

117TH CONGRESS
1ST SESSION

S. 3129

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

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 Scenic River Act”.

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

2 (a) FINDINGS.—Congress finds that—

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

10 (2) the Greater Gila River watershed supports
11 many important economic activities in the region, in-
12 cluding farming, ranching, hunting, fishing, camp-
13 ing, backpacking, hiking, wildlife viewing, horseback
14 riding, and floating;

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

17 (A) are a national treasure deserving of in-
18 clusion in the National Wild and Scenic Rivers
19 System;

20 (B) possess numerous outstandingly re-
21 markable values; and

22 (C) contain segments that merit the high
23 level of protection provided by the Wild and
24 Scenic Rivers Act (16 U.S.C. 1271 et seq.) to
25 maintain the benefits provided by the Greater
26 Gila River watershed and other rivers in the

1 Gila National Forest for future generations of
2 people in the State of New Mexico to enjoy; and
3 (4) wild and scenic river designations—

4 (A) recognize the importance of maintain-
5 ing the values of the segments;

6 (B) are compatible with traditional values
7 and cultural uses important to rural commu-
8 nities;

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

11 (i) focusing management on river and
12 river-related resources and values, includ-
13 ing supporting voluntary management on
14 adjacent non-Federal land;

15 (ii) protecting rivers in a manner com-
16 plementary to the Wilderness Act (16
17 U.S.C. 1131 et seq.), as contemplated
18 under section 10(b) of the Wild and Scenic
19 Rivers Act (16 U.S.C. 1281(b));

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

- 1 (iv) preserving and enhancing the pro-
2 tection of cultural artifacts and Tribal sa-
3 cred and ceremonial sites;
- 4 (v) preserving and enhancing rec-
5 reational opportunities;
- 6 (vi) encouraging and enhancing tradi-
7 tional uses, such as hunting and fishing;
- 8 (vii) better informing the public about
9 areas in the region with exceptional char-
10 acteristics and opportunities for unique ex-
11 periences;
- 12 (viii) promoting the outdoor recreation
13 economy; and
- 14 (ix) protecting and enhancing eco-
15 nomic activity through protecting natural
16 flows through designated segments;
- 17 (D) do not abrogate existing rights, privi-
18 leges, or contracts, including—
- 19 (i) private property rights or restrict
20 development or use on private land;
- 21 (ii) existing water rights, interstate
22 water compacts, or existing irrigation sys-
23 tems and other water development or dis-
24 tribution facilities, including the ability to
25 maintain the systems and facilities;

- 1 (iii) grazing operations; or
2 (iv) access for the public to public
3 land within a designated river corridor;
4 and
5 (E) do not open private land to public ac-
6 cess.

7 (b) PURPOSE.—The purpose of this section is to pro-
8 tect for current and future generations of people in the
9 United States the outstandingly remarkable scenic, nat-
10 ural, cultural, wildlife, fish, recreational, scientific, his-
11 toric, cultural, ecological, and other values of certain seg-
12 ments of the Greater Gila River watershed and other riv-
13 ers in the Gila National Forest.

14 (c) DEFINITIONS.—In this section:

15 (1) COVERED SEGMENT.—The term “covered
16 segment” means a river segment designated by para-
17 graph (231) of section 3(a) of the Wild and Scenic
18 Rivers Act (16 U.S.C. 1274(a)) (as added by sub-
19 section (d)).

20 (2) SECRETARY CONCERNED.—The term “Sec-
21 retary concerned” means—

22 (A) the Secretary of the Interior, with re-
23 spect to a covered segment under the jurisdic-
24 tion of the Secretary of the Interior; and

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

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

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

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

17 “(A) APACHE CREEK.—The approximately
18 10.5-mile segment, as generally depicted on the
19 map entitled ‘Apache Creek’ and dated April
20 30, 2020, as a wild river.

