

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To provide a complete substitute.

**IN THE SENATE OF THE UNITED STATES—110th Cong., 2d Sess.**

**S. 2833**

To provide for the management of certain public land in  
Owyhee County, Idaho, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended  
to be proposed by \_\_\_\_\_

Viz:

1 Strike all after the enacting clause and insert the fol-

2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Owyhee Public Land  
5 Management Act of 2008”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) **ACCOUNT.**—The term “account” means the

9 Owyhee Land Acquisition Account established by

10 section 6(b)(1).

1           (2) COUNTY.—The term “County” means  
2 Owyhee County, Idaho.

3           (3) OWYHEE FRONT.—The term “Owyhee  
4 Front” means the area of the County from Jump  
5 Creek on the west to Mud Flat Road on the east  
6 and draining north from the crest of the Silver City  
7 Range to the Snake River.

8           (4) PLAN.—The term “plan” means a travel  
9 management plan for motorized and mechanized off-  
10 highway vehicle recreation prepared under section 8.

11           (5) PUBLIC LAND.—The term “public land”  
12 has the meaning given the term in section 103(e) of  
13 the Federal Land Policy and Management Act of  
14 1976 (43 U.S.C. 1702(e)).

15           (6) SECRETARY.—The term “Secretary” means  
16 the Secretary of the Interior.

17           (7) STATE.—The term “State” means the State  
18 of Idaho.

19           (8) TRIBES.—The term “Tribes” means the  
20 Shoshone Pauite Tribes of the Duck Valley Reserva-  
21 tion.

22 **SEC. 3. OWYHEE SCIENCE REVIEW AND CONSERVATION**  
23 **CENTER.**

24           (a) ESTABLISHMENT.—The Secretary, in coordina-  
25 tion with the Tribes, State, and County, and in consulta-

1 tion with the University of Idaho, Federal grazing permit-  
2 tees, and public, shall establish the Owyhee Science Re-  
3 view and Conservation Center in the County to conduct  
4 research projects to address natural resources manage-  
5 ment issues affecting public and private rangeland in the  
6 County.

7 (b) PURPOSE.—The purpose of the center established  
8 under subsection (a) shall be to facilitate the collection  
9 and analysis of information to provide Federal and State  
10 agencies, the Tribes, the County, private landowners, and  
11 the public with information on improved rangeland man-  
12 agement.

13 **SEC. 4. WILDERNESS AREAS.**

14 (a) WILDERNESS AREAS DESIGNATION.—

15 (1) IN GENERAL.—In accordance with the Wil-  
16 derness Act (16 U.S.C. 1131 et seq.), the following  
17 areas in the State are designated as wilderness areas  
18 and as components of the National Wilderness Pres-  
19 ervation System:

20 (A) BIG JACKS CREEK WILDERNESS.—Cer-  
21 tain land comprising approximately 52,826  
22 acres, as generally depicted on the map entitled  
23 “Little Jacks Creek and Big Jacks Creek Wil-  
24 derness” and dated May 5, 2008, which shall  
25 be known as the “Big Jacks Creek Wilderness”.

1           (B) BRUNEAU-JARBIDGE RIVERS WILDER-  
2           NESS.—Certain land comprising approximately  
3           89,996 acres, as generally depicted on the map  
4           entitled “Bruneau-Jarbidge Rivers Wilderness”  
5           and dated May 5, 2008, which shall be known  
6           as the “Bruneau-Jarbidge Rivers Wilderness”.

7           (C) LITTLE JACKS CREEK WILDERNESS.—  
8           Certain land comprising approximately 50,929  
9           acres, as generally depicted on the map entitled  
10          “Little Jacks Creek and Big Jacks Creek Wil-  
11          derness” and dated May 5, 2008, which shall  
12          be known as the “Little Jacks Creek Wilder-  
13          ness”.

14          (D) NORTH FORK OWYHEE WILDER-  
15          NESS.—Certain land comprising approximately  
16          43,413 acres, as generally depicted on the map  
17          entitled “North Fork Owyhee and Pole Creek  
18          Wilderness” and dated May 5, 2008, which  
19          shall be known as the “North Fork Owyhee  
20          Wilderness”.

