (a)) shall not preclude the activ-
5 ity or use outside the boundary of the river segment.

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