

116TH CONGRESS
2D SESSION

S. 3670

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

MAY 7, 2020

Mr. UDALL (for himself and Mr. HEINRICH) 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; PURPOSE.—

3 (1) FINDINGS.—Congress finds that—

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

12 (B) recreation, including hunting, fishing,
13 camping, backpacking, hiking, wildlife viewing,
14 horseback riding, and floating, increasingly sup-
15 ports important economic activity for local com-
16 munities;

17 (C) the Greater Gila River watershed and
18 other rivers in the Gila National Forest—

19 (i) are a national treasure deserving
20 of inclusion in the National Wild and Sce-
21 nic Rivers System;

22 (ii) possess numerous outstandingly
23 remarkable values; and

24 (iii) contain segments that merit the
25 high level of protection provided by the
26 Wild and Scenic Rivers Act (16 U.S.C.

1 1271 et seq.) to maintain the benefits pro-
2 vided by the Greater Gila River watershed
3 and other rivers in the Gila National For-
4 est for future generations of people in the
5 State of New Mexico to enjoy; and

6 (D) wild and scenic river designations—

7 (i) recognize the importance of main-
8 taining the values of the segments, while
9 having no effect on activities or rights de-
10 scribed in subsection (h);

11 (ii) are compatible with traditional
12 values and cultural uses important to rural
13 communities;

14 (iii) provide multiple benefits to the
15 local community and beyond, including
16 by—

17 (I) focusing management on river
18 and river-related resources and values,
19 including supporting voluntary man-
20 agement on adjacent non-Federal
21 land;

22 (II) protecting rivers in a manner
23 complementary to the Wilderness Act
24 (16 U.S.C. 1131 et seq.), as con-
25 templated under section 10(b) of the

1 Wild and Scenic Rivers Act (16
2 U.S.C. 1281(b));

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

7 (IV) preserving and enhancing
8 the protection of cultural artifacts and
9 Tribal sacred and ceremonial sites;

10 (V) preserving and enhancing
11 recreational opportunities;

12 (VI) encouraging and enhancing
13 traditional uses, such as hunting and
14 fishing;

15 (VII) better informing the public
16 about areas in the region with excep-
17 tional characteristics and opportuni-
18 ties for unique experiences; and

19 (VIII) promoting the outdoor
20 recreation economy; and

21 (iv) do not—

22 (I) affect private property rights
23 or restrict development or use on pri-
24 vate land within or adjacent to a des-
25 ignated river corridor;

1 (II) affect existing water rights,
2 interstate water compacts, or existing
3 irrigation systems and other water de-
4 velopment or distribution facilities;

5 (III) affect grazing operations;

6 (IV) limit access for the public to
7 public land within a designated river
8 corridor; or

9 (V) open private land to public
10 access.

11 (2) PURPOSE.—The purpose of this section is
12 to protect for current and future generations of peo-
13 ple in the United States the outstandingly remark-
14 able scenic, natural, cultural, wildlife, fish, rec-
15 reational, scientific, historic, cultural, ecological, and
16 other values of certain segments of the Greater Gila
17 River watershed and other rivers in the Gila Na-
18 tional Forest.

19 (b) DEFINITIONS.—In this section:

20 (1) COVERED SEGMENT.—The term “covered
21 segment” means a river segment designated by para-
22 graph (231) of section 3(a) of the Wild and Scenic
23 Rivers Act (16 U.S.C. 1274(a)) (as added by sub-
24 section (c)).

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

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

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

9 (3) SENSITIVE SPECIES.—The term “sensitive
10 species” means a species—

11 (A) that is listed or proposed for listing as
12 endangered or threatened under the Endan-
13 gered Species Act of 1973 (16 U.S.C. 1531 et
14 seq.);

15 (B) that is identified by the State as a spe-
16 cies of greatest conservation need; or

17 (C) that, as determined by the Secretary
18 concerned, requires special management consid-
19 eration—

20 (i) to promote the conservation of the
21 species; or

22 (ii) to reduce the need for future list-
23 ing of the species as endangered or threat-
24 ened under the Endangered Species Act of
25 1973 (16 U.S.C. 1531 et seq.).

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

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

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

14 “(A) APACHE CREEK.—The approximately
15 10.5-mile segment, as generally depicted on the
16 map entitled ‘Apache Creek’ and dated April
17 30, 2020, as a wild river.

18 “(B) BLACK CANYON CREEK.—

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

23 “(ii) The 0.6-mile segment, as gen-
24 erally depicted on the map entitled ‘Black

1 Canyon Creek’ and dated April 30, 2020,
2 as a recreational river.

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

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

11 “(C) DIAMOND CREEK.—

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

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

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

24 “(iv) The approximately 1.6-mile seg-
25 ment, as generally depicted on the map en-

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

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

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

12 “(E) GILA RIVER.—

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

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

21 “(iii) The approximately 3-mile seg-
22 ment, as generally depicted on the map en-
23 titled ‘Gila River’ and dated April 30,
24 2020, as a wild river.

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

6 “(G) GILA RIVER, GILA LOWER BOX.—

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

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

16 “(H) GILA RIVER, GILA MIDDLE BOX.—

17 “(i) The approximately 0.6-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 “(ii) The approximately 0.4-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 “(iii) The approximately 0.3-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 recreational
7 river.

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

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

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

22 “(I) GILA RIVER, MIDDLE FORK.—

23 “(i) The approximately 1.2-mile seg-
24 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 approximately
21 7.3-mile segment, as generally depicted on the
22 map entitled ‘Holden Prong’ and dated March
23 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 ‘San Francisco River, Devil’s Creek’
21 and dated March 27, 2020, as a rec-
22 reational river.

