

Congressional Record -- Senate

Tuesday, March 24, 1992;
(Legislative day of Thursday, January 30, 1992)

102nd Cong. 2nd Sess.

138 Cong Rec S 4104

REFERENCE: Vol. 138 No. 42

TITLE: STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

SPEAKER: Mr. WALLOP

TEXT: [*S4104] By Mr. WALLOP (by request):

S. 2393. A bill to designate certain lands in the State of California as **wilderness**, and for other purposes; to the Committee on Energy and Natural Resources.

CALIFORNIA PUBLIC LANDS **WILDERNESS** ACT

Mr. WALLOP. Mr. President, I rise today to introduce, by request, the California Public Lands **Wilderness** Act, a bill to designate certain lands in the State of California as **wilderness**, and for other purposes.

The legislation being proposed by the administration represents the culmination of a 15-year Bureau of Land Management study on the **wilderness** suitability of all the public lands in California. The lands recommended for **wilderness** contain outstanding natural qualities and opportunities for solitude and primitive recreation.

Mr. President, I ask unanimous consent that the bill and a section-by-section analysis be printed in their entirety immediately following my remarks.

There being no objection, the material was ordered to be printed in the Record, as follows:

S. 2393

BE IT ENACTED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE UNITED STATES OF AMERICA IN CONGRESS ASSEMBLED, That this Act may be referred to as the "California Public Lands **Wilderness** Act"

Sec. 2. The Congress finds that --

(a) Many areas of undeveloped public land in California and one parcel in Washoe County, Nevada, administered by the Bureau of Land Management have outstanding natural characteristics that give them high value as **wilderness** and that can, if properly managed, served as an enduring resource of **wilderness** for the benefit of the American people.

(b) It is in the national interest that these areas be promptly designated as components of the National **Wilderness** Preservation System in order to preserve and maintain them as an enduring resource of **wilderness** to be managed to promote and perpetuate their **wilderness** character and their specific multiple values for natural systems biodiversity, watershed preservation, wildlife habitat protection, scenic and historic preservation, scientific research and educational use, primitive recreation, solitude, physical and mental challenge, and inspiration for

the benefit of present and future generations of the American people.

(c) Certain areas of public lands located in Inyo and Riverside Counties, California and appropriate for transfer from the Bureau of Land Management to the National Park Service as additions to the Death Valley and Joshua Tree National Monuments.

Sec. 3. (a) As used in this Act, the term "public lands" shall have the same meaning as defined in section 103(e) of the Federal Land Policy and Management Act of 1976.

(b) As used in this Act the term "Secretary" means the Secretary of the Interior.

Sec. 4. (a) In furtherance of the purposes of the **Wilderness** Act, the following public lands are hereby designated as **wilderness**, and therefore, as components of the National **Wilderness** Preservation System:

(1) certain public lands in the Bakersfield District of the Bureau of Land Management, California, which comprise approximately fifteen thousand eight hundred ninety-seven acres as generally depicted on a map entitled Owens Peak Proposal, dated June 1988 (CA-010-026), and which shall be known as the Owens Peak **Wilderness**;

(2) certain public lands in the Bakersfield District of the Bureau of Land Management, California, which comprise approximately ten thousand seven hundred twenty one acres, as generally depicted on a map entitled Sacatar Meadows Proposal, dated June 1988 (CA-010-027), and which shall be known as the Sacatar Meadows **Wilderness**;

(3) certain public lands in the Bakersfield District of the Bureau of Land Management, California, which comprise approximately twenty eight thousand two hundred ninety-one acres, as generally depicted on a map entitled SouthernInyo Proposal, dated June 1988 (CA-010-056), and which shall be known as the Southern Inyo **Wilderness**;

(4) certain public lands in the Bakersfield District of the Bureau of Land Management, California, which comprise approximately one thousand nine hundred eighty three acres, as generally depicted on a map entitled Pinnacles Proposals, dated June 1988 (CA-040-303), and which shall be known as the Pinnacles **Wilderness**;

(5) certain public lands in the Susanville District of the Bureau of Land Management, California, which comprise approximately seven thousand four hundred forty three acres, as generally depicted on a map entitled Pit River Canyon Proposal, dated June 1988 (CA-020-103), and which shall be known as the Pit River Canyon **Wilderness**;

(6) certain public lands in the Susanville District of the Bureau of Land Management, California, which comprise approximately seven thousand eight hundred eighty nine acres, as generally depicted on a map entitled Tunnison Mountain Proposal, dated June 1988 (CA-020-311), and which shall be known as the Tunnison Mountain **Wilderness**;