21          (E) OWYHEE RIVER WILDERNESS.—Cer-  
22          tain land comprising approximately 267,328  
23          acres, as generally depicted on the map entitled  
24          “Owyhee River Wilderness” and dated May 5,

1           2008, which shall be known as the “Owyhee  
2           River Wilderness”.

3           (F) POLE CREEK WILDERNESS.—Certain  
4           land comprising approximately 12,533 acres, as  
5           generally depicted on the map entitled “North  
6           Fork Owyhee and Pole Creek Wilderness” and  
7           dated May 5, 2008, which shall be known as  
8           the “Pole Creek Wilderness”.

9           (2) MAPS AND LEGAL DESCRIPTIONS.—

10          (A) IN GENERAL.—As soon as practicable  
11          after the date of enactment of this Act, the Sec-  
12          retary shall submit to the Committee on Energy  
13          and Natural Resources of the Senate and the  
14          Committee on Natural Resources of the House  
15          of Representatives a map and legal description  
16          for each area designated as wilderness by this  
17          Act.

18          (B) EFFECT.—Each map and legal de-  
19          scription submitted under subparagraph (A)  
20          shall have the same force and effect as if in-  
21          cluded in this Act, except that the Secretary  
22          may correct minor errors in the map or legal  
23          description.

24          (C) AVAILABILITY.—Each map and legal  
25          description submitted under subparagraph (A)

1 shall be available in the appropriate offices of  
2 the Bureau of Land Management.

3 (3) RELEASE OF WILDERNESS STUDY AREAS.—

4 (A) IN GENERAL.—Congress finds that, for  
5 the purposes of section 603(c) of the Federal  
6 Land Policy and Management Act of 1976 (43  
7 U.S.C. 1782(c)), the public land in the County  
8 administered by the Bureau of Land Manage-  
9 ment has been adequately studied for wilder-  
10 ness designation.

11 (B) RELEASE.—Any public land referred  
12 to in subparagraph (A) that is not designated  
13 as wilderness by this Act—

14 (i) is no longer subject to section  
15 603(c) of the Federal Land Policy and  
16 Management Act of 1976 (43 U.S.C.  
17 1782(c)); and

18 (ii) shall be managed in accordance  
19 with the applicable land use plan adopted  
20 under section 202 of that Act (43 U.S.C.  
21 1712).

22 (b) ADMINISTRATION.—

23 (1) IN GENERAL.—Subject to valid existing  
24 rights, each area designated as wilderness by this  
25 Act shall be administered by the Secretary in ac-

1 cordance with the Wilderness Act (16 U.S.C. 1131  
2 et seq.), except that—

3 (A) any reference in that Act to the effec-  
4 tive date shall be considered to be a reference  
5 to the date of enactment of this Act; and

6 (B) any reference in that Act to the Sec-  
7 retary of Agriculture shall be considered to be  
8 a reference to the Secretary of the Interior.

9 (2) WITHDRAWAL.—Subject to valid existing  
10 rights, the Federal land designated as wilderness by  
11 this Act is withdrawn from all forms of—

12 (A) entry, appropriation, or disposal under  
13 the public land laws;

14 (B) location, entry, and patent under the  
15 mining laws; and

16 (C) disposition under the mineral leasing,  
17 mineral materials, and geothermal leasing laws.

18 (3) LIVESTOCK.—

19 (A) IN GENERAL.—In the wilderness areas  
20 designated by this Act, the grazing of livestock  
21 in areas in which grazing is established as of  
22 the date of enactment of this Act shall be al-  
23 lowed to continue, subject to such reasonable  
24 regulations, policies, and practices as the Sec-  
25 retary considers necessary, consistent with sec-

1           tion 4(d)(4) of the Wilderness Act (16 U.S.C.  
2           1133(d)(4)) and the guidelines described in Ap-  
3           pendix A of House Report 101–405.

4           (B) INVENTORY.—Not later than 1 year  
5           after the date of enactment of this Act, the Sec-  
6           retary shall conduct an inventory of existing fa-  
7           cilities and improvements associated with graz-  
8           ing activities in the wilderness areas and wild  
9           and scenic rivers designated by this Act.

10          (C) FENCING.—The Secretary may con-  
11          struct and maintain fencing around wilderness  
12          areas designated by this Act as the Secretary  
13          determines to be appropriate to enhance wilder-  
14          ness values.

