

Public Law 110–229
110th Congress

An Act

May 8, 2008

[S. 2739]

Consolidated
Natural
Resources Act
of 2008.
16 USC 1 note.

To authorize certain programs and activities in the Department of the Interior, the Forest Service, and the Department of Energy, to implement further the Act approving the Covenant to Establish a Commonwealth of the Northern Mariana Islands in Political Union with the United States of America, to amend the Compact of Free Association Amendments Act of 2003, and for other purposes.

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

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) **SHORT TITLE.**—This Act may be cited as the “Consolidated Natural Resources Act of 2008”.

(b) **TABLE OF CONTENTS.**—The table of contents of this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—FOREST SERVICE AUTHORIZATIONS

Sec. 101. Wild Sky Wilderness.

Sec. 102. Designation of national recreational trail, Willamette National Forest, Oregon, in honor of Jim Weaver, a former Member of the House of Representatives.

TITLE II—BUREAU OF LAND MANAGEMENT AUTHORIZATIONS

Sec. 201. Piedras Blancas Historic Light Station.

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Sec. 203. Nevada National Guard land conveyance, Clark County, Nevada.

TITLE III—NATIONAL PARK SERVICE AUTHORIZATIONS

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Sec. 301. Cooperative agreements for national park natural resource protection.

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Sec. 322. National Park Service study regarding the Soldiers’ Memorial Military Museum.

Sec. 323. Wolf House study.

Sec. 324. Space Shuttle Columbia study.

Sec. 325. César E. Chávez study.

Sec. 326. Taunton, Massachusetts, special resource study.

Sec. 327. Rim of the Valley Corridor study.

Subtitle D—Memorials, Commissions, and Museums

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- Sec. 332. Dwight D. Eisenhower Memorial Commission.
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- Sec. 334. Hudson-Fulton-Champlain Quadricentennial Commemoration Commission.
- Sec. 335. Sense of Congress regarding the designation of the Museum of the American Quilter's Society of the United States.
- Sec. 336. Sense of Congress regarding the designation of the National Museum of Wildlife Art of the United States.
- Sec. 337. Redesignation of Ellis Island Library.

Subtitle E—Trails and Rivers

- Sec. 341. Authorization and administration of Star-Spangled Banner National Historic Trail.
- Sec. 342. Land conveyance, Lewis and Clark National Historic Trail, Nebraska.
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- Sec. 344. Wild and scenic River designation, Eightmile River, Connecticut.

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- Sec. 351. Denali National Park and Alaska Railroad Corporation exchange.

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- Sec. 361. Authorizing appropriations for specific purposes.

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- Sec. 402. Definitions.
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Subtitle B—Niagara Falls National Heritage Area

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- Sec. 471. National Coal Heritage Area technical corrections.
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- Sec. 481. Columbia-Pacific National Heritage Area study.
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TITLE V—BUREAU OF RECLAMATION AND UNITED STATES GEOLOGICAL SURVEY AUTHORIZATIONS

- Sec. 501. Alaska water resources study.
- Sec. 502. Renegotiation of payment schedule, Redwood Valley County Water District.
- Sec. 503. American River Pump Station Project transfer.
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- Sec. 506. Conveyance of certain buildings and lands of the Yakima Project, Washington.
- Sec. 507. Conjunctive use of surface and groundwater in Juab County, Utah.
- Sec. 508. Early repayment of A & B Irrigation District construction costs.
- Sec. 509. Oregon water resources.
- Sec. 510. Republican River Basin feasibility study.
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- Sec. 514. More water, more energy, and less waste.
- Sec. 515. Platte River Recovery Implementation Program and Pathfinder Modification Project authorization.
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TITLE VI—DEPARTMENT OF ENERGY AUTHORIZATIONS

- Sec. 601. Energy technology transfer.
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TITLE VII—NORTHERN MARIANA ISLANDS

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- Sec. 701. Statement of congressional intent.
- Sec. 702. Immigration reform for the Commonwealth.
- Sec. 703. Further amendments to Public Law 94-241.
- Sec. 704. Authorization of appropriations.
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- Sec. 711. Delegate to House of Representatives from Commonwealth of the Northern Mariana Islands.
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- Sec. 713. Qualifications for Office of Delegate.
- Sec. 714. Determination of election procedure.
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- Sec. 716. Lack of effect on covenant.
- Sec. 717. Definition.
- Sec. 718. Conforming amendments regarding appointments to military service academies by Delegate from the Commonwealth of the Northern Mariana Islands.