(7) certain public lands in the Susanville District of the Bureau of Land Management, California, which comprise approximately thirty seven thousand four hundred eighty-two acres located in Lassen County California, and one hundred sixty-two acres located in Washoe County, Nevada, as generally depicted on a map entitled Skedaddle Proposal, dated June 1988 (CA-020-612), and which shall be known as the Skedaddle **Wilderness**. However, the designation of the Skedaddle **Wilderness** will in no way be construed or used to restrain current or future activities associated with the adjacent Sierra Army Depot;

(8) certain public lands in the Susanville District of the Bureau of Land management, California, which comprise approximately one thousand one hundred sixty one acres, as generally depicted on a map entitled South Warner Proposal, dated June 1988 (CA-020-708), and which shall be

known as the South Warner **Wilderness**;

(9) certain public lands in the Ukiah District of the Bureau of Land Management, California, which comprise approximately four thousand one hundred forty three acres, as generally depicted on a map entitled Chemise Mountain Proposal, dated June 1988 (CA-050-111), and which shall be known as the Chemise Mountain **Wilderness**;

(10) certain public lands in the Ukiah District of the Bureau of Land Management, California, which comprise approximately twenty thousand two hundred forty eight acres, as generally depicted on a map entitled King Range Proposal, dated June 1988 (CA-050-112), and which shall be known as the King Range **Wilderness**;

(11) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately three hundred forty four acres, as generally depicted on a map entitled Agua Tibia Proposal, dated June 1988 (CA-060-002), and which shall be known as the Agua Tibia **Wilderness**;

(12) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately twenty two thousand eight hundred seventy five acres, as generally depicted on a map entitled Sawtooth Mountains Proposal, dated June 1988 (CA-060-024B), and which shall be known as the Sawtooth Mountains **Wilderness**;

(13) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately fifteen thousand four hundred eight acres, as generally depicted on a map entitled Carrizo Gorge Proposal, dated June 1988 (CA-060-025A), and which shall be known as the Carrizo Gorge **Wilderness**;

(14) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately four thousand three hundred twenty three acres, as generally depicted on a map entitled Western Otay Mountain Proposal, dated June 1988 (CA-060-028), and which shall be known as the Western Otay Mountain **Wilderness**;

(15) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately six thousand seven hundred eighty three acres, as generally depicted on a map entitled Southern Otay Mountain Proposal, dated June 1988 (CA-060-029), and which shall be known as the Southern Otay Mountain **Wilderness**;

(16) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately three hundred ninety two thousand six hundred forty three acres, as generally depicted on a map entitled Saline Valley Proposal, dated June 1988 (CDCA-117), and which shall be known as the Saline Valley **Wilderness**. Of this acreage approximately thirty thousand two hundred ninety five acres are added to the National Park System pursuant to section 4(a)(1) of this Act.

(17) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately two thousand one hundred fifty four acres, as generally depicted on a map entitled Lower Saline Valley Proposal, dated June 1988 (CDCA-117A), and which shall be known as the Lower Saline Valley **Wilderness**;

(18) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately thirty five thousand seven hundred ninety two acres, as generally depicted on a map entitled Little Sand Spring Proposal, dated June 1988 (CDCA-119), and [*S4105] which shall be known as the Little Sand Spring **Wilderness**. All of this acreage is hereby added to the National Park System pursuant to section 4(a)(1) of this Act.

(19) certain public lands in the California Desert District of the Bureau of Land Management,

California, which comprise approximately fifty eight thousand three hundred ninety two acres, as generally depicted on a map entitled Inyo Mountains Proposal, dated June 1988 (CDCA-122), and which shall be known as the Inyo Mountains **Wilderness**;

(20) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately twenty thousand thirty acres, as generally depicted on a map entitled Hunter Mountain Proposal, dated June 1988 (CDCA-123), and which shall be known as the Hunter Mountain **Wilderness**;

(21) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately ninety thousand six hundred twenty six acres, as generally depicted on a map entitled Panamint Dunes Proposal, dated June 1988 (CDCA-127), and which shall be known as the Panamint Dunes **Wilderness**;

(22) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately fourteen thousand seventy nine acres, as generally depicted on a map entitled Wild Rose Canyon Proposal, dated June 1988 (CDCA-134), and which shall be known as the Nova Canyon **Wilderness**;

(23) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately forty four thousand five hundred thirty six acres, as generally depicted on a map entitled Slate Range Proposal, dated June 1988 (CDCA-142), and which shall be known as the South Panamint **Wilderness**;

(24) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately twenty three thousand four acres, as generally depicted on a map entitled Funeral Mountains Proposal, dated June 1988 (CDCA-143), and which shall be known as the Funeral Mountains **Wilderness**. Of this acreage approximately fifteen thousand seven hundred seventy eight acres are added to the National Park System pursuant to section 4(a)(1) of this Act.

