

Calendar No. 685

117TH CONGRESS
2^D SESSION

S. 3129

[Report No. 117–283]

To amend the Wild and Scenic Rivers Act to designate certain segments of the Gila River system in the State of New Mexico as components of the National Wild and Scenic Rivers System, to provide for the transfer of administrative jurisdiction over certain Federal land in the State of New Mexico, and for other purposes.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 2, 2021

Mr. HEINRICH (for himself and Mr. LUJÁN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

DECEMBER 20, 2022

Reported by Mr. MANCHIN, with an amendment

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

A BILL

To amend the Wild and Scenic Rivers Act to designate certain segments of the Gila River system in the State of New Mexico as components of the National Wild and Scenic Rivers System, to provide for the transfer of administrative jurisdiction over certain Federal land in the State of New Mexico, 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 “~~M.H. Dutch Salmon~~
 5 Greater Gila Wild and Seenie River Act”.

6 **SEC. 2. DESIGNATION OF WILD AND SCENIC RIVERS.**

7 (a) ~~FINDINGS.~~—Congress finds that—

8 (1) the Greater Gila River watershed and other
 9 rivers in the Gila National Forest are cherished by
 10 the people of the State of New Mexico and visitors
 11 from across the United States for their clean water,
 12 outstanding fish and wildlife habitat, low-cost rec-
 13 reational opportunities for local communities, and
 14 cultural sites;

15 (2) the Greater Gila River watershed supports
 16 many important economic activities in the region, in-
 17 cluding farming, ranching, hunting, fishing, camp-
 18 ing, backpacking, hiking, wildlife viewing, horseback
 19 riding, and floating;

20 (3) portions of the Greater Gila River water-
 21 shed and other rivers in the Gila National Forest—

22 (A) are a national treasure deserving of in-
 23 clusion in the National Wild and Seenie Rivers
 24 System;

1 (B) possess numerous outstandingly re-
2 markable values; and

3 (C) contain segments that merit the high
4 level of protection provided by the Wild and
5 Scenic Rivers Act (16 U.S.C. 1271 et seq.) to
6 maintain the benefits provided by the Greater
7 Gila River watershed and other rivers in the
8 Gila National Forest for future generations of
9 people in the State of New Mexico to enjoy; and
10 (4) wild and scenic river designations—

11 (A) recognize the importance of maintain-
12 ing the values of the segments;

13 (B) are compatible with traditional values
14 and cultural uses important to rural commu-
15 nities;

16 (C) provide multiple benefits to the local
17 community and beyond, including by—

18 (i) focusing management on river and
19 river-related resources and values, includ-
20 ing supporting voluntary management on
21 adjacent non-Federal land;

22 (ii) protecting rivers in a manner com-
23 plementary to the Wilderness Act (16
24 U.S.C. 1131 et seq.), as contemplated

under section 10(b) of the Wild and Scenic Rivers Act (16 U.S.C. 1281(b));

(iii) preserving and enhancing public access, including for the legal use of off-highway vehicles, while not opening private land to public access;

(iv) preserving and enhancing the protection of cultural artifacts and Tribal sacred and ceremonial sites;

(v) preserving and enhancing recreational opportunities;

(vi) encouraging and enhancing traditional uses, such as hunting and fishing;

(vii) better informing the public about areas in the region with exceptional characteristics and opportunities for unique experiences;

(viii) promoting the outdoor recreation economy; and

(ix) protecting and enhancing economic activity through protecting natural flows through designated segments;

(D) do not abrogate existing rights, privileges, or contracts, including—

1 (i) private property rights or restrict
2 development or use on private land;

3 (ii) existing water rights, interstate
4 water compacts, or existing irrigation sys-
5 tems and other water development or dis-
6 tribution facilities, including the ability to
7 maintain the systems and facilities;

8 (iii) grazing operations; or

9 (iv) access for the public to public
10 land within a designated river corridor;
11 and

12 ~~(E) do not open private land to public ac-~~
13 ~~cess.~~

14 (b) PURPOSE.—The purpose of this section is to pro-
15 tect for current and future generations of people in the
16 United States the outstandingly remarkable scenic, nat-
17 ural, cultural, wildlife, fish, recreational, scientific, his-
18 toric, cultural, ecological, and other values of certain seg-
19 ments of the Greater Gila River watershed and other riv-
20 ers in the Gila National Forest.

21 (c) DEFINITIONS.—In this section:

22 (1) COVERED SEGMENT.—The term “covered
23 segment” means a river segment designated by para-
24 graph ~~(231)~~ of section ~~3~~(a) of the Wild and Scenic

1 Rivers Act (16 U.S.C. 1274(a)) (as added by sub-
 2 section (d)).

3 ~~(2) SECRETARY CONCERNED.~~—The term “Sec-
 4 retary concerned” means—

5 (A) the Secretary of the Interior, with re-
 6 spect to a covered segment under the jurisdic-
 7 tion of the Secretary of the Interior; and

8 (B) the Secretary of Agriculture, with re-
 9 spect to a covered segment under the jurisdic-
 10 tion of the Secretary of Agriculture.

11 ~~(3) STATE.~~—The term “State” means the State
 12 of New Mexico.

13 ~~(d) DESIGNATION OF SEGMENTS.~~—Section 2(a) of
 14 the Wild and Scenic Rivers Act (16 U.S.C. 1274(a)) is
 15 amended by adding at the end the following:

16 “~~(231) GILA RIVER SYSTEM, NEW MEXICO.~~—
 17 The following segments of the Gila River system in
 18 Las Animas Creek, Holden Prong, and McKnight
 19 Canyon in the State of New Mexico, to be adminis-
 20 tered by the Secretary concerned (as defined in sec-
 21 tion 2(e) of the M.H. Dutch Salmon Greater Gila
 22 Wild and Scenic River Act) in the following classi-
 23 fications:

24 “(A) APACHE CREEK.—The approximately
 25 10.5-mile segment, as generally depicted on the

1 map entitled 'Apache Creek' and dated April
2 30, 2020, as a wild river.

3 “(B) BLACK CANYON CREEK.—

4 “(i) The 11.8-mile segment, as gen-
5 erally depicted on the map entitled 'Black
6 Canyon Creek' and dated April 30, 2020,
7 as a wild river.

8 “(ii) The 0.6-mile segment, as gen-
9 erally depicted on the map entitled 'Black
10 Canyon Creek' and dated April 30, 2020,
11 as a recreational river.

12 “(iii) The 1.9-mile segment, as gen-
13 erally depicted on the map entitled 'Black
14 Canyon Creek' and dated April 30, 2020,
15 as a recreational river.

16 “(iv) The 11-mile segment, as gen-
17 erally depicted on the map entitled 'Black
18 Canyon Creek' and dated April 30, 2020,
19 as a wild river.

20 “(C) DIAMOND CREEK.—

21 “(i) The approximately 13.3-mile seg-
22 ment, as generally depicted on the map en-
23 titled 'Diamond Creek' and dated March
24 27, 2020, as a wild river.

