

Nebo Wilderness Area, and for other purposes, as amended.

The Clerk read as follows:

H.R. 451

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Mount Nebo Wilderness Boundary Adjustment Act".

SEC. 2. BOUNDARY ADJUSTMENTS.

(a) **LANDS REMOVED.**—*The boundary of the Mount Nebo Wilderness is adjusted to exclude the following:*

(1) **MONUMENT SPRINGS.**—*The approximately 8.4 acres of land depicted on the Map as "Monument Springs".*

(2) **GARDNER CANYON.**—*The approximately 177.8 acres of land depicted on the Map as "Gardner Canyon".*

(3) **BIRCH CREEK.**—*The approximately 5.0 acres of land depicted on the Map as "Birch Creek".*

(4) **INGRAM CANYON.**—*The approximately 15.4 acres of land depicted on the Map as "Ingram Canyon".*

(5) **WILLOW NORTH A.**—*The approximately 3.4 acres of land depicted on the Map as "Willow North A".*

(6) **WILLOW NORTH B.**—*The approximately 6.6 acres of land depicted on the Map as "Willow North B".*

(7) **WILLOW SOUTH.**—*The approximately 21.5 acres of land depicted on the Map as "Willow South".*

(8) **MENDENHALL CANYON.**—*The approximately 9.8 acres of land depicted on the Map as "Mendenhall Canyon".*

(9) **WASH CANYON.**—*The approximately 31.4 acres of land depicted on the Map as "Wash Canyon".*

(b) **LANDS ADDED.**—*Subject to valid existing rights, the boundary of the Mount Nebo Wilderness is adjusted to include the approximately 293.2 acres of land depicted on the Map for addition to the Mount Nebo Wilderness. The Utah Wilderness Act of 1984 (Public Law 94-428) shall apply to the land added to the Mount Nebo Wilderness pursuant to this subsection.*

SEC. 3. MAP.

(a) **DEFINITION.**—*For the purpose of this Act, the term "Map" shall mean the map entitled "Mt. Nebo Wilderness Boundary Adjustment", numbered 531, and dated May 29, 2001.*

(b) **MAP ON FILE.**—*The Map and the final document entitled "Mount Nebo, Proposed Boundary Adjustments, Parcel Descriptions (See Map #531)" and dated June 4, 2001, shall be on file and available for inspection in the office of the Chief of the Forest Service, Department of Agriculture.*

(c) **CORRECTIONS.**—*The Secretary of Agriculture may make technical corrections to the Map.*

SEC. 4. TECHNICAL BOUNDARY ADJUSTMENT.

The boundary of the Mount Nebo Wilderness is adjusted to exclude the approximately 21.26 acres of private property located in Andrews Canyon, Utah, and depicted on the Map as "Dale".

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Nevada (Mr. GIBBONS) and the gentleman from Massachusetts (Mr. MCGOVERN) each will control 20 minutes.

The Chair recognizes the gentleman from Nevada (Mr. GIBBONS).

Mr. GIBBONS. Madam Speaker, I yield myself such time as I may consume.

Madam Speaker, H.R. 451, the Mount Nebo Wilderness Boundary Adjustment Act, was introduced by the gentleman from Utah (Mr. HANSEN), who also serves as the chairman for the Committee on Resources, to resolve an ongoing dispute over access to several small water systems located in a Forest Service wilderness area in Juab County, Utah.

In 1984, Congress passed the Utah Wilderness Act, which designated 800,000 acres of wilderness on Forest Service lands in Utah. One of those areas was the Mount Nebo wilderness area. Unfortunately, due to a clerical error, several small water systems, springs, pipelines, and collection boxes were erroneously included in the wilderness boundary. These water systems supplied the towns of Nephi and Mona, Utah, with most of its culinary water. Because of the wilderness designation, access to these systems was restricted, even for routine maintenance. Since that time, these systems have deteriorated due to lack of that very needed maintenance.

After years of trying to reach a solution through administrative means, Juab County and the Forest Service concluded that a legislative boundary adjustment was necessary to exclude these water developments and the private inholdings in that area. This bill, Madam Speaker, accomplishes that purpose.

In the Committee on Resources an amendment was accepted which reduced the number of acres impacted by nearly one-third. The committee also removed water language that some found objectionable. The committee made additional adjustments to include roadless Forest Service lands as wilderness to compensate for the lands removed, resulting in a net increase of 13 acres to the 800,000 acre previously designated wilderness area. The end result is that Nehi City and the Town of Mona will have access to their historic water developments, private inholdings have been removed from the wilderness area, and the Forest Service will have a wilderness area with less human intrusion and fewer access issues.

Madam Speaker, I urge the passage of H.R. 451.