(25) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately twenty two thousand eight hundred eleven acres, as generally depicted on a map entitled Greenwater Valley Proposal, dated June 1988 (CDCA-148), and which shall be known as the Salsberry Peak **Wilderness**;

(26) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately seventy nine thousand eight hundred sixty eight acres, as generally depicted on a map entitled Nopah Range Proposal, dated June 1988 (CDCA-150), and which shall be known as the Nopah Range **Wilderness**;

(27) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately one hundred twenty one thousand nine hundred twelve acres, as generally depicted on a map entitled Owlshead Mountains Proposal, dated June 1988 (CDCA-156), and which shall be known as the Owlshead Mountains **Wilderness**;

(28) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately thirty two thousand two hundred twenty-five acres, as generally depicted on a map entitled Little Lake Canyon Proposal, dated June 1988 (CDCA-157), and which shall be known as the Little Lake Canyon **Wilderness**;

(29) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately twenty-six thousand one hundred thirteen acres, as generally depicted on a map entitled Owens Peak Proposal, dated June 1988 (CDCA-158), and which shall be known as the Owens Peak **Wilderness**;

(30) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately thirteen thousand nine hundred eighty six acres, as generally depicted on a map entitled El Paso Mountains Proposal, dated June 1988 (CDCA-64), and which shall be known as the El Paso Mountains **Wilderness**;

(31) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately twenty nine thousand one hundred thirteen acres, as generally depicted on a map entitled Golden Valley Proposal, dated June 1988 (CDCA-170), and which shall be known as the Golden Valley **Wilderness**;

(32) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately twenty thousand two hundred ninety one acres, as generally depicted on a map entitled Newberry Mountains Proposal, dated June 1988 (CDCA-206), and which shall be known as the Newberry Mountains **Wilderness**;

(33) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately seventeen thousand six hundred thirty acres, as generally depicted on a map entitled Rodman Mountains Proposal, dated June 1988 (CDCA-207), and which shall be known as the Rodman Mountains **Wilderness**;

(34) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately eleven thousand sixty eight acres, as generally depicted on a map entitled Bighorn Mountains Proposal, dated June 1988 (CDCA-217), and which shall be known as the Bighorn Mountains **Wilderness**;

(35) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately six thousand four hundred ten acres, as generally depicted on a map entitled Morongo Proposal, dated June 1988 (CDCA-218), and which shall be known as the Morongo **Wilderness**;

(36) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately eleven thousand one hundred sixty nine acres, as generally depicted on a map entitled Whitewater Proposal, dated June 1988 (CDCA-218A), and which shall be known as the Whitewater **Wilderness**;

(37) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately thirty four thousand three hundred sixty nine acres, as generally depicted on a map entitled Kingston Range Proposal, dated June 1988 (CDCA-222), and which shall be known as the Kingston Range **Wilderness**;

(38) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately forty one thousand seven hundred one acres, as generally depicted on a map entitled Cinder Cones Proposal, dated June 1988 (CDCA-239), and which shall be known as the Cinder Cones **Wilderness**;

(39) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately forty six thousand four hundred five acres, as generally depicted on a map entitled Kelso Dunes Proposal, dated June 1988 (CDCA-250), and which shall be known as the Kelso Dunes **Wilderness**;

(40) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately forty three thousand two hundred thirty two acres, as generally depicted on a map entitled Bristol/Granite Mountains **Wilderness**;

(41) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately twenty four thousand two hundred thirty eight acres,

as generally depicted on a map entitled South Providence Mountains Proposal, dated June 1988 (CDCA-262), and which shall be known as the South Providence Mountains **Wilderness**;

(42) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately fifty nine thousand six hundred eighty one acres, as generally depicted on a map entitled Providence Mountains Proposal, dated June 1988 (CDCA-263), and which shall be known as the Providence Mountains **Wilderness**;

(43) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately forty three thousand five hundred nineteen acres, as generally depicted on a map entitled Castle Peaks Proposal, dated June 1988 (CDCA-266), and which shall be known as the Castle Peaks **Wilderness**;

(44) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately thirty four thousand eight hundred fifty four acres, as generally depicted on a map entitled Fort Piute Proposal, dated June 1988 (CDCA-267), and which shall be known as the Fort Piute **Wilderness**;

(45) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately one hundred sixteen thousand four hundred eighty acres, as generally depicted on a map entitled Turtle Mountains Proposal, dated June 1988 (CDCA-307), and which shall be known as the Turtle Mountains **Wilderness**;

(46) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately sixty one thousand eight hundred fifty three acres, as generally depicted on a map entitled Chemehuevi Mountain Proposal, dated June 1988 (CDCA-310), and which shall be known as the Chemehuevi Mountains **Wilderness**;

(47) certain public lands in the Yuma, Arizona District of the Bureau of Land Management, located in California, which compromise approximately nine hundred thirty eight acres, as generally depicted on a map entitled Chemehuevi/Needles Addition Proposal, dated June 1988 (AZ-050-004), and which shall be known as the Chemehuevi Mountains **Wilderness**-East Unit;