23 “(ii) The approximately 6.4-mile seg-
24 ment, as generally depicted on the map en-
25 titled ‘San Francisco River, Devil’s Creek’

1 and dated March 27, 2020, as a rec-
2 reational river.

3 “(iii) The approximately 6.1-mile seg-
4 ment, as generally depicted on the map en-
5 titled ‘San Francisco River, Devil’s Creek’
6 and dated March 27, 2020, as a rec-
7 reational river.

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

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

18 “(W) SAN FRANCISCO RIVER, LOWER SAN
19 FRANCISCO RIVER CANYON.—

20 “(i) The approximately 1.8-mile seg-
21 ment, as generally depicted on the map en-
22 titled ‘San Francisco River, Lower San
23 Francisco River Canyon’ and dated March
24 27, 2020, as a wild river.

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

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

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

16 “(Y) SAPILLO CREEK.—The approximately
17 7.2-mile segment, as generally depicted on the
18 map entitled ‘Sapillo Creek’ and dated March
19 27, 2020, as a wild river.

20 “(Z) SPRUCE CREEK.—The approximately
21 3.7-mile segment, as generally depicted on the
22 map entitled ‘Spruce Creek’ and dated March
23 4, 2020, as a wild river.

24 “(AA) TAYLOR CREEK.—

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

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

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

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

17 “(CC) WHITEWATER CREEK.—

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

22 “(ii) The approximately 1.1-mile seg-
23 ment, as generally depicted on the map en-
24 titled ‘Whitewater Creek’ and dated March
25 27, 2020, as a recreational river.

1 “(DD) WILLOW CREEK.—

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

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

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

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

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

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

19 (e) MAPS; LEGAL DESCRIPTIONS.—

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

24 (2) FORCE OF LAW.—The maps and legal de-
25 scriptions prepared under paragraph (1) shall have

1 the same force and effect as if included in this sec-
2 tion, except that the Secretary concerned may cor-
3 rect minor errors in the maps and legal descriptions.

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

9 (f) COMPREHENSIVE RIVER MANAGEMENT PLAN
10 CONSULTATION.—The comprehensive management plan
11 for the covered segments prepared pursuant to section
12 3(d) of the Wild and Scenic Rivers Act (16 U.S.C.
13 1274(d)) shall provide for public involvement, including
14 consultation with units of local and Tribal government and
15 applicable political subdivisions of the State.

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

21 (h) EFFECT OF SECTION.—

22 (1) EFFECT ON RIGHTS.—Nothing in this sec-
23 tion or an amendment made by this section affects
24 any existing rights of, privilege of, or contract held
25 by any person that affects Federal land or any pri-

1 vate land within the same watershed as a covered
 2 segment without the consent of the person, includ-
 3 ing—

4 (A) grazing permits or leases;

5 (B) water rights, including the jurisdiction
 6 of the State in administering water rights;

7 (C) existing points of diversion;

8 (D) existing water distribution infrastruc-
 9 ture;

10 (E) cattle management infrastructure; and

11 (F) valid existing rights for mining and
 12 mineral leases.

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

17 (3) RELATIONSHIP TO OTHER LAW.—Nothing
 18 in this section amends or otherwise affects the Ari-
 19 zona Water Settlements Act (Public Law 108–451;
 20 118 Stat. 3478).

21 (4) RESTORATION.—

22 (A) IN GENERAL.—Subject to subpara-
 23 graphs (B) through (D), if the Secretary con-
 24 cerned determines that no other feasible alter-
 25 native exists, the Secretary concerned may au-

1 authorize a project or activity that affects the
2 free-flowing characteristics or other values of a
3 covered segment, including—

4 (i) the construction, maintenance, and
5 replacement of fish barriers; or

6 (ii) the use of chemicals to manage
7 nonnative fish species.

8 (B) PURPOSE.—The primary purpose of a
9 project or activity authorized under subpara-
10 graph (A) shall be—

11 (i) to aid in the recovery of a sensitive
12 species;

13 (ii) to protect or enhance the values
14 for which the covered segment was des-
15 ignated;

16 (iii) to restore the ecological function,
17 connectivity, or natural characteristics of
18 the covered segment; or

19 (iv) to improve watershed health or
20 water quality of the covered segment.

21 (C) REVIEW REQUIRED.—A project or ac-
22 tivity authorized under subparagraph (A) shall
23 be reviewed in accordance with sections 7 and
24 10(a) of the Wild and Scenic Rivers Act (16
25 U.S.C. 1278, 1281(a)).

1 (D) IMPACTS MINIMIZED.—For any project
2 or activity authorized under subparagraph (A),
3 the Secretary concerned shall ensure that any
4 impacts to the free-flowing characteristics of
5 the river and other river values are minimized
6 to the maximum extent practicable.

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

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

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

22 (7) TREATY RIGHTS.—Nothing in this section
23 or an amendment made by this section alters, modi-
24 fies, diminishes, or extinguishes the reserved treaty
25 rights of any Indian Tribe with respect to hunting,

1 fishing, gathering, and cultural or religious rights in
2 the vicinity of a covered segment as protected by a
3 treaty.

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

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

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

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

20 (b) BOUNDARY MODIFICATIONS.—

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

23 (A) IN GENERAL.—The boundary of the
24 Gila Cliff Dwellings National Monument is re-
25 vised to incorporate the land transferred to the

1 Secretary of the Interior under subsection
2 (a)(1).

3 (B) MAP.—

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

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
15 Interior may correct minor errors in the
16 map 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
24 Agriculture shall prepare and keep on file
25 for public inspection in the appropriate of-

1 fice of the Forest Service a map and a
2 legal description of the revised boundary of
3 the Gila 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.

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