

115TH CONGRESS  
2D SESSION

# S. 3333

To provide lasting protection for inventoried roadless areas within the  
National Forest System.

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## IN THE SENATE OF THE UNITED STATES

AUGUST 1, 2018

Ms. CANTWELL (for herself, Mr. WYDEN, Mr. MERKLEY, Mrs. FEINSTEIN, Ms. HARRIS, Mr. MARKEY, Mr. HEINRICH, Ms. SMITH, Mr. BLUMENTHAL, Mrs. MURRAY, Mr. WHITEHOUSE, Mr. REED, Mr. SANDERS, Mr. UDALL, Ms. HIRONO, Mr. MENENDEZ, and Mr. DURBIN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To provide lasting protection for inventoried roadless areas  
within the National Forest 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 “Roadless Area Con-  
5 servation Act of 2018”.

### 6 **SEC. 2. FINDINGS AND PURPOSE.**

7 (a) IN GENERAL.—Congress finds that—

1           (1) there is a compelling need to establish na-  
2           tional protection for inventoried roadless areas of the  
3           National Forest System in order to protect the  
4           unique social and ecological values of those irreplace-  
5           able resources;

6           (2) roadless areas protect healthy watersheds  
7           and the numerous benefits of healthy watersheds,  
8           which include—

9                   (A) providing the setting for many forms  
10                  of outdoor recreation;

11                  (B) ensuring a supply of clean water for  
12                  domestic, agricultural, and industrial uses;

13                  (C) providing drinking water to tens of  
14                  millions of citizens of the United States; and

15                  (D) helping maintain abundant and  
16                  healthy fish and wildlife populations and habi-  
17                  tats;

18           (3) maintaining roadless areas in a relatively  
19           undisturbed condition—

20                   (A) saves downstream communities mil-  
21                  lions of dollars in water filtration costs; and

22                   (B) is crucial to preserve the flow of af-  
23                  fordable, clean water to a growing population;

24           (4) the protection of roadless areas can main-  
25           tain biological strongholds and refuges for many im-

1 periled species by halting the ongoing fragmentation  
2 of the landscape into smaller and smaller parcels of  
3 land divided by road corridors;

4 (5) roadless areas conserve native biodiversity  
5 by serving as a bulwark against the spread of non-  
6 native invasive species;

7 (6) roadless areas provide important  
8 backcountry fish and game habitat, creating oppor-  
9 tunities for hunting and commercial and sport fish-  
10 ing;

11 (7) roadless areas provide unparalleled opportu-  
12 nities for outdoor recreation, including hiking, camp-  
13 ing, picnicking, wildlife viewing, hunting, fishing,  
14 cross-country skiing, canoeing, mountain-biking, and  
15 similar activities;

16 (8) while roadless areas may have many wilder-  
17 ness-like attributes, unlike wilderness areas, the use  
18 of mechanized means of travel is allowed in many  
19 roadless areas;

20 (9) roadless areas contain many sites sacred to  
21 Native Americans, Alaska Natives, and other groups  
22 that use roadless areas for spiritual and religious  
23 practices and access, including customary and tradi-  
24 tional uses and activities;

1           (10) from the inception of Federal land man-  
2           agement, the mission of the Forest Service has been  
3           to manage the National Forest System for multiple  
4           uses, including resource utilization, conservation,  
5           and other uses;

6           (11) consistent with the multiple-use mission  
7           described in paragraph (10), this Act—

8                   (A) ensures the continued protection of so-  
9                   cial and ecological values, while allowing for  
10                  many multiple uses of inventoried roadless  
11                  areas; and

12                  (B) does not impose any new limitations  
13                  on—

14                           (i) inventoried roadless areas; or

15                           (ii) the use of, or access to, National  
16                  Forest System, State, or private land out-  
17                  side inventoried roadless areas;

18           (12) enacting a law for the protection of inven-  
19           toried roadless areas—

20                   (A) provides additional reliability to areas  
21                   with recreation-based economies that depend on  
22                   public land without roads for jobs, revenue, and  
23                   consumer spending; and

24                   (B) encourages forest managers to con-  
25                   tinue giving priority to conducting fuel reduc-

1           tion treatments in the areas in which the treat-  
 2           ments will have the most impact;

3           (13) wildfires are almost twice as likely to occur  
 4       in roaded areas as in roadless areas, because  
 5       roadless areas are generally located further away  
 6       from communities and are harder to access;

7           (14) the Forest Service has an enormous back-  
 8       log of maintenance needs for the existing 371,581-  
 9       mile road system of the Forest Service that will cost  
 10      \$3,200,000,000 to eliminate; and

11          (15) continued protection of roadless areas will  
 12      continue to allow for the development of hydropower  
 13      projects.

14      (b) PURPOSE.—The purpose of this Act is to provide,  
 15   within the context of multiple-use management, lasting  
 16   protection for inventoried roadless areas within the Na-  
 17   tional Forest System.

18   **SEC. 3. DEFINITIONS.**

19      In this Act:

20          (1) INVENTORIED ROADLESS AREA.—The term  
 21      “inventoried roadless area” means any area in which  
 22      road construction, road reconstruction, or logging is  
 23      subject to regulation under the Roadless Rule.

24          (2) ROADLESS RULE.—The term “Roadless  
 25      Rule” means part 294 of title 36, Code of Federal

1 Regulations, as adopted on January 12, 2001, and  
2 modified for Idaho on October 16, 2008, and for  
3 Colorado on July 3, 2012, and December 19, 2016.

4 (3) SECRETARY.—The term “Secretary” means  
5 the Secretary of Agriculture, acting through the  
6 Chief of the Forest Service.

7 **SEC. 4. PROTECTION OF INVENTORIED ROADLESS AREAS.**

8 The Secretary shall not allow road construction, road  
9 reconstruction, or logging in an inventoried roadless area  
10 where those activities are prohibited by the Roadless Rule.

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