(48) certain public lands in the Yuma, Arizona District of the Bureau of Land Management, located in California, which comprise [*S4106] approximately seventy two thousand sixty three acres, as generally depicted on a map entitled Whipple Mountains Proposal, dated June 1988 (CDCA-312), and which shall be known as the Whipple Mountains **Wilderness**;

(49) certain public lands in the California Desert District of the Bureau of Land Management, located in California, which comprise approximately one thousand three hundred forty three acres, as generally depicted on a map entitled Whipple Mountains Addition Proposal, dated June 1988 (AZ-050-010), and which shall be known as the Whipple **Wilderness**-East Unit;

(50) certain public lands in the California Desert District of the Bureau of Land Management, located in California, which comprise approximately seventy five thousand six hundred sixty five acres, as generally depicted on a map entitled Palen/McCoy Proposal, dated June 1988 (CDCA-325), and which shall be known as the Palen Mountains **Wilderness**;

(51) certain public lands in the California Desert District of the Bureau of Land Management, located in California, which comprise approximately fifty two thousand seven hundred eighty two acres, as generally depicted on a map entitled Coxcomb Mountains Proposal, dated June 1988 (CDCA-328), and which shall be known as the Coxcomb Mountains **Wilderness**;

(52) certain public lands in the California Desert District of the Bureau of Land Management, located in California, which comprise approximately fifty one thousand four hundred thirty four acres, as generally depicted on a map entitled Eagle Mountains Proposal, dated June 1988

(CDCA-334), and which shall be known as the Eagle Mountains **Wilderness**;

(53) certain public lands in the California Desert District of the Bureau of Land Management, located in California, which comprise approximately forty seven thousand one hundred forty acres, as generally depicted on a map entitled Santa Rosa Mountains Proposal, dated June 1988 (CDCA-341), and which shall be known as the Santa Rosa Mountains **Wilderness**;

(54) certain public lands in the California Desert District of the Bureau of Land Management, located in California, which comprise approximately seven thousand one hundred ninety nine acres, as generally depicted on a map entitled Mecca Hills Proposal, dated June 1988 (CDCA-343), and which shall be known as the Mecca Hills **Wilderness**;

(55) certain public lands in the California Desert District of the Bureau of Land Management, located in California, which comprise approximately twenty eight thousand two hundred seven acres, as generally depicted on a map entitled Orocopia Mountains Proposal, dated June 1988 (CDCA-344), and which shall be known as the Orocopia Mountains **Wilderness**;

(56) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately fifty seven thousand thirty acres, as generally depicted on a map entitled Chuckwalla Mountains Proposal, dated June 1988 (CDCA-348), and which shall be known as the Chuckwalla Mountains **Wilderness**;

(57) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately thirty one thousand four hundred ninety three acres, including eight hundred ninety one acres adjacent to the **Wilderness** Study Area, as generally depicted on a map entitled Indian Pass Proposal, dated June 1988 (CDCA-355), and which shall be known as the Julian Wash **Wilderness**;

(58) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately five thousand four hundred fifty five acres, as generally depicted on a map entitled Picacho Peak Proposal, dated June 1988 (CDCA-355A), and which shall be known as the Gavilan **Wilderness**;

(59) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately twenty five thousand seven hundred sixteen acres, as generally depicted on a map entitled North Algodones Dunes Proposal, dated June 1988 (CDCA-360), and which shall be known as the North Algodones Dunes **Wilderness**;

(60) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately twenty six thousand one hundred twenty eight acres, as generally depicted on a map entitled Jacumba Proposal, dated June 1988 (CDCA-368), and which shall be known as the Jacumba **Wilderness**;

(61) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately fifteen thousand three hundred fifty-nine acres, as generally depicted on a map entitled Fish Creek Mountains Proposal, dated June 1988 (CDCA-372), and which shall be known as the Fish Creek Mountains **Wilderness**; and

(62) certain public lands in the Carson City Nevada District of the Bureau of Land Management, located in California, which comprise approximately five hundred fifty acres, as generally depicted on a map entitled Carson Iceberg Proposal, dated June 1988 (NV-030-532), and which shall be known as the Carson Iceberg **Wilderness**.

(b) The acreages cited in this Act are approximate. In the event of discrepancies between acreages cited in this Act and the acreages depicted on the referenced maps, the maps shall control.

Sec. 5. As soon as practicable after enactment of this Act, a map and a legal description for each designated **wilderness** area and area added to the National Park System shall be filed by the Secretary with the Committee on Energy and Natural Resources of the United States Senate and the Committee on Interior and Insular Affairs of the House of Representatives, and each such map and legal description shall have the same force and effect as if included in this Act: PROVIDED, That correction of clerical, and cartographic errors in each such legal description and map may be made. Each such map and legal description shall be on file and available for public inspection in the Offices of the Director and California State Director, Bureau of Land Management, Department of the Interior.