21 “(B) BLACK CANYON CREEK.—

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

9 “(iv) The 11-mile segment, as gen-
10 erally depicted on the map entitled ‘Black
11 Canyon Creek’ and dated April 30, 2020,
12 as a wild 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
17 27, 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
21 27, 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
25 27, 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
4 27, 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
8 27, 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 picted on the map entitled ‘East Fork Gila
6 River’ and dated April 30, 2020, as a wild
7 river.

8 “(G) GILA RIVER, GILA LOWER BOX.—

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

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

18 “(H) GILA RIVER, GILA MIDDLE BOX.—

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

24 “(ii) The approximately 0.4-mile seg-
25 ment, as generally depicted on the map en-

1 titled ‘Gila River, Gila Middle Box’ and
2 dated April 30, 2020, as a recreational
3 river.

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

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

14 “(v) The approximately 1.6-mile seg-
15 ment, as generally depicted on the map en-
16 titled ‘Gila River, Gila Middle Box’ and
17 dated April 30, 2020, as a recreational
18 river.

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

23 “(I) GILA RIVER, MIDDLE FORK.—

24 “(i) The approximately 1.2-mile seg-
25 ment, as generally depicted on the map en-

1 titled ‘Middle Fork Gila River’ and dated
2 May 1, 2020, as a recreational river.

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

7 “(J) GILA RIVER, WEST FORK.—

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

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

16 “(K) GILITA CREEK.— The approximately
17 6.4-mile segment, as generally depicted on the
18 map entitled ‘Gilita Creek’ and dated March 4,
19 2020, as a wild river.

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

24 “(M) INDIAN CREEK.—

1 “(i) The approximately 5-mile seg-
2 ment, as generally depicted on the map en-
3 titled ‘Indian Creek’ and dated March 27,
4 2020, as a recreational river.

5 “(ii) The approximately 9.5-mile seg-
6 ment, as generally depicted on the map en-
7 titled ‘Indian Creek’ and dated March 27,
8 2020, as a wild river.

9 “(N) IRON CREEK.—The approximately
10 13.2-mile segment, as generally depicted on the
11 map entitled ‘Iron Creek’ and dated March 4,
12 2020, as a wild river.

13 “(O) LAS ANIMAS CREEK.—

14 “(i) The approximately 5.3-mile seg-
15 ment, as generally depicted on the map en-
16 titled ‘Las Animas Creek’ and dated
17 March 27, 2020, as a wild river.

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

22 “(P) LITTLE CREEK.—

23 “(i) The approximately 0.3-mile seg-
24 ment, as generally depicted on the map en-

1 titled ‘Little Creek’ and dated May 1,
2 2020, as a recreational river.

3 “(ii) The approximately 18.3-mile seg-
4 ment, as generally depicted on the map en-
5 titled ‘Little Creek’ and dated May 1,
6 2020, as a wild river.

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

11 “(R) MINERAL CREEK.—

12 “(i) The approximately 8.3-mile seg-
13 ment, as generally depicted on the map en-
14 titled ‘Mineral Creek’ and dated March 27,
15 2020, as a wild river.

16 “(ii) The approximately 0.5-mile seg-
17 ment, as generally depicted on the map en-
18 titled ‘Mineral Creek’ and dated March 27,
19 2020, as a recreational river.

20 “(iii) The approximately 0.5-mile seg-
21 ment, as generally depicted on the map en-
22 titled ‘Mineral Creek’ and dated March 27,
23 2020, as a recreational river.

24 “(iv) The approximately 0.1-mile seg-
25 ment, as generally depicted on the map en-

1 titled ‘Mineral Creek’ and dated March 27,
2 2020, as a recreational river.

3 “(v) The approximately 0.03-mile seg-
4 ment, as generally depicted on the map en-
5 titled ‘Mineral Creek’ and dated March 27,
6 2020, as a recreational river.

7 “(vi) The approximately 0.02-mile
8 segment, as generally depicted on the map
9 entitled ‘Mineral Creek’ and dated March
10 27, 2020, as a recreational river.