“(ii) The approximately 4.7-mile segment, as generally depicted on the map entitled ‘Diamond Creek’ and dated March 27, 2020, as a wild river.

“(iii) The approximately 3.1-mile segment, as generally depicted on the map entitled ‘Diamond Creek’ and dated March 27, 2020, as a recreational river.

“(iv) The approximately 1.6-mile segment, as generally depicted on the map entitled ‘Diamond Creek’ and dated March 27, 2020, as a recreational river.

“(v) The approximately 4.1-mile segment, as generally depicted on the map entitled ‘Diamond Creek’ and dated March 27, 2020, as a wild river.

“(D) SOUTH DIAMOND CREEK.—The approximately 16.1-mile segment, as generally depicted on the map entitled ‘South Diamond Creek’ and dated March 27, 2020, as a wild river.

“(E) GILA RIVER.—

“(i) The approximately 34.9-mile segment, as generally depicted on the map en-

1 titled ‘Gila River’ and dated April 30,
2 2020, as a wild river.

3 “(ii) The approximately 2.5-mile seg-
4 ment, as generally depicted on the map en-
5 titled ‘Gila River’ and dated April 30,
6 2020, as a recreational river.

7 “(iii) The approximately 3-mile seg-
8 ment, as generally depicted on the map en-
9 titled ‘Gila River’ and dated April 30,
10 2020, as a wild river.

11 “(F) GILA RIVER, EAST FORK.—The ap-
12 proximately 10.3-mile segment, as generally de-
13 picted on the map entitled ‘East Fork Gila
14 River’ and dated April 30, 2020, as a wild
15 river.

16 “(G) GILA RIVER, GILA LOWER BOX.—

17 “(i) The approximately 3.1-mile seg-
18 ment, as generally depicted on the map en-
19 titled ‘Gila River, Gila Lower Box’ and
20 dated April 21, 2020, as a recreational
21 river.

22 “(ii) The approximately 6.1-mile seg-
23 ment, as generally depicted on the map en-
24 titled ‘Gila River, Gila Lower Box’ and
25 dated April 21, 2020, as a wild river.

1 “(H) GILA RIVER, GILA MIDDLE BOX.—

2 “(i) The approximately 0.6-mile seg-
3 ment, as generally depicted on the map en-
4 titled ‘Gila River, Gila Middle Box’ and
5 dated April 30, 2020, as a recreational
6 river.

7 “(ii) The approximately 0.4-mile seg-
8 ment, as generally depicted on the map en-
9 titled ‘Gila River, Gila Middle Box’ and
10 dated April 30, 2020, as a recreational
11 river.

12 “(iii) The approximately 0.3-mile seg-
13 ment, as generally depicted on the map en-
14 titled ‘Gila River, Gila Middle Box’ and
15 dated April 30, 2020, as a recreational
16 river.

17 “(iv) The approximately 0.3-mile seg-
18 ment, as generally depicted on the map en-
19 titled ‘Gila River, Gila Middle Box’ and
20 dated April 30, 2020, as a recreational
21 river.

22 “(v) The approximately 1.6-mile seg-
23 ment, as generally depicted on the map en-
24 titled ‘Gila River, Gila Middle Box’ and

1 dated April 30, 2020, as a recreational
2 river.

3 “(vi) The approximately 9.8-mile seg-
4 ment, as generally depicted on the map en-
5 titled ‘Gila River, Gila Middle Box’ and
6 dated April 30, 2020, as a wild river.

7 “(I) GILA RIVER, MIDDLE FORK.—

8 “(i) The approximately 1.2-mile seg-
9 ment, as generally depicted on the map en-
10 titled ‘Middle Fork Gila River’ and dated
11 May 1, 2020, as a recreational river.

12 “(ii) The approximately 35.5-mile seg-
13 ment, as generally depicted on the map en-
14 titled ‘Middle Fork Gila River’ and dated
15 May 1, 2020, as a wild river.

16 “(J) GILA RIVER, WEST FORK.—

17 “(i) The approximately 30.6-mile seg-
18 ment, as generally depicted on the map en-
19 titled ‘West Fork Gila River’ and dated
20 May 1, 2020, as a wild river.

21 “(ii) The approximately 4-mile seg-
22 ment, as generally depicted on the map en-
23 titled ‘West Fork Gila River’ and dated
24 May 1, 2020, as a recreational river.

1 “(K) GILITA CREEK.— The approximately
2 6.4-mile segment, as generally depicted on the
3 map entitled ‘Gilita Creek’ and dated March 4,
4 2020, as a wild river.

5 “(L) HOLDEN PRONG.— The approxi-
6 mately 7.3-mile segment, as generally depicted
7 on the map entitled ‘Holden Prong’ and dated
8 March 27, 2020, as a wild river.

9 “(M) INDIAN CREEK.—

10 “(i) The approximately 5-mile seg-
11 ment, as generally depicted on the map en-
12 titled ‘Indian Creek’ and dated March 27,
13 2020, as a recreational river.

14 “(ii) The approximately 9.5-mile seg-
15 ment, as generally depicted on the map en-
16 titled ‘Indian Creek’ and dated March 27,
17 2020, as a wild river.

18 “(N) IRON CREEK.—The approximately
19 13.2-mile segment, as generally depicted on the
20 map entitled ‘Iron Creek’ and dated March 4,
21 2020, as a wild river.

22 “(O) LAS ANIMAS CREEK.—

23 “(i) The approximately 5.3-mile seg-
24 ment, as generally depicted on the map en-

1 titled ‘Las Animas Creek’ and dated
2 March 27, 2020, as a wild river.

3 “(ii) The approximately 2.3-mile seg-
4 ment, as generally depicted on the map en-
5 titled ‘Las Animas Creek’ and dated
6 March 27, 2020, as a scenic river.

7 “(P) LITTLE CREEK.—

8 “(i) The approximately 0.3-mile seg-
9 ment, as generally depicted on the map en-
10 titled ‘Little Creek’ and dated May 1,
11 2020, as a recreational river.

12 “(ii) The approximately 18.3-mile seg-
13 ment, as generally depicted on the map en-
14 titled ‘Little Creek’ and dated May 1,
15 2020, as a wild river.

16 “(Q) MCKNIGHT CANYON.—The approxi-
17 mately 10.3-mile segment, as generally depicted
18 on the map entitled ‘McKnight Canyon’ and
19 dated March 4, 2020, as a wild river.

20 “(R) MINERAL CREEK.—

21 “(i) The approximately 8.3-mile seg-
22 ment, as generally depicted on the map en-
23 titled ‘Mineral Creek’ and dated March 27,
24 2020, as a wild river.

1 “(ii) The approximately 0.5-mile seg-
2 ment, as generally depicted on the map en-
3 titled ‘Mineral Creek’ and dated March 27,
4 2020, as a recreational river.

5 “(iii) The approximately 0.5-mile seg-
6 ment, as generally depicted on the map en-
7 titled ‘Mineral Creek’ and dated March 27,
8 2020, as a recreational river.