TITLE VIII—COMPACTS OF FREE ASSOCIATION AMENDMENTS

- Sec. 801. Approval of Agreements.
- Sec. 802. Funds to facilitate Federal activities.
- Sec. 803. Conforming amendment.
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 Sec. 809. Clarification of tax-free status of trust funds.
 Sec. 810. Transfer of naval vessels to certain foreign recipients.

TITLE I—FOREST SERVICE AUTHORIZATIONS

SEC. 101. WILD SKY WILDERNESS.

Washington.

(a) ADDITIONS TO THE NATIONAL WILDERNESS PRESERVATION SYSTEM.—

16 USC 1132
note.

(1) ADDITIONS.—The following Federal lands in the State of Washington are hereby designated as wilderness and, therefore, as components of the National Wilderness Preservation System: certain lands which comprise approximately 106,000 acres, as generally depicted on a map entitled “Wild Sky Wilderness Proposal” and dated February 6, 2007, which shall be known as the “Wild Sky Wilderness”.

(2) MAP AND LEGAL DESCRIPTIONS.—As soon as practicable after the date of enactment of this Act, the Secretary of Agriculture shall file a map and a legal description for the wilderness area designated under this section with the Committee on Energy and Natural Resources of the Senate and the Committee on Natural Resources of the House of Representatives. The map and description shall have the same force and effect as if included in this section, except that the Secretary of Agriculture may correct clerical and typographical errors in the legal description and map. The map and legal description shall be on file and available for public inspection in the office of the Chief of the Forest Service, Department of Agriculture.

(b) ADMINISTRATION PROVISIONS.—

(1) IN GENERAL.—

(A) Subject to valid existing rights, lands designated as wilderness by this section shall be managed by the Secretary of Agriculture in accordance with the Wilderness Act (16 U.S.C. 1131 et seq.) and this section, except that, with respect to any wilderness areas designated by this section, any reference in the Wilderness Act to the effective date of the Wilderness Act shall be deemed to be a reference to the date of enactment of this Act.

(B) To fulfill the purposes of this section and the Wilderness Act and to achieve administrative efficiencies, the Secretary of Agriculture may manage the area designated by this section as a comprehensive part of the larger complex of adjacent and nearby wilderness areas.

(2) NEW TRAILS.—

(A) The Secretary of Agriculture shall consult with interested parties and shall establish a trail plan for Forest Service lands in order to develop—

Plan.

(i) a system of hiking and equestrian trails within the wilderness designated by this section in a manner consistent with the Wilderness Act (16 U.S.C. 1131 et seq.); and

(ii) a system of trails adjacent to or to provide access to the wilderness designated by this section.

Deadline.
Reports.

(B) Within 2 years after the date of enactment of this Act, the Secretary of Agriculture shall complete a report on the implementation of the trail plan required under this section. This report shall include the identification of priority trails for development.

Communications
and tele-
communications.

(3) REPEATER SITE.—Within the Wild Sky Wilderness, the Secretary of Agriculture is authorized to use helicopter access to construct and maintain a joint Forest Service and Snohomish County telecommunications repeater site, in compliance with a Forest Service approved communications site plan, for the purposes of improving communications for safety, health, and emergency services.

(4) FLOAT PLANE ACCESS.—As provided by section 4(d)(1) of the Wilderness Act (16 U.S.C. 1133(d)(1)), the use of floatplanes on Lake Isabel, where such use has already become established, shall be permitted to continue subject to such reasonable restrictions as the Secretary of Agriculture determines to be desirable.

(5) EVERGREEN MOUNTAIN LOOKOUT.—The designation under this section shall not preclude the operation and maintenance of the existing Evergreen Mountain Lookout in the same manner and degree in which the operation and maintenance of such lookout was occurring as of the date of enactment of this Act.