Sec. 6. (a) Subject to valid existing rights, each **wilderness** area designated by Section 4(a) of this Act shall be administered by the Secretary of the Interior in accordance with the provisions of the **Wilderness** Act (16 U.S.C. 1131 et seq.) and pursuant to the rules and regulations promulgated in implementation thereof.

(b) The following lands are hereby added to the National Park System:

(1) certain public lands in the California Desert District of the Bureau of Land Management, California, which comprise approximately one hundred and three thousand eight hundred acres, as described in the Bureau of Land Management's Monument Environmental Impact Statement, 1989, and generally depicted on maps entitled Proposed Additions to National Park System Death Valley National Monument, 1989, are hereby incorporated in, and shall be deemed to be a part of Death Valley National Monument; and

(2) certain public lands which comprise approximately four thousand eight hundred acres, as described in the Bureau of Land Management's Monument Environmental Impact Statement, 1989, and generally depicted on a map entitled: Proposed Addition to National Park System Joshua Tree National Monument, 1989, are hereby incorporated in, and shall be deemed to be a part of Joshua Tree National Monument.

(c) Upon enactment of this title, the lands described in subsection (a) of this section, are, by operation of law and without consideration, transferred to the administrative jurisdiction of the National Park Service. The boundaries of the California Desert District; Death Valley National Monument and Joshua Tree National Monument are adjusted accordingly. The areas added to the National Park System by this section shall be administered in accordance with the provisions of law generally applicable to units of the National Park System.

(d) The Secretary shall, within a reasonable period of time, prepare plans to manage each designated **wilderness** area.

(e) For purposes of this Act, any reference in the **Wilderness** Act to the effective date of that Act shall be deemed to be a reference to the effective date of this Act.

Sec. 7. Any lands within the boundaries of a **wilderness** area established by this Act that are acquired by the United States after the date of enactment of this Act shall become part of the **wilderness** area within which they are located and shall be managed in accordance with all the provisions of this Act and other laws applicable to such **wilderness** area.

Sec. 8. Except as otherwise provided in this Act, and subject to valid existing rights, all Federal lands established as **wilderness** by this Act and all lands within **wilderness** areas designated by this Act which are hereafter acquired by the United States are hereby withdrawn from all forms of entry, appropriation, or disposal under the public lands laws, including the mining, mineral leasing, geothermal leasing, and material sales laws.

Sec. 9. (a) Nothing in this Act designating lands as **wilderness** shall constitute or be construed

to constitute either an express or implied reservation of water or water rights for **wilderness** purposes. The United States may acquire such water rights as it deems necessary to carry out its responsibilities on any lands designated as **wilderness** pursuant to the substantive and procedural requirements of the laws of the States of California and Nevada as appropriate.

(b) Nothing in this Act shall be construed to limit the exercise of water rights as provided under California and Nevada State laws as appropriate.

Sec. 10. (a) Military aircraft testing and training activities as well as demilitarization activities in California are an important part of the national defense system of the United States, and are essential in order to secure for the American people of this and future generations an enduring and viable national defense system.

(b) Nothing in this Act shall be construed to restrict, forbid, or interfere with demilitarization activities and the overflight of military aircraft over areas designated in this Act as the components of the National **Wilderness** Preservation System.

(c) The designation by this Act of **wilderness** areas in the State of California shall not restrict military overflights of **wilderness** areas for the purposes of military testing and training.

[*S4107] (d) The fact that military overflights can be seen or heard shall not preclude such activities over the **wilderness** areas designated by this Act.

(e) Nothing in this Act shall be construed to restrict, forbid, or interfere with demilitarization activities at Sierra Army Depot which is located adjacent to areas designated in this Act as components of the National **Wilderness** Preservation System and the fact that such demilitarization activities can be detected from within the adjacent **wilderness** areas shall not preclude such activities.

Sec. 11. In recognition of the past use of portions of the **wilderness** areas designated by this Act by Indian people for traditional cultural and religious purposes, the Secretary shall assure access to the **wilderness** areas by Indian people for traditional cultural and religious purposes. In implementing this section, the Secretary, upon the request of an appropriate Indian tribe or Indian religious community, may from time to time temporarily close to general public use one or more specific portions of **wilderness** areas in order to protect the privacy of religious cultural activities in such areas by Indian people. Any such closure shall be made so as to affect the smallest practicable area for the minimum period necessary for such purposes.