9 “(iv) The approximately 0.1-mile seg-
10 ment, as generally depicted on the map en-
11 titled ‘Mineral Creek’ and dated March 27,
12 2020, as a recreational river.

13 “(v) The approximately 0.03-mile seg-
14 ment, as generally depicted on the map en-
15 titled ‘Mineral Creek’ and dated March 27,
16 2020, as a recreational river.

17 “(vi) The approximately 0.02-mile
18 segment, as generally depicted on the map
19 entitled ‘Mineral Creek’ and dated March
20 27, 2020, as a recreational river.

21 “(vii) The approximately 0.6-mile seg-
22 ment, as generally depicted on the map en-
23 titled ‘Mineral Creek’ and dated March 27,
24 2020, as a recreational river.

1 “(viii) The approximately 0.1-mile
2 segment, as generally depicted on the map
3 entitled ‘Mineral Creek’ and dated March
4 27, 2020, as a recreational river.

5 “(ix) The approximately 0.03-mile
6 segment, as generally depicted on the map
7 entitled ‘Mineral Creek’ and dated March
8 27, 2020, as a recreational river.

9 “(x) The approximately 0.7-mile seg-
10 ment, as generally depicted on the map en-
11 titled ‘Mineral Creek’ and dated March 27,
12 2020, as a recreational river.

13 “(S) MOGOLLON CREEK.— The approxi-
14 mately 15.8-mile segment, as generally depicted
15 on the map entitled ‘Mogollon Creek’ and dated
16 April 2, 2020, as a wild river.

17 “(T) WEST FORK MOGOLLON CREEK.—
18 The approximately 8.5-mile segment, as gen-
19 erally depicted on the map entitled ‘West Fork
20 Mogollon Creek’ and dated March 4, 2020, as
21 a wild river.

22 “(U) MULE CREEK.—The approximately
23 4.3-mile segment, as generally depicted on the
24 map entitled ‘Mule Creek’ and dated March 4,
25 2020, as a wild river.

1 “(V) SAN FRANCISCO RIVER, DEVIL’S
2 CREEK.—

3 “(i) The approximately 1.8-mile seg-
4 ment, as generally depicted on the map en-
5 titled ‘M.H. Dutch Salmon Greater Gila
6 Wild and Seenie Rivers Act Discussion
7 Draft’ and dated October 29, 2021, as a
8 seenie river.

9 “(ii) The approximately 6.4-mile seg-
10 ment, as generally depicted on the map en-
11 titled ‘M.H. Dutch Salmon Greater Gila
12 Wild and Seenie Rivers Act Discussion
13 Draft’ and dated October 29, 2021, as a
14 seenie river.

15 “(iii) The approximately 6.1-mile seg-
16 ment, as generally depicted on the map en-
17 titled ‘M.H. Dutch Salmon Greater Gila
18 Wild and Seenie Rivers Act Discussion
19 Draft’ and dated October 29, 2021, as a
20 seenie river.

21 “(iv) The approximately 1.2-mile seg-
22 ment, as generally depicted on the map en-
23 titled ‘San Francisco River, Devil’s Creek’
24 and dated March 27, 2020, as a rec-
25 reational river.

1 “(v) The approximately 5.9-mile seg-
2 ment, as generally depicted on the map en-
3 titled ‘San Francisco River, Devil’s Creek’
4 and dated March 27, 2020, as a rec-
5 reational river.

6 “(W) ~~SAN FRANCISCO RIVER, LOWER SAN~~
7 ~~FRANCISCO RIVER CANYON.—~~

8 “(i) The approximately 1.8-mile seg-
9 ment, as generally depicted on the map en-
10 titled ‘San Francisco River, Lower San
11 Francisco River Canyon’ and dated March
12 27, 2020, as a wild river.

13 “(ii) The approximately 0.6-mile seg-
14 ment, as generally depicted on the map en-
15 titled ‘San Francisco River, Lower San
16 Francisco River Canyon’ and dated March
17 27, 2020, as a recreational river.

18 “(iii) The approximately 14.6-mile
19 segment, as generally depicted on the map
20 entitled ‘San Francisco River, Lower San
21 Francisco River Canyon’ and dated March
22 27, 2020, as a wild river.

23 “(X) ~~SAN FRANCISCO RIVER, UPPER FRIS-~~
24 ~~CO BOX.—~~The approximately 6-mile segment,
25 as generally depicted on the map entitled ‘San

1 Francisco River, Upper Frisco Box' and dated
2 March 4, 2020, as a wild river.

3 “(Y) SAPILLO CREEK.—The approximately
4 7.2-mile segment, as generally depicted on the
5 map entitled ‘Sapillo Creek’ and dated March
6 27, 2020, as a wild river.

7 “(Z) SPRUCE CREEK.—The approximately
8 3.7-mile segment, as generally depicted on the
9 map entitled ‘Spruce Creek’ and dated March
10 4, 2020, as a wild river.

11 “(AA) TAYLOR CREEK.—

12 “(i) The approximately 0.4-mile seg-
13 ment, as generally depicted on the map en-
14 titled ‘Taylor Creek’ and dated April 30,
15 2020, as a scenic river.

16 “(ii) The approximately 6.1-mile seg-
17 ment, as generally depicted on the map en-
18 titled ‘Taylor Creek’ and dated April 30,
19 2020, as a wild river.

20 “(iii) The approximately 6.7-mile seg-
21 ment, as generally depicted on the map en-
22 titled ‘Taylor Creek’ and dated April 30,
23 2020, as a wild river.

24 “(BB) TURKEY CREEK.—The approxi-
25 mately 17.1-mile segment, as generally depicted

on the map entitled ‘Turkey Creek’ and dated April 30, 2020, as a wild river.

~~“(CC) WHITEWATER CREEK.—~~

~~“(i) The approximately 13.5-mile segment, as generally depicted on the map entitled ‘Whitewater Creek’ and dated March 27, 2020, as a wild river.~~

~~“(ii) The approximately 1.1-mile segment, as generally depicted on the map entitled ‘Whitewater Creek’ and dated March 27, 2020, as a recreational river.~~

~~“(DD) WILLOW CREEK.—~~

~~“(i) The approximately 3-mile segment, as generally depicted on the map entitled ‘Willow Creek’ and dated April 30, 2020, as a recreational river.~~

~~“(ii) The approximately 2.9-mile segment, as generally depicted on the map entitled ‘Willow Creek’ and dated April 30, 2020, as a recreational river.”.~~

~~(e) WITHDRAWAL.—Subject to valid existing rights, all Federal land within the boundary of a covered segment is withdrawn from all forms of—~~

~~(1) entry, appropriation, or disposal under the public land laws;~~

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

3 (3) disposition under all laws pertaining to min-
4 eral and geothermal leasing or mineral materials.

5 (f) MAPS; LEGAL DESCRIPTIONS.—

6 (1) IN GENERAL.—As soon as practicable after
7 the date of enactment of this Act, the Secretary con-
8 cerned shall prepare maps and legal descriptions of
9 the covered segments.