15          (D) DONATION OF GRAZING PERMITS OR  
16          LEASES.—

17               (i) ACCEPTANCE BY SECRETARY.—  
18               The Secretary shall accept the donation of  
19               any valid existing permits or leases author-  
20               izing grazing on public land, all or a por-  
21               tion of which is within the wilderness areas  
22               designated by this Act.

23               (ii) TERMINATION.—With respect to  
24               each permit or lease donated under clause  
25               (i), the Secretary shall—



1 (I) terminate the grazing permit  
2 or lease; and

3 (II) except as provided in clause  
4 (iii), ensure a permanent end to graz-  
5 ing on the land covered by the permit  
6 or lease.

7 (iii) COMMON ALLOTMENTS.—

8 (I) IN GENERAL.—If the land  
9 covered by a permit or lease donated  
10 under clause (i) is also covered by an-  
11 other valid existing permit or lease  
12 that is not donated under clause (i),  
13 the Secretary shall reduce the author-  
14 ized grazing level on the land covered  
15 by the permit or lease to reflect the  
16 donation of the permit or lease under  
17 clause (i).

18 (II) AUTHORIZED LEVEL.—To  
19 ensure that there is a permanent re-  
20 duction in the level of grazing on the  
21 land covered by a permit or lease do-  
22 nated under clause (i), the Secretary  
23 shall not allow grazing use to exceed  
24 the authorized level established under  
25 subclause (I).

1 (iv) PARTIAL DONATION.—

2 (I) IN GENERAL.—If a person  
3 holding a valid grazing permit or lease  
4 donates less than the full amount of  
5 grazing use authorized under the per-  
6 mit or lease, the Secretary shall—

7 (aa) reduce the authorized  
8 grazing level to reflect the dona-  
9 tion; and

10 (bb) modify the permit or  
11 lease to reflect the revised level of  
12 use.

13 (II) AUTHORIZED LEVEL.—To  
14 ensure that there is a permanent re-  
15 duction in the authorized level of  
16 grazing on the land covered by a per-  
17 mit or lease donated under subclause  
18 (I), the Secretary shall not allow graz-  
19 ing use to exceed the authorized level  
20 established under that subclause.

21 (4) ACQUISITION OF LAND AND INTERESTS IN  
22 LAND.—

23 (A) IN GENERAL.—Consistent with appli-  
24 cable law, the Secretary may acquire land or in-  
25 terests in land within the boundaries of the wil-

1 wilderness areas designated by this Act by pur-  
2 chase, donation, or exchange.

3 (B) INCORPORATION OF ACQUIRED  
4 LAND.—Any land or interest in land in, or ad-  
5 joining the boundary of, a wilderness area des-  
6 ignated by this Act that is acquired by the  
7 United States shall be added to, and adminis-  
8 tered as part of, the wilderness area in which  
9 the acquired land or interest in land is located.

10 (5) TRAIL PLAN.—

11 (A) IN GENERAL.—The Secretary, after  
12 providing opportunities for public comment,  
13 shall establish a trail plan that addresses hiking  
14 and equestrian trails on the land designated as  
15 wilderness by this Act, in a manner consistent  
16 with the Wilderness Act (16 U.S.C. 1131 et  
17 seq.).

18 (B) REPORT.—Not later than 2 years after  
19 the date of enactment of this Act, the Secretary  
20 shall submit to Congress a report that describes  
21 the implementation of the trail plan.

22 (6) OUTFITTING AND GUIDE ACTIVITIES.—Con-  
23 sistent with section 4(d)(5) of the Wilderness Act  
24 (16 U.S.C. 1133(d)(5)), commercial services (includ-  
25 ing authorized outfitting and guide activities) are

1 authorized in wilderness areas designated by this  
2 Act to the extent necessary for activities that fulfill  
3 the recreational or other wilderness purposes of the  
4 areas.

5 (7) ACCESS TO PRIVATE PROPERTY.—In ac-  
6 cordance with section 5(a) of the Wilderness Act (16  
7 U.S.C. 1134(a)), the Secretary shall provide any  
8 owner of private property within the boundary of a  
9 wilderness area designated by this Act adequate ac-  
10 cess to the property.