Madam Speaker, I reserve the balance of my time.

Mr. MCGOVERN. Madam Speaker, I yield myself such time as I may consume.

Madam Speaker, H.R. 451 would adjust the boundaries of the Mount Nebo wilderness on the Uinta National Forest in Utah by removing approximately 279 acres and adding approximately 293 acres. The nine parcels to be excluded from wilderness include mines, private property, and water transmission and storage facilities.

Under existing law, water system operator permittees must get permission from the Regional Forester to main-

tain their systems by motorized access. Complying with stringent guidelines for wilderness management, the Forest Service has not routinely granted these requests. H.R. 451 addresses the difficulties encountered by these operators by "cherry stemming" these areas out of the wilderness.

While amendments in committee significantly improve the bill, it still lacks language that would restrict motorized use in areas removed from wilderness to repairing or maintaining existing facilities operating under current special use permits. Without this language, H.R. 451 could lead to more widespread use of motorized vehicles in and around the wilderness and make boundary management difficult.

We believe changes to wilderness boundaries and management should not be made lightly or done routinely. Wilderness bills are the result of lengthy, carefully crafted negotiations. Areas included and excluded from wilderness are rarely accidental. Legislation that overrides the Wilderness Act undermines the Act and degrades wilderness value. H.R. 451 addresses a unique situation, and we will not object to it. However, we hope it will not serve as precedent for future modifications to congressionally designated wilderness boundaries. We also hope that, rather than moving bills that remove land from the National Wilderness Preservation System, the committee will focus on moving bills that add significant acreage of wilderness to the system.

Madam Speaker, I have no further requests for time, and I yield back the balance of my time.

Mr. GIBBONS. Madam Speaker, I have no further requests for time, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Nevada (Mr. GIBBONS) that the House suspend the rules and pass the bill, H.R. 451, as amended.

The question was taken; and (two-thirds having voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

A motion to reconsider was laid on the table.

CONVEYANCE OF CERTAIN BLM LANDS IN CARSON CITY, NEVADA

Mr. GIBBONS. Madam Speaker, I move to suspend the rules and pass the bill (H.R. 271) to direct the Secretary of the Interior to convey a former Bureau of Land Management administrative site to the city of Carson City, Nevada, for use as a senior center.

The Clerk read as follows:

H.R. 271

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. CONVEYANCE OF CERTAIN BUREAU OF LAND MANAGEMENT LANDS IN CARSON CITY, NEVADA.

(a) CONVEYANCE.—Not later than 120 days after the date of enactment of this Act, the Secretary of the Interior, acting through the Director of the Bureau of Land Management, shall convey to the city of Carson City, Nevada, without consideration, all right, title, and interest of the United States in the property described as Government lot 1 in sec. 8, T. 15 N., R. 20 E., Mount Diablo Meridian, as shown on the Bureau of Land Management official plat approved October 28, 1996, containing 4.48 acres, more or less, and assorted uninhabitable buildings and improvements.

(b) USE.—The conveyance of the property under subsection (a) shall be subject to reversion to the United States if the property is used for a purpose other than the purpose of a senior assisted living center or a related public purpose.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Nevada (Mr. GIBBONS) and the gentleman from Massachusetts (Mr. MCGOVERN) each will control 20 minutes.

The Chair recognizes the gentleman from Nevada (Mr. GIBBONS).

Mr. GIBBONS. Madam Speaker, I yield myself such time as I may consume.

Madam Speaker, I introduced H.R. 271 to direct the Secretary of the Interior to convey a former Bureau of Land Management administrative site to the City of Carson City, Nevada for use as a senior citizen center.

Madam Speaker, the Carson City Senior Center was established in 1972 to provide a venue where seniors with limited mobility could have access to a senior center, an assisted living center, and an adult day care center in one condensed area. The center has expanded to the point that the land is required to extend it further to accommodate the growing demand for its services.

□ 1415

The land adjacent to the center is former Bureau of Land Management property which has been vacant since 1997 and is completely surrounded by property owned by Carson City. The BLM has moved into a new office and is fully supportive of the land conveyance.

Madam Speaker, H.R. 271 is a non-controversial bill which has strong support from local and State officials, as well as the residents of Carson City, Nevada. I urge my colleagues to support the bill.

Madam Speaker, I reserve the balance of my time.

Mr. MCGOVERN. Madam Speaker, I yield myself such time as I may consume.

Madam Speaker, H.R. 271 directs the Bureau of Land Management to donate a piece of Federal property in Carson City, Nevada, to the city for use as a senior citizen's assisted living center. The four-acre parcel has been vacant since 1997 when the BLM ceased using

it as a vehicle and supply storage facility and is adjacent to an existing senior center.