10 (2) FORCE OF LAW.—The maps and legal de-
11 scriptions prepared under paragraph (1) shall have
12 the same force and effect as if included in this sec-
13 tion, except that the Secretary concerned may cor-
14 rect minor errors in the maps and legal descriptions.

15 (3) AVAILABILITY.—The map and legal descrip-
16 tion prepared under paragraph (1) shall be on file
17 and available for public inspection in the appropriate
18 offices of the Forest Service, the Bureau of Land
19 Management, and the National Park Service.

20 (g) COMPREHENSIVE RIVER MANAGEMENT PLAN.—

21 The Secretary concerned shall prepare the comprehensive
22 management plan for the covered segments pursuant to
23 section 3(d) of the Wild and Scenic Rivers Act (16 U.S.C.
24 1274(d)) after consulting with Tribal governments, appli-

1 cable political subdivisions of the State, and interested
 2 members of the public.

3 (h) INCORPORATION OF ACQUIRED LAND AND IN-
 4 TERESTS IN LAND.—If the United States acquires any
 5 non-Federal land within or adjacent to a covered segment,
 6 the acquired land shall be incorporated in, and be adminis-
 7 tered as part of, the applicable covered segment.

8 (i) EFFECT OF SECTION.—

9 (1) EFFECT ON RIGHTS.—In accordance with
 10 section 12(b) of the Wild and Scenic Rivers Act (16
 11 U.S.C. 1283(b)), nothing in this section or an
 12 amendment made by this section abrogates any ex-
 13 isting rights of, privilege of, or contract held by any
 14 person, including any right, privilege, or contract
 15 that affects Federal land or private land, without
 16 the consent of the person, including—

17 (A) grazing permits or leases;

18 (B) existing water rights, including the ju-
 19 risdiction of the State in administering water
 20 rights;

21 (C) existing points of diversion, including
 22 appropriate maintenance, repair, or replace-
 23 ment;

(D) existing water distribution infrastructure, including appropriate maintenance, repair, or replacement; and

(E) valid existing rights for mining and mineral leases.

(2) CONDEMNATION.—No land or interest in land shall be acquired under this section or an amendment made by this section without the consent of the owner.

(3) RELATIONSHIP TO OTHER LAW.—Nothing in this section amends or otherwise affects the Arizona Water Settlements Act (Public Law 108–451; 118 Stat. 3478).

(4) SPECIES RECOVERY.—

(A) IN GENERAL.—Notwithstanding section 7 of the Wild and Scenic Rivers Act (16 U.S.C. 1278) and subject to subparagraphs (B) and (C), the Secretary concerned may authorize the construction, maintenance, or replacement of 1 or more fish barriers or other projects with respect to a covered segment if the Secretary concerned determines that the fish barrier or other project—

(i) is necessary for the recovery of a species that is—

1 (I) listed as endangered or
2 threatened under the Endangered
3 Species Act of 1973 (16 U.S.C. 1531
4 et seq.); and

5 (II) identified as an outstand-
6 ingly remarkable value of the covered
7 segment in accordance with the Wild
8 and Scenic Rivers Act (16 U.S.C.
9 1271 et seq.); and

10 (ii) is included in the applicable spe-
11 cies recovery plan prepared under section 4
12 of the Endangered Species Act of 1973 (16
13 U.S.C. 1533).

14 (B) REVIEW REQUIRED.—A project au-
15 thorized under subparagraph (A) shall be re-
16 viewed in accordance with section 7 of the Wild
17 and Scenic Rivers Act (16 U.S.C. 1278), but a
18 finding that the project does not meet the appli-
19 cable evaluation standard under that section
20 shall not, of itself, preclude the project from
21 being carried out.

22 (C) IMPACTS MINIMIZED.—For any project
23 authorized under subparagraph (A), the Sec-
24 retary concerned shall ensure that any impacts
25 to the free-flowing characteristics of the river

1 and other outstandingly remarkable river and
2 scenic values are minimized to the maximum
3 extent the Secretary concerned determines to be
4 practicable, consistent with the natural appear-
5 ance and accessibility of the covered segment as
6 in existence on the date of enactment of this
7 Act.

8 (D) ASSISTANCE.—Nothing in this para-
9 graph prohibits a Federal agency from assisting
10 with a loan, grant, or permit, or providing any
11 other form of assistance, for a project author-
12 ized under subparagraph (A).

13 (5) STATE LAND JURISDICTION.—Nothing in
14 this section or an amendment made by this section
15 affects the jurisdiction of land under the jurisdiction
16 of the State, including land under the jurisdiction of
17 the New Mexico State Land Office and the New
18 Mexico Department of Game and Fish.

19 (6) FISH AND WILDLIFE.—Nothing in this sec-
20 tion or an amendment made by this section affects
21 the jurisdiction of the State with respect to fish and
22 wildlife in the State.

23 (7) TREATY RIGHTS.—Nothing in this section
24 or an amendment made by this section alters, modi-
25 fies, diminishes, or extinguishes the reserved treaty

1 rights of any Indian Tribe with respect to hunting,
 2 fishing, gathering, and cultural or religious rights in
 3 the vicinity of a covered segment as protected by a
 4 treaty.

5 **SEC. 3. MODIFICATION OF BOUNDARIES OF GILA CLIFF**
 6 **DWELLINGS NATIONAL MONUMENT AND GILA**
 7 **NATIONAL FOREST.**

8 (a) TRANSFER OF ADMINISTRATIVE JURISDIC-
 9 TION.—

10 (1) IN GENERAL.—Administrative jurisdiction
 11 over the land described in paragraph (2) is trans-
 12 ferred from the Secretary of Agriculture to the Sec-
 13 retary of the Interior.

14 (2) DESCRIPTION OF LAND.—The land referred
 15 to in paragraph (1) is the approximately 440 acres
 16 of land identified as “Transfer from USDA Forest
 17 Service to National Park Service” on the map enti-
 18 tled “Gila Cliff Dwellings National Monument Pro-
 19 posed Boundary Adjustment” and dated March
 20 2020.

21 (b) BOUNDARY MODIFICATIONS.—

22 (1) GILA CLIFF DWELLINGS NATIONAL MONU-
 23 MENT.—

24 (A) IN GENERAL.—The boundary of the
 25 Gila Cliff Dwellings National Monument is re-

vised to incorporate the land transferred to the Secretary of the Interior under subsection (a)(1).

(B) MAP.—

(i) IN GENERAL.—The Secretary of the Interior shall prepare and keep on file for public inspection in the appropriate office of the National Park Service a map and a legal description of the revised boundary of the Gila Cliff Dwellings National Monument.

(ii) EFFECT.—The map and legal description under clause (i) shall have the same force and effect as if included in this section, except that the Secretary of the Interior may correct minor errors in the map and legal description.

(2) GILA NATIONAL FOREST.—

(A) IN GENERAL.—The boundary of the Gila National Forest is modified to exclude the land transferred to the Secretary of the Interior under subsection (a)(1).