11 “(vii) The approximately 0.6-mile seg-
12 ment, as generally depicted on the map en-
13 titled ‘Mineral Creek’ and dated March 27,
14 2020, as a recreational river.

15 “(viii) The approximately 0.1-mile
16 segment, as generally depicted on the map
17 entitled ‘Mineral Creek’ and dated March
18 27, 2020, as a recreational river.

19 “(ix) The approximately 0.03-mile
20 segment, as generally depicted on the map
21 entitled ‘Mineral Creek’ and dated March
22 27, 2020, as a recreational river.

23 “(x) The approximately 0.7-mile seg-
24 ment, as generally depicted on the map en-

1 titled ‘Mineral Creek’ and dated March 27,
2 2020, as a recreational river.

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

7 “(T) WEST FORK MOGOLLON CREEK.—
8 The approximately 8.5-mile segment, as gen-
9 erally depicted on the map entitled ‘West Fork
10 Mogollon Creek’ and dated March 4, 2020, as
11 a wild river.

12 “(U) MULE CREEK.—The approximately
13 4.3-mile segment, as generally depicted on the
14 map entitled ‘Mule Creek’ and dated March 4,
15 2020, as a wild river.

16 “(V) SAN FRANCISCO RIVER, DEVIL’S
17 CREEK.—

18 “(i) The approximately 1.8-mile seg-
19 ment, as generally depicted on the map en-
20 titled ‘M.H. Dutch Salmon Greater Gila
21 Wild and Scenic Rivers Act Discussion
22 Draft’ and dated October 29, 2021, as a
23 scenic river.

24 “(ii) The approximately 6.4-mile seg-
25 ment, as generally depicted on the map en-

1 titled ‘M.H. Dutch Salmon Greater Gila
2 Wild and Scenic Rivers Act Discussion
3 Draft’ and dated October 29, 2021, as a
4 scenic river.

5 “(iii) The approximately 6.1-mile seg-
6 ment, as generally depicted on the map en-
7 titled ‘M.H. Dutch Salmon Greater Gila
8 Wild and Scenic Rivers Act Discussion
9 Draft’ and dated October 29, 2021, as a
10 scenic river.

11 “(iv) The approximately 1.2-mile seg-
12 ment, as generally depicted on the map en-
13 titled ‘San Francisco River, Devil’s Creek’
14 and dated March 27, 2020, as a rec-
15 reational river.

16 “(v) The approximately 5.9-mile seg-
17 ment, as generally depicted on the map en-
18 titled ‘San Francisco River, Devil’s Creek’
19 and dated March 27, 2020, as a rec-
20 reational river.

21 “(W) SAN FRANCISCO RIVER, LOWER SAN
22 FRANCISCO RIVER CANYON.—

23 “(i) The approximately 1.8-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 “(ii) The approximately 0.6-mile seg-
4 ment, as generally depicted on the map en-
5 titled ‘San Francisco River, Lower San
6 Francisco River Canyon’ and dated March
7 27, 2020, as a recreational river.

8 “(iii) The approximately 14.6-mile
9 segment, as generally depicted on the map
10 entitled ‘San Francisco River, Lower San
11 Francisco River Canyon’ and dated March
12 27, 2020, as a wild river.

13 “(X) SAN FRANCISCO RIVER, UPPER FRIS-
14 CO BOX.—The approximately 6-mile segment,
15 as generally depicted on the map entitled ‘San
16 Francisco River, Upper Frisco Box’ and dated
17 March 4, 2020, as a wild river.

18 “(Y) SAPILLO CREEK.—The approximately
19 7.2-mile segment, as generally depicted on the
20 map entitled ‘Sapillo Creek’ and dated March
21 27, 2020, as a wild river.

22 “(Z) SPRUCE CREEK.—The approximately
23 3.7-mile segment, as generally depicted on the
24 map entitled ‘Spruce Creek’ and dated March
25 4, 2020, as a wild river.