Carson City applied to acquire the property under the Recreation and Public Purposes Act, but the residential nature of the proposed center does not qualify under the act.

Given the prohibitive expense to the community were they forced to purchase the property, as well as the valuable purpose for which they intend to use the land, this transfer appears to be appropriate. Importantly, the legislation specifies that the property will revert to Federal ownership if it ever ceases to be used as a senior center.

Madam Speaker, we support passage of H.R. 271, and I commend the gentleman from Nevada (Mr. GIBBONS) for his work on this bill.

Madam Speaker, I yield back the balance of my time.

Mr. GIBBONS. Madam Speaker, I yield myself such time as I may consume.

Madam Speaker, let me add in final remarks on this bill that Carson City is one of the fastest growing senior populations in the State of Nevada, and they have long outgrown the existing senior center, as we have already talked about.

The land we are discussing here is approximately 4.5 acres. It was formerly used for storage space by the BLM in Nevada, and has been long since vacated. It is conveniently located next to a long-term senior assisted living center that is much needed. The BLM, as I said earlier, is very much in support of this legislation. This is a great opportunity for the Federal Government to build upon their good neighbor status in the Western States by conveying this land to the City of Carson City.

Madam Speaker, I thank the leadership for bringing this bill to a vote today, the gentleman from Colorado (Mr. HEFLEY), the gentleman from Utah (Mr. HANSEN), and the gentleman from Massachusetts (Mr. MCGOVERN). Also, I thank the staff who has worked hard to get this bill passed, including our staff, Mr. Matt Stroia, who is with us today. I urge an aye vote on the bill.

Madam Speaker, I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Nevada (Mr. GIBBONS) that the House suspend the rules and pass the bill, H.R. 271.

The question was taken; and (two-thirds having voted in favor thereof) the rules were suspended and the bill was passed.

A motion to reconsider was laid on the table.

MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was commu-

nicated to the House by Ms. Wanda Evans, one of his secretaries.

PROVIDING FURTHER PROTECTIONS FOR WATERSHED OF LITTLE SANDY RIVER

Mr. GIBBONS. Madam Speaker, I move to suspend the rules and pass the bill (H.R. 427) to provide further protections for the watershed of the Little Sandy River as part of the Bull Run Watershed Management Unit, Oregon, and for other purposes.

The Clerk read as follows:

H.R. 427

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. INCLUSION OF ADDITIONAL PORTION OF THE LITTLE SANDY RIVER WATERSHED IN THE BULL RUN WATERSHED MANAGEMENT UNIT, OREGON.

(a) IN GENERAL.—Public Law 95-200 (16 U.S.C. 482b note; 91 Stat. 1425) is amended by striking section 1 and inserting the following:

“SECTION 1. ESTABLISHMENT OF SPECIAL RESOURCES MANAGEMENT UNIT; DEFINITION OF SECRETARY.

“(a) DEFINITION OF SECRETARY.—In this Act, the term ‘Secretary’ means—

“(1) with respect to land administered by the Secretary of Agriculture, the Secretary of Agriculture; and

“(2) with respect to land administered by the Secretary of the Interior, the Secretary of the Interior.

“(b) ESTABLISHMENT.—

“(1) IN GENERAL.—There is established, subject to valid existing rights, a special resources management unit in the State of Oregon, comprising approximately 98,272 acres, as depicted on a map dated May 2000 and entitled ‘Bull Run Watershed Management Unit’.

“(2) MAP.—The map described in paragraph (1) shall be on file and available for public inspection in the offices of—

“(A) the Regional Forester-Pacific Northwest Region of the Forest Service; and

“(B) the Oregon State Director of the Bureau of Land Management.

“(3) BOUNDARY ADJUSTMENTS.—The Secretary may periodically make such minor adjustments in the boundaries of the unit as are necessary, after consulting with the city and providing for appropriate public notice and hearings.”.

(b) CONFORMING AND TECHNICAL AMENDMENTS.—

(1) SECRETARY.—Public Law 95-200 (16 U.S.C. 482b note; 91 Stat. 1425) is amended by striking “Secretary of Agriculture” each place it appears (except subsection (b) of section 1, as added by subsection (a), and except in the amendments made by paragraph (2)) and inserting “Secretary”.

(2) APPLICABLE LAW.—

(A) IN GENERAL.—Section 2(a) of Public Law 95-200 (16 U.S.C. 482b note; 91 Stat. 1425) is amended by striking “applicable to National Forest System lands” and inserting “applicable to land under the administrative jurisdiction of the Forest Service (in the case of land administered by the Secretary of Agriculture) or applicable to land under the administrative jurisdiction of the Bureau of Land Management (in the case of land administered by the Secretary of the Interior)”.