(B) MAP.—

(i) IN GENERAL.—The Secretary of Agriculture shall prepare and keep on file

for public inspection in the appropriate office of the Forest Service a map and a legal description of the revised boundary of the Gila National Forest.

(ii) EFFECT.—The map and legal description under clause (i) shall have the same force and effect as if included in this section, except that the Secretary of Agriculture may correct minor errors in the map and legal description.

SECTION 1. SHORT TITLE.

This Act may be cited as the “M.H. Dutch Salmon Greater Gila Wild and Scenic River Act”.

SEC. 2. DESIGNATION OF WILD AND SCENIC RIVERS.

(a) DEFINITIONS.—In this section:

(1) COVERED SEGMENT.—The term “covered segment” means a river segment designated by paragraph (231) of section 3(a) of the Wild and Scenic Rivers Act (16 U.S.C. 1274(a)) (as added by subsection (b)).

(2) SECRETARY CONCERNED.—The term “Secretary concerned” means—

(A) the Secretary of the Interior, with respect to a covered segment under the jurisdiction of the Secretary of the Interior; and

1 (B) *the Secretary of Agriculture, with re-*
 2 *spect to a covered segment under the jurisdiction*
 3 *of the Secretary of Agriculture.*

4 (3) *STATE.—The term “State” means the State*
 5 *of New Mexico.*

6 (b) *DESIGNATION OF SEGMENTS.—Section 3(a) of the*
 7 *Wild and Scenic Rivers Act (16 U.S.C. 1274(a)) is amended*
 8 *by adding at the end the following:*

9 “(231) *GILA RIVER SYSTEM, NEW MEXICO.—The*
 10 *following segments of the Gila River system in Las*
 11 *Animas Creek, Holden Prong, and McKnight Canyon*
 12 *in the State of New Mexico, to be administered by the*
 13 *Secretary concerned (as defined in section 2(a) of the*
 14 *M.H. Dutch Salmon Greater Gila Wild and Scenic*
 15 *River Act) in the following classifications:*

16 “(A) *APACHE CREEK.—The approximately*
 17 *10.5-mile segment, as generally depicted on the*
 18 *map entitled ‘Apache Creek’ and dated April 30,*
 19 *2020, as a wild river.*

20 “(B) *BLACK CANYON CREEK.—*

21 “(i) *The 11.8-mile segment, as gen-*
 22 *erally depicted on the map entitled ‘Black*
 23 *Canyon Creek’ and dated April 30, 2020, as*
 24 *a wild river.*

1 “(ii) *The 0.6-mile segment, as gen-*
2 *erally depicted on the map entitled ‘Black*
3 *Canyon Creek’ and dated April 30, 2020, as*
4 *a recreational river.*

5 “(iii) *The 1.9-mile segment, as gen-*
6 *erally depicted on the map entitled ‘Black*
7 *Canyon Creek’ and dated April 30, 2020, as*
8 *a recreational river.*

9 “(iv) *The 11-mile segment, as generally*
10 *depicted on the map entitled ‘Black Canyon*
11 *Creek’ and dated April 30, 2020, as a wild*
12 *river.*

13 “(C) *DIAMOND CREEK.—*

14 “(i) *The approximately 13.3-mile seg-*
15 *ment, as generally depicted on the map en-*
16 *titled ‘Diamond Creek’ and dated March 27,*
17 *2020, as a wild river.*

18 “(ii) *The approximately 4.7-mile seg-*
19 *ment, as generally depicted on the map en-*
20 *titled ‘Diamond Creek’ and dated March 27,*
21 *2020, as a wild river.*

22 “(iii) *The approximately 3.1-mile seg-*
23 *ment, as generally depicted on the map en-*
24 *titled ‘Diamond Creek’ and dated March 27,*
25 *2020, as a recreational river.*

1 “(iv) *The approximately 1.6-mile seg-*
 2 *ment, as generally depicted on the map en-*
 3 *titled ‘Diamond Creek’ and dated March 27,*
 4 *2020, as a recreational river.*

5 “(v) *The approximately 4.1-mile seg-*
 6 *ment, as generally depicted on the map en-*
 7 *titled ‘Diamond Creek’ and dated March 27,*
 8 *2020, as a wild river.*

9 “(D) *SOUTH DIAMOND CREEK.—The ap-*
 10 *proximately 16.1-mile segment, as generally de-*
 11 *picted on the map entitled ‘South Diamond*
 12 *Creek’ and dated March 27, 2020, as a wild*
 13 *river.*

14 “(E) *GILA RIVER.—*

15 “(i) *The approximately 34.9-mile seg-*
 16 *ment, as generally depicted on the map en-*
 17 *titled ‘Gila River’ and dated April 30,*
 18 *2020, as a wild river.*

19 “(ii) *The approximately 2.5-mile seg-*
 20 *ment, as generally depicted on the map en-*
 21 *titled ‘Gila River’ and dated April 30,*
 22 *2020, as a recreational river.*

23 “(iii) *The approximately 3-mile seg-*
 24 *ment, as generally depicted on the map en-*

1 *titled ‘Gila River’ and dated April 30,*
 2 *2020, as a wild river.*

3 “(F) *GILA RIVER, EAST FORK.*—*The ap-*
 4 *proximately 10.3-mile segment, as generally de-*
 5 *icted on the map entitled ‘East Fork Gila*
 6 *River’ and dated April 30, 2020, as a wild river.*

7 “(G) *GILA RIVER, LOWER BOX.*—

8 “(i) *The approximately 3.1-mile seg-*
 9 *ment, as generally depicted on the map en-*
 10 *titled ‘Gila River, Lower Box’ and dated*
 11 *April 21, 2020, as a recreational river.*

12 “(ii) *The approximately 6.1-mile seg-*
 13 *ment, as generally depicted on the map en-*
 14 *titled ‘Gila River, Lower Box’ and dated*
 15 *April 21, 2020, as a wild river.*

16 “(H) *GILA RIVER, MIDDLE BOX.*—

17 “(i) *The approximately 0.6-mile seg-*
 18 *ment, as generally depicted on the map en-*
 19 *titled ‘Gila River, Middle Box’ and dated*
 20 *April 30, 2020, as a recreational river.*

21 “(ii) *The approximately 0.4-mile seg-*
 22 *ment, as generally depicted on the map en-*
 23 *titled ‘Gila River, Middle Box’ and dated*
 24 *April 30, 2020, as a recreational river.*

1 “(iii) *The approximately 0.3-mile seg-*
2 *ment, as generally depicted on the map en-*
3 *titled ‘Gila River, Middle Box’ and dated*
4 *April 30, 2020, as a recreational river.*

5 “(iv) *The approximately 0.3-mile seg-*
6 *ment, as generally depicted on the map en-*
7 *titled ‘Gila River, Middle Box’ and dated*
8 *April 30, 2020, as a recreational river.*

9 “(v) *The approximately 1.6-mile seg-*
10 *ment, as generally depicted on the map en-*
11 *titled ‘Gila River, Middle Box’ and dated*
12 *April 30, 2020, as a recreational river.*