11 (8) FISH AND WILDLIFE.—

12 (A) IN GENERAL.—Nothing in this Act af-  
13 fects the jurisdiction of the State with respect  
14 to fish and wildlife on public land in the State.

15 (B) MANAGEMENT ACTIVITIES.—

16 (i) IN GENERAL.—In furtherance of  
17 the purposes and principles of the Wilder-  
18 ness Act (16 U.S.C. 1131 et seq.), the Sec-  
19 retary may conduct any management ac-  
20 tivities that are necessary to maintain or  
21 restore fish and wildlife populations and  
22 habitats in the wilderness areas designated  
23 by this Act, if the management activities  
24 are—

1 (I) consistent with relevant wil-  
2 derness management plans; and

3 (II) conducted in accordance with  
4 appropriate policies, such as the poli-  
5 cies established in Appendix B of  
6 House Report 101–405.

7 (ii) INCLUSIONS.—Management activi-  
8 ties under clause (i) may include the occa-  
9 sional and temporary use of motorized ve-  
10 hicles, if the use, as determined by the  
11 Secretary, would promote healthy, viable,  
12 and more naturally distributed wildlife  
13 populations that would enhance wilderness  
14 values while causing the minimum impact  
15 necessary to accomplish those tasks.

16 (C) EXISTING ACTIVITIES.—Consistent  
17 with section 4(d)(1) of the Wilderness Act (16  
18 U.S.C. 1133(d)(1)) and in accordance with ap-  
19 propriate policies, such as those established in  
20 Appendix B of House Report 101–405, the  
21 State may use aircraft (including helicopters) in  
22 the wilderness areas designated by this Act to  
23 survey, capture, transplant, monitor, and pro-  
24 vide water for wildlife populations, including

1           bighorn sheep, and feral stock, feral horses, and  
2           feral burros.

3           (9) WILDFIRE, INSECT, AND DISEASE MANAGE-  
4           MENT.—Consistent with section 4(d)(1) of the Wil-  
5           derness Act (16 U.S.C. 1133(d)(1)), the Secretary  
6           may take any measures that the Secretary deter-  
7           mines to be necessary to control fire, insects, and  
8           diseases, including, as the Secretary determines ap-  
9           propriate, the coordination of those activities with a  
10          State or local agency.

11          (10) ADJACENT MANAGEMENT.—

12           (A) IN GENERAL.—The designation of a  
13           wilderness area by this Act shall not create any  
14           protective perimeter or buffer zone around the  
15           wilderness area.

16           (B) NONWILDERNESS ACTIVITIES.—The  
17           fact that nonwilderness activities or uses can be  
18           seen or heard from areas within a wilderness  
19           area designated by this Act shall not preclude  
20           the conduct of those activities or uses outside  
21           the boundary of the wilderness area.

22          (11) MILITARY OVERFLIGHTS.—Nothing in this  
23          Act restricts or precludes—

24           (A) low-level overflights of military aircraft  
25           over the areas designated as wilderness by this

1 Act, including military overflights that can be  
2 seen or heard within the wilderness areas;

3 (B) flight testing and evaluation; or

4 (C) the designation or creation of new  
5 units of special use airspace, or the establish-  
6 ment of military flight training routes, over the  
7 wilderness areas.

8 (12) WATER RIGHTS.—

9 (A) IN GENERAL.—The designation of  
10 areas as wilderness in section 4 shall not create  
11 an express or implied reservation by the United  
12 States of any water or water rights for wilder-  
13 ness purposes with respect to such areas.

14 (B) EXCLUSIONS.—This paragraph does  
15 not apply to any components of the National  
16 Wild and Scenic Rivers System designated by  
17 section 5.

18 **SEC. 5. DESIGNATION OF WILD AND SCENIC RIVERS.**

19 (a) IN GENERAL.—Section 3(a) of the Wild and Sce-  
20 nic Rivers Act (16 U.S.C. 1274(a)) is amended—

21 (1) by redesignating paragraph (167) (relating  
22 to the Musconetcong River, New Jersey) as para-  
23 graph (169);

1           (2) by designating the undesignated paragraph  
2 relating to the White Salmon River, Washington, as  
3 paragraph (167);

4           (3) by designating the undesignated paragraph  
5 relating to the Black Butte River, California, as  
6 paragraph (168); and

7           (4) by adding at the end the following:

8           “(170) BATTLE CREEK, IDAHO.—The 23.4  
9 miles of Battle Creek from the confluence of the  
10 Owyhee River to the upstream boundary of the  
11 Owyhee River Wilderness, to be administered by the  
12 Secretary of the Interior as a wild river.