Sec. 12. (a) Except as provided in subsections (b) and (c) of this section, the Congress finds and directs that all public lands in the State of California administered by the Bureau of Land Management have been adequately studied for **wilderness** designation pursuant to sections 202 and 603 of the Federal Land Policy and Management Act of 1976 (FLPMA) (43 U.S.C. 1712 and 1782). Those California public lands not designated as **wilderness** by this Act are no longer subject to the requirements contained in section 603 of the said Act for management of **wilderness** study areas in a manner that does not impair the suitability of such areas for preservation as **wilderness**, and shall be managed for their multiple use or other values in accordance with land management plans developed pursuant to said Act, or as part of the National Park System pursuant to section 6 of this Act.

(b) Those public lands situated in Lassen County, California, and comprising portions of the Dry Valley Rim (CA-020-615), Buffalo Hills (CA-020-619) or Twin Peaks (CA-020-619A) WSAs are hereby excepted from the provisions of this section.

(c) Those public lands situated in Washoe County, Nevada, and included in either the Five Springs WSA (CA-020-609) or the Skedaddle WSA (CA-020-612) have been adequately studied for **wilderness** designation pursuant to Sections 202 and 603 of FLPMA. Those lands not

designated as **wilderness** by this Act are no longer subject to the requirements contained in Section 603 of the FLPMA and shall be managed in the same manner as provided for public lands in the State of California by subsection (a) of this section.

Sec. 13. There are authorized such sums as may be necessary to carry out the provisions of this Act.

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SECTION-BY-SECTION ANALYSIS -- CALIFORNIA PUBLIC LANDS **WILDERNESS** ACT

SEC. 1. SHORT TITLE

This Act would be cited as the "California Public Lands **Wilderness** Act".

SEC. 2. CONGRESSIONAL FINDINGS

The Congress finds that --

(a) Many areas of undeveloped public land in California and one parcel in Washoe County, Nevada, administered by the Bureau of Land Management (BLM) have outstanding natural characteristics that give them high value as **wilderness**.

(b) It is in the national interest that these areas be promptly designated as components of the National **Wilderness** Preservation Systems in order to preserve and maintain them as an enduring resource of **wilderness** to be managed to promote and perpetuate their **wilderness** character and generations of the American people.

(c) Certain areas of public lands in Inyo and Riverside Counties, California, are appropriate for transfer from the BLM to the National Park Service as additions to the Death Valley and Joshua Tree National Monuments.

SEC. 3. DEFINITIONS

Section 3(a) would define the term "public lands" to mean the same as defined in section 103(e) of the Federal Land Policy and Management Act of 1976 (FLPMA).

Section 3(b) would define the term "Secretary" to mean the Secretary of the Interior.

SEC. 4. LANDS DESIGNATED AS **WILDERNESS**/LANDS ADDED TO THE NATIONAL PARK SYSTEM

Section 4(a) would designate the following 62 areas as components of the National **Wilderness** Preservation System:

NOTE: This table is divided, and additional information on a particular entry may appear on more than one screen.

WSA name	Acreage	WSA No.
Owens Peak	15,897	CA-010-026
Sacatar Meadows	10,721	CA-010-027
Southern Inyo	28,291	CA-010-056
Pinnacles	1,983	CA-040-303

Pit River Canyon	7,443	CA-020-103
Tunnison Mountain	7,889	CA-020-311
Skedaddle	n1 37,482	CA-020-612
	n2 162	
South Warner	1,161	CA-020-708
Chemise Mountain	4,143	CA-050-111
King Range	20,248	CA-050-112
Agua Tibia	344	CA-060-002
Sawtooth Mountains	22,875	CA-060-024B
Carrizo Gorge	15,408	CA-060-025A
Western Otay Mountain	4,323	CA-060-028
Southern Otay Mountain	6,783	CA-060-029
Saline Valley	392,643	CDCA-117
Lower Saline Valley	2,154	CDCA-117A
Little Sand Spring	35,792	CDCA-119
Inyo Mountains	58,392	CDCA-122
Hunter Mountain	20,030	CDCA-123
Panamint Dunes	90,626	CDCA-127
Wild Rose Canyon	14,079	CDCA-134
Slate Range	44,536	CDCA-142
Funeral Mountains	23,004	CDCA-143
Greenwater Valley	22,811	CDCA-148
Nopah Range	79,868	CDCA-150
Owlshead Mountains	121,912	CDCA-156
Little Lake Canyon	32,225	CDCA-157
Owens Peak	26,113	CDCA-158
El Paso Mountains	13,986	CDCA-164
Golden Valley	29,113	CDCA-170
Newberry Mountains	20,291	CDCA-206
Rodman Mountains	17,630	CDCA-207
Bighorn Mountains	11,068	CDCA-217
Morongo	6,410	CDCA-218
Whitewater	11,169	CDCA-218A
Kingston Range	34,369	CDCA-222
Cinder Cones	41,701	CDCA-239
Keslo Dunes	46,405	CDCA-250
Bristol/Granite Mountains	43,232	CDCA-256
South Providence Mountains	24,238	CDCA-262
Providence Mountains	59,681	CDCA-263
Castle Peaks	43,519	CDCA-266
Fort Piute	34,854	CDCA-267
Turtle Mountains	116,480	CDCA-307
Chemehuevi Mountains	61,853	CDCA-310

