

Union Calendar No. 544

113TH CONGRESS
2^D SESSION

S. 354

[Report No. 113–713]

IN THE HOUSE OF REPRESENTATIVES

JULY 10, 2014

Referred to the Committee on Natural Resources

DECEMBER 22, 2014

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

A BILL

To modify the boundary of the Oregon Caves National
Monument, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Oregon Caves Revital-
 5 ization Act of 2013”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) MAP.—The term “map” means the map en-
 9 titled “Oregon Caves National Monument and Pre-
 10 serve”, numbered 150/80,023, and dated May 2010.

11 (2) MONUMENT.—The term “Monument”
 12 means the Oregon Caves National Monument estab-
 13 lished by Presidential Proclamation Number 876 (36
 14 Stat. 2497), dated July 12, 1909.

15 (3) NATIONAL MONUMENT AND PRESERVE.—
 16 The term “National Monument and Preserve”
 17 means the Oregon Caves National Monument and
 18 Preserve designated by section 3(a)(1).

19 (4) NATIONAL PRESERVE.—The term “National
 20 Preserve” means the National Preserve designated
 21 by section 3(a)(2).

22 (5) SECRETARY.—The term “Secretary” means
 23 the Secretary of the Interior.

24 (6) SECRETARY CONCERNED.—The term “Sec-
 25 retary concerned” means—

1 (A) the Secretary of Agriculture (acting
2 through the Chief of the Forest Service), with
3 respect to National Forest System land; and

4 (B) the Secretary of the Interior, with re-
5 spect to land managed by the Bureau of Land
6 Management.

7 (7) STATE.—The term “State” means the State
8 of Oregon.

9 **SEC. 3. DESIGNATIONS; LAND TRANSFER; BOUNDARY AD-**
10 **JUSTMENT.**

11 (a) DESIGNATIONS.—

12 (1) IN GENERAL.—The Monument and the Na-
13 tional Preserve shall be administered as a single unit
14 of the National Park System and collectively known
15 and designated as the “Oregon Caves National
16 Monument and Preserve”.

17 (2) NATIONAL PRESERVE.—The approximately
18 4,070 acres of land identified on the map as “Pro-
19 posed Addition Lands” shall be designated as a Na-
20 tional Preserve.

21 (b) TRANSFER OF ADMINISTRATIVE JURISDIC-
22 TION.—

23 (1) IN GENERAL.—Administrative jurisdiction
24 over the land designated as a National Preserve
25 under subsection (a)(2) is transferred from the Sec-

1 retary of Agriculture to the Secretary, to be admin-
2 istered as part of the National Monument and Pre-
3 serve.

4 (2) EXCLUSION OF LAND.—The boundaries of
5 the Rogue River-Siskiyou National Forest are ad-
6 justed to exclude the land transferred under para-
7 graph (1).

8 (c) BOUNDARY ADJUSTMENT.—The boundary of the
9 National Monument and Preserve is modified to exclude
10 approximately 4 acres of land—

11 (1) located in the City of Cave Junction; and

12 (2) identified on the map as the “Cave Junction
13 Unit”.

14 (d) AVAILABILITY OF MAP.—The map shall be on file
15 and available for public inspection in the appropriate of-
16 fices of the National Park Service.

17 (e) REFERENCES.—Any reference in a law, map, reg-
18 ulation, document, paper, or other record of the United
19 States to the Monument shall be considered to be a ref-
20 erence to the “Oregon Caves National Monument and Pre-
21 serve”.

22 **SEC. 4. ADMINISTRATION.**

23 (a) IN GENERAL.—The Secretary shall administer
24 the National Monument and Preserve in accordance
25 with—

1 (1) this Act;

2 (2) Presidential Proclamation Number 876 (36
3 Stat. 2497), dated July 12, 1909; and

4 (3) any law (including regulations) generally
5 applicable to units of the National Park System, in-
6 cluding the National Park Service Organic Act (16
7 U.S.C. 1 et seq.).

8 (b) FIRE MANAGEMENT.—As soon as practicable
9 after the date of enactment of this Act, in accordance with
10 subsection (a), the Secretary shall—

11 (1) revise the fire management plan for the
12 Monument to include the land transferred under sec-
13 tion 3(b)(1); and

14 (2) in accordance with the revised plan, carry
15 out hazardous fuel management activities within the
16 boundaries of the National Monument and Preserve.

17 (c) EXISTING FOREST SERVICE CONTRACTS.—

18 (1) IN GENERAL.—The Secretary shall—

19 (A) allow for the completion of any Forest
20 Service stewardship or service contract executed
21 as of the date of enactment of this Act with re-
22 spect to the National Preserve; and

23 (B) recognize the authority of the Sec-
24 retary of Agriculture for the purpose of admin-

1 istering a contract described in subparagraph
2 (A) through the completion of the contract.