13 “(vi) *The approximately 9.8-mile seg-*
14 *ment, as generally depicted on the map en-*
15 *titled ‘Gila River, Middle Box’ and dated*
16 *April 30, 2020, as a wild river.*

17 “(I) *GILA RIVER, MIDDLE FORK.—*

18 “(i) *The approximately 1.2-mile seg-*
19 *ment, as generally depicted on the map en-*
20 *titled ‘Middle Fork Gila River’ and dated*
21 *May 1, 2020, as a recreational river.*

22 “(ii) *The approximately 35.5-mile seg-*
23 *ment, as generally depicted on the map en-*
24 *titled ‘Middle Fork Gila River’ and dated*
25 *May 1, 2020, as a wild river.*

1 “(J) *GILA RIVER, WEST FORK.*—

2 “(i) *The approximately 30.6-mile seg-*
 3 *ment, as generally depicted on the map en-*
 4 *titled ‘West Fork Gila River’ and dated*
 5 *May 1, 2020, as a wild river.*

6 “(ii) *The approximately 4-mile seg-*
 7 *ment, as generally depicted on the map en-*
 8 *titled ‘West Fork Gila River’ and dated*
 9 *May 1, 2020, as a recreational river.*

10 “(K) *GILITA CREEK.*— *The approximately*
 11 *6.4-mile segment, as generally depicted on the*
 12 *map entitled ‘Gilita Creek’ and dated March 4,*
 13 *2020, as a wild river.*

14 “(L) *HOLDEN PRONG.*— *The approximately*
 15 *7.3-mile segment, as generally depicted on the*
 16 *map entitled ‘Holden Prong’ and dated March*
 17 *27, 2020, as a wild river.*

18 “(M) *INDIAN CREEK.*—

19 “(i) *The approximately 5-mile seg-*
 20 *ment, as generally depicted on the map en-*
 21 *titled ‘Indian Creek’ and dated March 27,*
 22 *2020, as a recreational river.*

23 “(ii) *The approximately 9.5-mile seg-*
 24 *ment, as generally depicted on the map en-*

1 *titled ‘Indian Creek’ and dated March 27,*
 2 *2020, as a wild river.*

3 “(N) *IRON CREEK.*—*The approximately*
 4 *13.2-mile segment, as generally depicted on the*
 5 *map entitled ‘Iron Creek’ and dated March 4,*
 6 *2020, as a wild river.*

7 “(O) *LAS ANIMAS CREEK.*—

8 “(i) *The approximately 5.3-mile seg-*
 9 *ment, as generally depicted on the map en-*
 10 *titled ‘Las Animas Creek’ and dated March*
 11 *27, 2020, as a wild river.*

12 “(ii) *The approximately 2.3-mile seg-*
 13 *ment, as generally depicted on the map en-*
 14 *titled ‘Las Animas Creek’ and dated March*
 15 *27, 2020, as a scenic river.*

16 “(P) *LITTLE CREEK.*—

17 “(i) *The approximately 0.3-mile seg-*
 18 *ment, as generally depicted on the map en-*
 19 *titled ‘Little Creek’ and dated May 1, 2020,*
 20 *as a recreational river.*

21 “(ii) *The approximately 18.3-mile seg-*
 22 *ment, as generally depicted on the map en-*
 23 *titled ‘Little Creek’ and dated May 1, 2020,*
 24 *as a wild river.*

1 “(Q) MCKNIGHT CANYON.—*The approxi-*
2 *mately 10.3-mile segment, as generally depicted*
3 *on the map entitled ‘McKnight Canyon’ and*
4 *dated March 4, 2020, as a wild river.*

5 “(R) MINERAL CREEK.—

6 “(i) *The approximately 8.3-mile seg-*
7 *ment, as generally depicted on the map en-*
8 *titled ‘Mineral Creek’ and dated March 27,*
9 *2020, as a wild river.*

10 “(ii) *The approximately 0.5-mile seg-*
11 *ment, as generally depicted on the map en-*
12 *titled ‘Mineral Creek’ and dated March 27,*
13 *2020, as a recreational river.*

14 “(iii) *The approximately 0.5-mile seg-*
15 *ment, as generally depicted on the map en-*
16 *titled ‘Mineral Creek’ and dated March 27,*
17 *2020, as a recreational river.*

18 “(iv) *The approximately 0.1-mile seg-*
19 *ment, as generally depicted on the map en-*
20 *titled ‘Mineral Creek’ and dated March 27,*
21 *2020, as a recreational river.*

22 “(v) *The approximately 0.03-mile seg-*
23 *ment, as generally depicted on the map en-*
24 *titled ‘Mineral Creek’ and dated March 27,*
25 *2020, as a recreational river.*

1 “(vi) *The approximately 0.02-mile seg-*
 2 *ment, as generally depicted on the map en-*
 3 *titled ‘Mineral Creek’ and dated March 27,*
 4 *2020, as a recreational river.*

5 “(vii) *The approximately 0.6-mile seg-*
 6 *ment, as generally depicted on the map en-*
 7 *titled ‘Mineral Creek’ and dated March 27,*
 8 *2020, as a recreational river.*

9 “(viii) *The approximately 0.1-mile seg-*
 10 *ment, as generally depicted on the map en-*
 11 *titled ‘Mineral Creek’ and dated March 27,*
 12 *2020, as a recreational river.*

13 “(ix) *The approximately 0.03-mile seg-*
 14 *ment, as generally depicted on the map en-*
 15 *titled ‘Mineral Creek’ and dated March 27,*
 16 *2020, as a recreational river.*

17 “(x) *The approximately 0.7-mile seg-*
 18 *ment, as generally depicted on the map en-*
 19 *titled ‘Mineral Creek’ and dated March 27,*
 20 *2020, as a recreational river.*

21 “(S) *MOGOLLON CREEK.— The approxi-*
 22 *mately 15.8-mile segment, as generally depicted*
 23 *on the map entitled ‘Mogollon Creek’ and dated*
 24 *April 2, 2020, as a wild river.*

1 “(T) WEST FORK MOGOLLON CREEK.— *The*
 2 *approximately 8.5-mile segment, as generally de-*
 3 *scribed on the map entitled ‘West Fork Mogollon*
 4 *Creek’ and dated March 4, 2020, as a wild river.*

5 “(U) MULE CREEK.—*The approximately*
 6 *4.3-mile segment, as generally depicted on the*
 7 *map entitled ‘Mule Creek’ and dated March 4,*
 8 *2020, as a wild river.*

9 “(V) SAN FRANCISCO RIVER, DEVIL’S
 10 CREEK.—

11 “(i) *The approximately 1.8-mile seg-*
 12 *ment, as generally depicted on the map en-*
 13 *titled ‘San Francisco River, Devil’s Creek’*
 14 *and dated October 29, 2021, as a scenic*
 15 *river.*

16 “(ii) *The approximately 6.4-mile seg-*
 17 *ment, as generally depicted on the map en-*
 18 *titled ‘San Francisco River, Devil’s Creek’*
 19 *and dated October 29, 2021, as a scenic*
 20 *river.*