Chemehuevi Needles	938	AZ-050-004
Addition		
Whipple Mountains	72,063	CDCA-312
Whipple Mountains	1,343	AZ-050-010
Addition		
Palen/McCoy	75,665	CDCA-825
Coxcomb Mountains	52,782	CDCA-328
Eagle Mountains	51,434	CDCA-334
Santa Rose Mountains	47,140	CDCA-341
Mecca Hills	7,199	CDCA-343
Orocopia Mountains	28,207	CDCA-344
Chuckwalla Mountains	57,030	CDCA-348
Indian Pass	31,493	CDCA-355
Picacho Peak	5,455	CDCA-355A
North Algodones Dunes	25,716	CDCA-360
Jacumba	26,128	CDCA-368
Fish Creek Mountains	15,359	CDCA-372
Carson Iceberg	550	NV-030-532

WSA name	BLM district, State
Owens Peak	Bakersfield, CA.
Sacatar Meadows	Do.
Southern Inyo	Do.
Pinnacles	Do.
Pit River Canyon	Susanville, CA.
Tunnison Mountain	Do.
Skedaddle	Do.
South Warner	Do.
Chemise Mountain	Ukiah, CA.
King Range	Do.
Agua Tibia	CA Desert, CA.
Sawtooth Mountains	Do.
Carrizo Gorge	Do.
Western Otay Mountain	Do.
Southern Otay Mountain	Do.
Saline Valley	Do.
Lower Saline Valley	Do.
Little Sand Spring	Do.
Inyo Mountains	Do.
Hunter Mountain	Do.
Panamint Dunes	Do.
Wild Rose Canyon	Do.
Slate Range	Do.
Funeral Mountains	Do.
Greenwater Valley	Do.

Nopah Range	Do.
Owlshead Mountains	Do.
Little Lake Canyon	Do.
Owens Peak	Do.
El Paso Mountains	Do.
Golden Valley	Do.
Newberry Mountains	Do.
Rodman Mountains	Do.
Bighorn Mountains	Do.
Morongo	Do.
Whitewater	Do.
Kingston Range	Do.
Cinder Cones	Do.
Keslo Dunes	Do.
Bristol/Granite Mountains	Do.
South Providence Mountains	Do.
Providence Mountains	Do.
Castle Peaks	Do.
Fort Piute	Do.
Turtle Mountains	Do.
Chemehuevi Mountains	Do.
Chemehuevi Needles	Yuma, AZ, CA.
Addition	
Whipple Mountains	Do.
Whipple Mountains	Do.
Addition	
Palen/McCoy	CA Desert, CA.
Coxcomb Mountains	Do.
Eagle Mountains	Do.
Santa Rose Mountains	Do.
Mecca Hills	Do.
Orocopia Mountains	Do.
Chuckwalla Mountains	Do.
Indian Pass	Do.
Picacho Peak	Do.
North Algodones Dunes	Do.
Jacumba	Do.
Fish Creek Mountains	Do.
Carson Iceberg	Carson City, NV, CA.

n1 California.

n2 Nevada.

Section 4(b) would provide that the acreages are approximate, and the maps shall control in the event of discrepancies between acreages cited in this Act and the acreages depicted on the referenced maps.

SEC. 5. MAPS

Section 5 would require the Secretary, as soon as practicable after enactment, to file a map and a legal description for each designated **wilderness** area and area added to the National Park System with the Senate Committee on Energy and Natural Resources and the House Committee on Interior and Insular Affairs. Each such map and legal description would have the same force and effect as if included in this Act, and would be on file and available for public inspection in the Offices of the Director and California State Director, BLM, Department of the Interior.

SEC. 6. ADMINISTRATION

Section 6(a) would require the Secretary, subject to valid existing rights to administer each **wilderness** area designated by this Act in accordance with the provisions of the **Wilderness Act** (16 U.S.C. 1131 et seq.) and its implementing rules and regulations.

Section 6(b) would add the following lands to the National Park System:

Name	Acreage	BLM district, State
Proposed additions to National Park System, Death Valley National Monument	103,800	CA Desert, CA.
Proposed addition to National Park System, Joshua Tree National Monument	4,800	Do.

Section 6(c) would provide that, upon enactment of this section, the lands described in section 6(b) would be transferred to the administrative jurisdiction of the National Park Service by operation of law and without consideration. The boundaries of the California Desert District, Death Valley National Monument, and Joshua Tree National Monument would be adjusted accordingly. The areas added to the National Park System by this section would be administered in accordance with the provisions of law generally applicable to units of the National Park System.