1 “(AA) TAYLOR CREEK.—

2 “(i) The approximately 0.4-mile seg-
3 ment, as generally depicted on the map en-
4 titled ‘Taylor Creek’ and dated April 30,
5 2020, as a scenic river.

6 “(ii) The approximately 6.1-mile seg-
7 ment, as generally depicted on the map en-
8 titled ‘Taylor Creek’ and dated April 30,
9 2020, as a wild river.

10 “(iii) The approximately 6.7-mile seg-
11 ment, as generally depicted on the map en-
12 titled ‘Taylor Creek’ and dated April 30,
13 2020, as a wild river.

14 “(BB) TURKEY CREEK.—The approxi-
15 mately 17.1-mile segment, as generally depicted
16 on the map entitled ‘Turkey Creek’ and dated
17 April 30, 2020, as a wild river.

18 “(CC) WHITEWATER CREEK.—

19 “(i) The approximately 13.5-mile seg-
20 ment, as generally depicted on the map en-
21 titled ‘Whitewater Creek’ and dated March
22 27, 2020, as a wild river.

23 “(ii) The approximately 1.1-mile seg-
24 ment, as generally depicted on the map en-

1 titled ‘Whitewater Creek’ and dated March
2 27, 2020, as a recreational river.

3 “(DD) WILLOW CREEK.—

4 “(i) The approximately 3-mile seg-
5 ment, as generally depicted on the map en-
6 titled ‘Willow Creek’ and dated April 30,
7 2020, as a recreational river.

8 “(ii) The approximately 2.9-mile seg-
9 ment, as generally depicted on the map en-
10 titled ‘Willow Creek’ and dated April 30,
11 2020, as a recreational river.”.

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

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

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

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

21 (f) MAPS; LEGAL DESCRIPTIONS.—

22 (1) IN GENERAL.—As soon as practicable after
23 the date of enactment of this Act, the Secretary con-
24 cerned shall prepare maps and legal descriptions of
25 the covered segments.

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

6 (3) AVAILABILITY.—The map and legal descrip-
7 tion prepared under paragraph (1) shall be on file
8 and available for public inspection in the appropriate
9 offices of the Forest Service, the Bureau of Land
10 Management, and the National Park Service.

11 (g) COMPREHENSIVE RIVER MANAGEMENT PLAN.—
12 The Secretary concerned shall prepare the comprehensive
13 management plan for the covered segments pursuant to
14 section 3(d) of the Wild and Scenic Rivers Act (16 U.S.C.
15 1274(d)) after consulting with Tribal governments, appli-
16 cable political subdivisions of the State, and interested
17 members of the public.

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

23 (i) EFFECT OF SECTION.—

24 (1) EFFECT ON RIGHTS.—In accordance with
25 section 12(b) of the Wild and Scenic Rivers Act (16

1 U.S.C. 1283(b)), nothing in this section or an
2 amendment made by this section abrogates any ex-
3 isting rights of, privilege of, or contract held by any
4 person, including any right, privilege, or contract
5 that affects Federal land or private land, without
6 the consent of the person, including—

7 (A) grazing permits or leases;

8 (B) existing water rights, including the ju-
9 risdiction of the State in administering water
10 rights;

11 (C) existing points of diversion, including
12 appropriate maintenance, repair, or replace-
13 ment;

14 (D) existing water distribution infrastruc-
15 ture, including appropriate maintenance, repair,
16 or replacement; and

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

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

23 (3) RELATIONSHIP TO OTHER LAW.—Nothing
24 in this section amends or otherwise affects the Ari-

1 zona Water Settlements Act (Public Law 108–451;
2 118 Stat. 3478).

3 (4) SPECIES RECOVERY.—

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

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

15 (I) listed as endangered or
16 threatened under the Endangered
17 Species Act of 1973 (16 U.S.C. 1531
18 et seq.); and

19 (II) identified as an outstand-
20 ingly remarkable value of the covered
21 segment in accordance with the Wild
22 and Scenic Rivers Act (16 U.S.C.
23 1271 et seq.); and

24 (ii) is included in the applicable spe-
25 cies recovery plan prepared under section 4

1 of the Endangered Species Act of 1973 (16
2 U.S.C. 1533).