3 (2) TERMS AND CONDITIONS.—All terms and
4 conditions of a contract described in paragraph
5 (1)(A) shall remain in place for the duration of the
6 contract.

7 (3) LIABILITY.—The Forest Service shall be re-
8 sponsible for any liabilities relating to a contract de-
9 scribed in paragraph (1)(A).

10 (d) GRAZING.—

11 (1) IN GENERAL.—Subject to paragraph (2),
12 the Secretary may allow the grazing of livestock
13 within the National Preserve to continue as author-
14 ized under permits or leases in existence as of the
15 date of enactment of this Act.

16 (2) APPLICABLE LAW.—Grazing under para-
17 graph (1) shall be—

18 (A) at a level not greater than the level at
19 which the grazing exists as of the date of enact-
20 ment of this Act, as measured in Animal Unit
21 Months; and

22 (B) in accordance with each applicable law
23 (including National Park Service regulations).

24 (e) FISH AND WILDLIFE.—The Secretary shall per-
25 mit hunting and fishing on land and waters within the

1 National Preserve in accordance with applicable Federal
 2 and State laws, except that the Secretary may, in con-
 3 sultation with the Oregon Department of Fish and Wild-
 4 life, designate zones in which, and establish periods during
 5 which, no hunting or fishing shall be permitted for reasons
 6 of public safety, administration, or compliance by the Sec-
 7 retary with any applicable law (including regulations).

8 **SEC. 5. VOLUNTARY GRAZING LEASE OR PERMIT DONA-**
 9 **TION PROGRAM.**

10 (a) DONATION OF LEASE OR PERMIT.—

11 (1) ACCEPTANCE BY SECRETARY CON-
 12 CERNED.—The Secretary concerned shall accept a
 13 grazing lease or permit that is donated by a lessee
 14 or permittee for—

15 (A) the Big Grayback Grazing Allotment
 16 located in the Rogue River-Siskiyou National
 17 Forest; and

18 (B) the Billy Mountain Grazing Allotment
 19 located on a parcel of land that is managed by
 20 the Secretary (acting through the Director of
 21 the Bureau of Land Management).

22 (2) TERMINATION.—With respect to each graz-
 23 ing permit or lease donated under paragraph (1),
 24 the Secretary shall—

1 (A) terminate the grazing permit or lease;
 2 and

3 (B) ensure a permanent end to grazing on
 4 the land covered by the grazing permit or lease.

5 (b) EFFECT OF DONATION.—A lessee or permittee
 6 that donates a grazing lease or grazing permit (or a por-
 7 tion of a grazing lease or grazing permit) under this sec-
 8 tion shall be considered to have waived any claim to any
 9 range improvement on the associated grazing allotment or
 10 portion of the associated grazing allotment, as applicable.

11 **SEC. 6. WILD AND SCENIC RIVER DESIGNATIONS.**

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

15 “(208) RIVER STYX, OREGON.—The subterra-
 16 nean segment of Cave Creek, known as the River
 17 Styx, to be administered by the Secretary of the In-
 18 terior as a scenic river.”.

19 (b) POTENTIAL ADDITIONS.—

20 (1) IN GENERAL.—Section 5(a) of the Wild and
 21 Scenic Rivers Act (16 U.S.C. 1276(a)) is amended
 22 by adding at the end the following:

23 “(141) OREGON CAVES NATIONAL MONUMENT
 24 AND PRESERVE, OREGON.—

1 “(A) CAVE CREEK, OREGON.—The 2.6-
2 mile segment of Cave Creek from the head-
3 waters at the River Styx to the boundary of the
4 Rogue River Siskiyou National Forest.

5 “(B) LAKE CREEK, OREGON.—The 3.6-
6 mile segment of Lake Creek from the head-
7 waters at Bigelow Lakes to the confluence with
8 Cave Creek.

9 “(C) NO NAME CREEK, OREGON.—The
10 0.6-mile segment of No Name Creek from the
11 headwaters to the confluence with Cave Creek.

12 “(D) PANTHER CREEK.—The 0.8-mile seg-
13 ment of Panther Creek from the headwaters to
14 the confluence with Lake Creek.

15 “(E) UPPER CAVE CREEK.—The segment
16 of Upper Cave Creek from the headwaters to
17 the confluence with River Styx.”.

18 (2) STUDY; REPORT.—Section 5(b) of the Wild
19 and Scenic Rivers Act (16 U.S.C. 1276(b)) is
20 amended by adding at the end the following:

21 “(20) OREGON CAVES NATIONAL MONUMENT
22 AND PRESERVE, OREGON.—Not later than 3 years
23 after the date on which funds are made available to
24 carry out this paragraph, the Secretary shall—

1 “(A) complete the study of the Oregon
2 Caves National Monument and Preserve seg-
3 ments described in subsection (a)(141); and
4 “(B) submit to Congress a report con-
5 taining the results of the study.”.

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