Section 6(d) would require the Secretary to prepare plans, within a reasonable period of time, to manage each designated **wilderness** area.

Section 6(e) would provide that, for purposes of this Act, any reference in the **Wilderness Act** to the effective date of that Act shall be deemed to be a reference to the effective date of this Act.

SEC. 7. AUTOMATIC INCORPORATION OF ACQUIRED LANDS INTO **WILDERNESS** AREAS

Section 7 would require that any lands within the boundaries of a **wilderness** area established by this Act become part of the **wilderness** area within which they are located and be managed in accordance with all the provisions of this Act and other laws applicable to such **wilderness** area.

SEC. 8. WITHDRAWAL FROM MINING AND MINERAL LEASING

Except as otherwise provided in this Act, and subject to valid existing rights, section 8 would withdraw all Federal lands established as **wilderness** by this Act and all lands within designated **wilderness** areas which are hereafter acquired by the United States from all forms of entry, appropriation, or disposal under the public land laws, including the mining, mineral leasing, geothermal leasing, and material sales laws.

SEC. 9. WATER RIGHTS

Section 9(a) would provide that nothing in this Act shall constitute or be construed to constitute either an express or implied reservation [*S4108] of water or water rights for **wilderness** purposes. The United States would be authorized to acquire such water rights as it deems necessary to carry out its responsibilities on any lands designated as **wilderness** pursuant to the substantive and procedural requirements of California and Nevada State laws.

Section 9(b) would provide that nothing in this Act shall be construed to limit the exercise of water rights as provided under California and Nevada State laws.

SEC. 10. MILITARY OVERFLIGHTS

Section 10(a) states that military aircraft testing and training activities, as well as demilitarization activities in California, are an important part of the U.S. national defense system, and are essential to secure an enduring and viable national defense system for the present and future generations of the American people.

Section 10(b) would provide that nothing in this Act shall be construed to restrict, forbid, or interfere with demilitarization activities and the overflight of military aircraft over areas designated in this Act as components of the National **Wilderness** Preservation System.

Under section 10(c), the designation by this Act of **wilderness** areas in the State of California would not restrict military overflights of **wilderness** areas for military testing and training.

Under section 10(d), the fact that military overflights could be seen or heard would not preclude such activities over the **wilderness** areas designated by this Act.

Section 10(e) would provide that nothing in this Act shall be construed to restrict, forbid, or interfere with demilitarization activities at Sierra Army Depot which is located adjacent to areas designated in this Act as components of the National **Wilderness** Preservation System and the fact that demilitarization activities could be detected from within the adjacent **wilderness** areas would not preclude such activities.

SEC. 11. AMERICAN INDIAN RELIGIOUS FREEDOM PROVISIONS

Section 11 would require the Secretary to assure access to the **wilderness** areas designated by this Act by Indian people for traditional cultural and religious purposes. Upon the request of an appropriate Indian tribe or Indian religious community, the Secretary would be authorized from time to time to temporarily close to general public use one or more specific portions of **wilderness** areas to protect the privacy of the Indian people's religious cultural activities. Any such closure would be made so as to affect the smallest practicable area for the minimum period necessary for such purposes.

SEC. 12. RELEASE LANGUAGE

Under section 12, the Congress finds and directs that, except as provided in subsections (b) and

(c) of this section, all BLM-administered public lands in the State of California have been adequately studied for **wilderness** designation pursuant to sections 202 and 603 of the Federal Land Policy and Management Act of 1976 (FLPMA) (43 U.S.C. 1712 and 1782). Those California public lands not designated as **wilderness** by this Act are no longer subject to the requirements of section 603 of FLPMA for management of **wilderness** study areas in a manner that does not impair the suitability of such areas for designation as **wilderness**, and shall be managed for their multiple use or other values in accordance with land management plans developed pursuant to said Act, or as part of the National Park System pursuant to section 6 of this Act.

Section 12(b) would except public lands situated in Lassen County, California, and comprising portions of three WSAs from the provisions of the section. The three WSAs are Dry Valley Rim (CA-020-615), Buffalo Hills (CA-020-619) and Twin Peaks (CA-020-619A).

Section 12(c) would provide that those public lands situated in Washoe County, Nevada, and included in either the Five Springs WSA (CA-020-609) or the Skedaddle WSA (CA-020-612) have been adequately studied for **wilderness** designation pursuant to Sections 202 and 603 of FLPMA. Those lands not designated as **wilderness** by this Act would no longer be subject to the requirements contained in Section 603 of said Act and shall be managed in the same manner as provided for public lands in the State of California by subsection (a) of this section.

SEC. 13. APPROPRIATION AUTHORIZATION

Section 13 would authorize to be appropriated such sums as may be necessary to carry out the provisions of this Act.