3 (B) REVIEW REQUIRED.—A project au-
4 thorized under subparagraph (A) shall be re-
5 viewed in accordance with section 7 of the Wild
6 and Scenic Rivers Act (16 U.S.C. 1278), but a
7 finding that the project does not meet the appli-
8 cable evaluation standard under that section
9 shall not, of itself, preclude the project from
10 being carried out.

11 (C) IMPACTS MINIMIZED.—For any project
12 authorized under subparagraph (A), the Sec-
13 retary concerned shall ensure that any impacts
14 to the free-flowing characteristics of the river
15 and other outstandingly remarkable river and
16 scenic values are minimized to the maximum
17 extent the Secretary concerned determines to be
18 practicable, consistent with the natural appear-
19 ance and accessibility of the covered segment as
20 in existence on the date of enactment of this
21 Act.

22 (D) ASSISTANCE.—Nothing in this para-
23 graph prohibits a Federal agency from assisting
24 with a loan, grant, or permit, or providing any

1 other form of assistance, for a project author-
 2 ized under subparagraph (A).

3 (5) STATE LAND JURISDICTION.—Nothing in
 4 this section or an amendment made by this section
 5 affects the jurisdiction of land under the jurisdiction
 6 of the State, including land under the jurisdiction of
 7 the New Mexico State Land Office and the New
 8 Mexico Department of Game and Fish.

9 (6) FISH AND WILDLIFE.—Nothing in this sec-
 10 tion or an amendment made by this section affects
 11 the jurisdiction of the State with respect to fish and
 12 wildlife in the State.

13 (7) TREATY RIGHTS.—Nothing in this section
 14 or an amendment made by this section alters, modi-
 15 fies, diminishes, or extinguishes the reserved treaty
 16 rights of any Indian Tribe with respect to hunting,
 17 fishing, gathering, and cultural or religious rights in
 18 the vicinity of a covered segment as protected by a
 19 treaty.

20 **SEC. 3. MODIFICATION OF BOUNDARIES OF GILA CLIFF**
 21 **DWELLINGS NATIONAL MONUMENT AND GILA**
 22 **NATIONAL FOREST.**

23 (a) TRANSFER OF ADMINISTRATIVE JURISDIC-
 24 TION.—

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

5 (2) DESCRIPTION OF LAND.—The land referred
6 to in paragraph (1) is the approximately 440 acres
7 of land identified as “Transfer from USDA Forest
8 Service to National Park Service” on the map enti-
9 tled “Gila Cliff Dwellings National Monument Pro-
10 posed Boundary Adjustment” and dated March
11 2020.

12 (b) BOUNDARY MODIFICATIONS.—

13 (1) GILA CLIFF DWELLINGS NATIONAL MONU-
14 MENT.—

15 (A) IN GENERAL.—The boundary of the
16 Gila Cliff Dwellings National Monument is re-
17 vised to incorporate the land transferred to the
18 Secretary of the Interior under subsection
19 (a)(1).

20 (B) MAP.—

21 (i) IN GENERAL.—The Secretary of
22 the Interior shall prepare and keep on file
23 for public inspection in the appropriate of-
24 fice of the National Park Service a map
25 and a legal description of the revised

1 boundary of the Gila Cliff Dwellings Na-
2 tional Monument.

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

9 (2) GILA NATIONAL FOREST.—

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

14 (B) MAP.—

15 (i) IN GENERAL.—The Secretary of
16 Agriculture shall prepare and keep on file
17 for public inspection in the appropriate of-
18 fice of the Forest Service a map and a
19 legal description of the revised boundary of
20 the Gila National Forest.

21 (ii) EFFECT.—The map and legal de-
22 scription under clause (i) shall have the
23 same force and effect as if included in this
24 section, except that the Secretary of Agri-

- 1 culture may correct minor errors in the
- 2 map and legal description.

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