(c) AUTHORIZATION FOR LAND ACQUISITION.—

(1) IN GENERAL.—The Secretary of Agriculture is authorized to acquire lands and interests therein, by purchase, donation, or exchange, and shall give priority consideration to those lands identified as “Priority Acquisition Lands” on the map described in subsection (a)(1). The boundaries of the Mt. Baker-Snoqualmie National Forest and the Wild Sky Wilderness shall be adjusted to encompass any lands acquired pursuant to this section.

(2) ACCESS.—Consistent with section 5(a) of the Wilderness Act (16 U.S.C. 1134(a)), the Secretary of Agriculture shall ensure adequate access to private inholdings within the Wild Sky Wilderness.

(3) APPRAISAL.—Valuation of private lands shall be determined without reference to any restrictions on access or use which arise out of designation as a wilderness area as a result of this section.

(d) LAND EXCHANGES.—The Secretary of Agriculture shall exchange lands and interests in lands, as generally depicted on a map entitled “Chelan County Public Utility District Exchange” and dated May 22, 2002, with the Chelan County Public Utility District in accordance with the following provisions:

Deadline.

(1) If the Chelan County Public Utility District, within 90 days after the date of enactment of this Act, offers to the Secretary of Agriculture approximately 371.8 acres within the Mt. Baker-Snoqualmie National Forest in the State of Washington, the Secretary shall accept such lands.

(2) Upon acceptance of title by the Secretary of Agriculture to such lands and interests therein, the Secretary of Agriculture shall convey to the Chelan County Public Utility District a permanent easement, including helicopter access, consistent with such levels as used as of the date of enactment of this Act, to maintain an existing telemetry site to monitor snow

pack on 1.82 acres on the Wenatchee National Forest in the State of Washington.

(3) The exchange directed by this section shall be consummated if Chelan County Public Utility District conveys title acceptable to the Secretary and provided there is no hazardous material on the site, which is objectionable to the Secretary.

(4) In the event Chelan County Public Utility District determines there is no longer a need to maintain a telemetry site to monitor the snow pack for calculating expected runoff into the Lake Chelan hydroelectric project and the hydroelectric projects in the Columbia River Basin, the Secretary shall be notified in writing and the easement shall be extinguished and all rights conveyed by this exchange shall revert to the United States.

Notification.

SEC. 102. DESIGNATION OF NATIONAL RECREATIONAL TRAIL, WILLAMETTE NATIONAL FOREST, OREGON, IN HONOR OF JIM WEAVER, A FORMER MEMBER OF THE HOUSE OF REPRESENTATIVES.

(a) **DESIGNATION.**—Forest Service trail number 3590 in the Willamette National Forest in Lane County, Oregon, which is a 19.6 mile trail that begins and ends at North Waldo Campground and circumnavigates Waldo Lake, is hereby designated as a national recreation trail under section 4 of the National Trails System Act (16 U.S.C. 1243) and shall be known as the “Jim Weaver Loop Trail”.

(b) **INTERPRETIVE SIGN.**—Using funds available for the Forest Service, the Secretary of Agriculture shall prepare, install, and maintain an appropriate sign at the trailhead of the Jim Weaver Loop Trail to indicate the name of the trail and to provide information regarding the life and career of Congressman Jim Weaver.

TITLE II—BUREAU OF LAND MANAGEMENT AUTHORIZATIONS

SEC. 201. PIEDRAS BLANCAS HISTORIC LIGHT STATION.

California.
43 USC 1786.

(a) **DEFINITIONS.**—In this section:

(1) **LIGHT STATION.**—The term “Light Station” means Piedras Blancas Light Station.

(2) **OUTSTANDING NATURAL AREA.**—The term “Outstanding Natural Area” means the Piedras Blancas Historic Light Station Outstanding Natural Area established pursuant to subsection (c).

(3) **PUBLIC LANDS.**—The term “public lands” has the meaning stated in section 103(e) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1703(e)).

(4) **SECRETARY.**—The term “Secretary” means the Secretary of the Interior.

(b) **FINDINGS.**—Congress finds as follows:

(1) The publicly owned Piedras Blancas Light Station has nationally recognized historical structures that should be preserved for present and future generations.

(2) The coastline adjacent to the Light Station is internationally recognized as having significant wildlife and marine