21 “(iii) *The approximately 6.1-mile seg-*
 22 *ment, as generally depicted on the map en-*
 23 *titled ‘San Francisco River, Devil’s Creek’*
 24 *and dated October 29, 2021, as a scenic*
 25 *river.*

1 “(iv) *The approximately 1.2-mile seg-*
 2 *ment, as generally depicted on the map en-*
 3 *titled ‘San Francisco River, Devil’s Creek’*
 4 *and dated October 29, 2021, as a rec-*
 5 *reational river.*

6 “(v) *The approximately 5.9-mile seg-*
 7 *ment, as generally depicted on the map en-*
 8 *titled ‘San Francisco River, Devil’s Creek’*
 9 *and dated October 29, 2021, as a rec-*
 10 *reational river.*

11 “(W) *SAN FRANCISCO RIVER, LOWER SAN*
 12 *FRANCISCO RIVER CANYON.—*

13 “(i) *The approximately 1.8-mile seg-*
 14 *ment, as generally depicted on the map en-*
 15 *titled ‘San Francisco River, Lower San*
 16 *Francisco River Canyon’ and dated March*
 17 *27, 2020, as a wild river.*

18 “(ii) *The approximately 0.6-mile seg-*
 19 *ment, as generally depicted on the map en-*
 20 *titled ‘San Francisco River, Lower San*
 21 *Francisco River Canyon’ and dated March*
 22 *27, 2020, as a recreational river.*

23 “(iii) *The approximately 14.6-mile seg-*
 24 *ment, as generally depicted on the map en-*
 25 *titled ‘San Francisco River, Lower San*

1 *Francisco River Canyon’ and dated March*
 2 *27, 2020, as a wild river.*

3 “(X) *SAN FRANCISCO RIVER, UPPER FRISCO*
 4 *BOX.—The approximately 6-mile segment, as*
 5 *generally depicted on the map entitled ‘San*
 6 *Francisco River, Upper Frisco Box’ and dated*
 7 *March 4, 2020, as a wild river.*

8 “(Y) *SAPILLO CREEK.—The approximately*
 9 *7.2-mile segment, as generally depicted on the*
 10 *map entitled ‘Sapillo Creek’ and dated March*
 11 *27, 2020, as a wild river.*

12 “(Z) *SPRUCE CREEK.—The approximately*
 13 *3.7-mile segment, as generally depicted on the*
 14 *map entitled ‘Spruce Creek’ and dated March 4,*
 15 *2020, as a wild river.*

16 “(AA) *TAYLOR CREEK.—*

17 “(i) *The approximately 0.4-mile seg-*
 18 *ment, as generally depicted on the map en-*
 19 *titled ‘Taylor Creek’ and dated April 30,*
 20 *2020, as a scenic river.*

21 “(ii) *The approximately 6.1-mile seg-*
 22 *ment, as generally depicted on the map en-*
 23 *titled ‘Taylor Creek’ and dated April 30,*
 24 *2020, as a wild river.*

1 “(iii) *The approximately 6.7-mile seg-*
2 *ment, as generally depicted on the map en-*
3 *titled ‘Taylor Creek’ and dated April 30,*
4 *2020, as a wild river.*

5 “(BB) *TURKEY CREEK.—The approxi-*
6 *mately 17.1-mile segment, as generally depicted*
7 *on the map entitled ‘Turkey Creek’ and dated*
8 *April 30, 2020, as a wild river.*

9 “(CC) *WHITEWATER CREEK.—*

10 “(i) *The approximately 13.5-mile seg-*
11 *ment, as generally depicted on the map en-*
12 *titled ‘Whitewater Creek’ and dated March*
13 *27, 2020, as a wild river.*

14 “(ii) *The approximately 1.1-mile seg-*
15 *ment, as generally depicted on the map en-*
16 *titled ‘Whitewater Creek’ and dated March*
17 *27, 2020, as a recreational river.*

18 “(DD) *WILLOW CREEK.—*

19 “(i) *The approximately 3-mile seg-*
20 *ment, as generally depicted on the map en-*
21 *titled ‘Willow Creek’ and dated April 30,*
22 *2020, as a recreational river.*

23 “(ii) *The approximately 2.9-mile seg-*
24 *ment, as generally depicted on the map en-*

1 *titled ‘Willow Creek’ and dated April 30,*
 2 *2020, as a recreational river.’.*

3 (c) *WITHDRAWAL.*—*Subject to valid existing rights, all*
 4 *Federal land within the boundary of a covered segment is*
 5 *withdrawn from all forms of—*

6 (1) *entry, appropriation, or disposal under the*
 7 *public land laws;*

8 (2) *location, entry, and patent under the mining*
 9 *laws; and*

10 (3) *disposition under all laws pertaining to min-*
 11 *eral and geothermal leasing or mineral materials.*

12 (d) *MAPS; LEGAL DESCRIPTIONS.*—

13 (1) *IN GENERAL.*—*As soon as practicable after*
 14 *the date of enactment of this Act, the Secretary con-*
 15 *cerned shall prepare maps and legal descriptions of*
 16 *the covered segments.*

17 (2) *FORCE OF LAW.*—*The maps and legal de-*
 18 *scriptions prepared under paragraph (1) shall have*
 19 *the same force and effect as if included in this section,*
 20 *except that the Secretary concerned may correct*
 21 *minor errors in the maps and legal descriptions.*

22 (3) *AVAILABILITY.*—*The map and legal descrip-*
 23 *tion prepared under paragraph (1) shall be on file*
 24 *and available for public inspection in the appropriate*

1 *offices of the Forest Service, the Bureau of Land Man-*
 2 *agement, and the National Park Service.*

3 *(e) COMPREHENSIVE RIVER MANAGEMENT PLAN.—*

4 *The Secretary concerned shall prepare the comprehensive*
 5 *management plan for the covered segments pursuant to sec-*
 6 *tion 3(d) of the Wild and Scenic Rivers Act (16 U.S.C.*
 7 *1274(d)) after consulting with Tribal governments, applica-*
 8 *ble political subdivisions of the State, and interested mem-*
 9 *bers of the public.*

10 *(f) INCORPORATION OF ACQUIRED LAND AND INTER-*

11 *ESTS IN LAND.—If the United States acquires any non-Fed-*
 12 *eral land within or adjacent to a covered segment, the ac-*
 13 *quired land shall be incorporated in, and be administered*
 14 *as part of, the applicable covered segment.*

15 *(g) EFFECT OF SECTION.—*

16 *(1) EFFECT ON RIGHTS.—In accordance with*

17 *section 12(b) of the Wild and Scenic Rivers Act (16*

18 *U.S.C. 1283(b)), nothing in this section or an amend-*

19 *ment made by this section abrogates any existing*

20 *rights of, privilege of, or contract held by any person,*

21 *including any right, privilege, or contract that affects*

22 *Federal land or private land, without the consent of*

23 *the person, including—*

24 *(A) grazing permits or leases;*

1 (B) existing water rights, including the ju-
 2 risdiction of the State in administering water
 3 rights;

4 (C) existing points of diversion, including
 5 maintenance, repair, or replacement;

6 (D) existing water distribution infrastruc-
 7 ture, including maintenance, repair, or replace-
 8 ment; and

9 (E) valid existing rights for mining and
 10 mineral leases.

11 (2) *MINING ACTIVITIES.*—Nothing in this section
 12 or an amendment made by this section—

13 (A) limits the licensing, development, oper-
 14 ation, or maintenance of mining activities or
 15 mineral processing facilities outside the bound-
 16 aries of a covered segment; or

17 (B) affects any rights, obligations, privi-
 18 leges, or benefits granted under any permit or
 19 approval with respect to such mining activities
 20 or mineral processing facilities.

21 (3) *CONDEMNATION.*—No land or interest in
 22 land shall be acquired under this section or an
 23 amendment made by this section without the consent
 24 of the owner.

1 (4) *RELATIONSHIP TO OTHER LAW.*—*Nothing in*
 2 *this section amends or otherwise affects the Arizona*
 3 *Water Settlements Act (Public Law 108–451; 118*
 4 *Stat. 3478).*

5 (5) *NATIVE FISH HABITAT RESTORATION .—*

6 (A) *EXISTING PROJECTS.*—*Nothing in this*
 7 *section or an amendment made by this section*
 8 *affects the authority of the Secretary concerned*
 9 *or the State to operate, maintain, replace, or im-*
 10 *prove a native fish habitat restoration project*
 11 *(including fish barriers) in existence as of the*
 12 *date of enactment of this Act within a covered*
 13 *segment.*

14 (B) *NEW PROJECTS.*—*Notwithstanding sec-*
 15 *tion 7 of the Wild and Scenic Rivers Act (16*
 16 *U.S.C. 1278), the Secretary concerned may au-*
 17 *thorize the construction of a native fish habitat*
 18 *restoration project (including any necessary fish*
 19 *barriers) within a covered segment if the*
 20 *project—*

21 (i) *would enhance the recovery of a*
 22 *species listed as threatened or endangered*
 23 *under the Endangered Species Act of 1973*
 24 *(16 U.S.C. 1531 et seq.), a sensitive species,*
 25 *or a species of greatest conservation need,*

1 including the Gila Trout (*Oncorhynchus*
2 *gilae*); and

3 (ii) would not unreasonably diminish
4 the free-flowing nature or outstandingly re-
5 markable values of the covered segment.

6 (C) *PROJECTS WITHIN WILDERNESS*
7 *AREAS.*—A native fish habitat restoration project
8 (including fish barriers) located within an area
9 designated as a component of the National Wil-
10 derness Preservation System shall be constructed
11 consistent with—

12 (i) the Wilderness Act (16 U.S.C. 1131
13 *et seq.*); and

14 (ii) the applicable wilderness manage-
15 ment plan.

16 (6) *STATE LAND JURISDICTION.*—Nothing in this
17 section or an amendment made by this section affects
18 the jurisdiction of land under the jurisdiction of the
19 State, including land under the jurisdiction of the
20 New Mexico State Land Office and the New Mexico
21 Department of Game and Fish.

22 (7) *FISH AND WILDLIFE.*—Nothing in this sec-
23 tion or an amendment made by this section affects the
24 jurisdiction of the State with respect to fish and wild-
25 life in the State.

1 (8) *TREATY RIGHTS*.—*Nothing in this section or*
 2 *an amendment made by this section alters, modifies,*
 3 *diminishes, or extinguishes the reserved treaty rights*
 4 *of any Indian Tribe with respect to hunting, fishing,*
 5 *gathering, and cultural or religious rights in the vi-*
 6 *cinity of a covered segment as protected by a treaty.*

7 **SEC. 3. MODIFICATION OF BOUNDARIES OF GILA CLIFF**
 8 **DWELLINGS NATIONAL MONUMENT AND GILA**
 9 **NATIONAL FOREST.**

10 (a) *TRANSFER OF ADMINISTRATIVE JURISDICTION*.—

11 (1) *IN GENERAL*.—*Administrative jurisdiction*
 12 *over the land described in paragraph (2) is trans-*
 13 *ferred from the Secretary of Agriculture to the Sec-*
 14 *retary of the Interior.*

15 (2) *DESCRIPTION OF LAND*.—*The land referred*
 16 *to in paragraph (1) is the approximately 440 acres*
 17 *of land identified as “Transfer from USDA Forest*
 18 *Service to National Park Service” on the map enti-*
 19 *tled “Gila Cliff Dwellings National Monument Pro-*
 20 *posed Boundary Adjustment” and dated March 2020.*

21 (b) *BOUNDARY MODIFICATIONS*.—

22 (1) *GILA CLIFF DWELLINGS NATIONAL MONU-*
 23 *MENT*.—

24 (A) *IN GENERAL*.—*The boundary of the*
 25 *Gila Cliff Dwellings National Monument is re-*

1 *vised to incorporate the land transferred to the*
 2 *Secretary of the Interior under subsection (a)(1).*

3 *(B) MAP.—*

4 *(i) IN GENERAL.—The Secretary of the*
 5 *Interior shall prepare and keep on file for*
 6 *public inspection in the appropriate office*
 7 *of the National Park Service a map and a*
 8 *legal description of the revised boundary of*
 9 *the Gila Cliff Dwellings National Monu-*
 10 *ment.*

11 *(ii) EFFECT.—The map and legal de-*
 12 *scription under clause (i) shall have the*
 13 *same force and effect as if included in this*
 14 *section, except that the Secretary of the In-*
 15 *terior may correct minor errors in the map*
 16 *and legal description.*

17 *(2) GILA NATIONAL FOREST.—*

18 *(A) IN GENERAL.—The boundary of the*
 19 *Gila National Forest is modified to exclude the*
 20 *land transferred to the Secretary of the Interior*
 21 *under subsection (a)(1).*

22 *(B) MAP.—*

23 *(i) IN GENERAL.—The Secretary of Ag-*
 24 *riculture shall prepare and keep on file for*
 25 *public inspection in the appropriate office*

1 *of the Forest Service a map and a legal de-*
2 *scription of the revised boundary of the Gila*
3 *National Forest.*

4 *(ii) EFFECT.—The map and legal de-*
5 *scription under clause (i) shall have the*
6 *same force and effect as if included in this*
7 *section, except that the Secretary of Agri-*
8 *culture may correct minor errors in the*
9 *map and legal description.*

Calendar No. 685

117TH CONGRESS
2D Session

S. 3129

[Report No. 117-283]

A BILL

To amend the Wild and Scenic Rivers Act to designate certain segments of the Gila River system in the State of New Mexico as components of the National Wild and Scenic Rivers System, to provide for the transfer of administrative jurisdiction over certain Federal land in the State of New Mexico, and for other purposes.

DECEMBER 20, 2022

Reported with an amendment