13           “(171) BIG JACKS CREEK, IDAHO.—The 35.0  
14 miles of Big Jacks Creek from the downstream bor-  
15 der of the Big Jacks Creek Wilderness in sec. 8, T.  
16 8 S., R. 4 E., to the point at which it enters the NW  
17  $\frac{1}{4}$  of sec. 26, T. 10 S., R. 2 E., Boise Meridian, to  
18 be administered by the Secretary of the Interior as  
19 a wild river.

20           “(172) BRUNEAU RIVER, IDAHO.—

21           “(A) IN GENERAL.—Except as provided in  
22 subparagraph (B), the 39.3-mile segment of the  
23 Bruneau River from the downstream boundary  
24 of the Bruneau-Jarbidge Wilderness to the up-  
25 stream confluence with the west fork of the



1 Bruneau River, to be administered by the Sec-  
2 retary of the Interior as a wild river.

3 “(B) EXCEPTION.—Notwithstanding sub-  
4 paragraph (A), the 0.6-mile segment of the  
5 Bruneau River at the Indian Hot Springs pub-  
6 lic road access shall be administered by the Sec-  
7 retary of the Interior as a recreational river.

8 “(173) WEST FORK BRUNEAU RIVER, IDAHO.—  
9 The approximately 0.35 miles of the West Fork of  
10 the Bruneau River from the confluence with the  
11 Jarbidge River to the downstream boundary of the  
12 Bruneau Canyon Grazing Allotment in the SE/NE  
13 of sec. 5, T. 13 S., R. 7 E., Boise Meridian, to be  
14 administered by the Secretary of the Interior as a  
15 wild river.

16 “(174) COTTONWOOD CREEK, IDAHO.—The 2.6  
17 miles of Cottonwood Creek from the confluence with  
18 Big Jacks Creek to the upstream boundary of the  
19 Big Jacks Creek Wilderness, to be administered by  
20 the Secretary of the Interior as a wild river.

21 “(175) DEEP CREEK, IDAHO.—The 13.1-mile  
22 segment of Deep Creek from the confluence with the  
23 Owyhee River to the upstream boundary of the  
24 Owyhee River Wilderness in sec. 30, T. 12 S., R. 2

1 W., Boise Meridian, to be administered by the Sec-  
2 retary of the Interior as a wild river.

3 “(176) DICKSHOOTER CREEK, IDAHO.—The  
4 9.25 miles of Dickshooter Creek from the confluence  
5 with Deep Creek to a point on the stream  $\frac{1}{4}$  mile  
6 due west of the east boundary of sec. 16, T. 12 S.,  
7 R. 2 W., Boise Meridian, to be administered by the  
8 Secretary of the Interior as a wild river.

9 “(177) DUNCAN CREEK, IDAHO.—The 0.9-mile  
10 segment of Duncan Creek from the confluence with  
11 Big Jacks Creek upstream to the east boundary of  
12 sec. 18, T. 10 S., R. 4 E., Boise Meridian, to be ad-  
13 ministered by the Secretary of the Interior as a wild  
14 river.

15 “(178) JARBIDGE RIVER, IDAHO.—The 28.8  
16 miles of the Jarbidge River from the confluence with  
17 the West Fork Bruneau River to the upstream  
18 boundary of the Bruneau-Jarbidge Rivers Wilder-  
19 ness, to be administered by the Secretary of the In-  
20 terior as a wild river.

21 “(179) LITTLE JACKS CREEK, IDAHO.—The  
22 12.4 miles of Little Jacks Creek from the down-  
23 stream boundary of the Little Jacks Creek Wilder-  
24 ness, upstream to the mouth of OX Prong Creek, to

1 be administered by the Secretary of the Interior as  
2 a wild river.

3 “(180) NORTH FORK OWYHEE RIVER, IDAHO.—  
4 The following segments of the North Fork of the  
5 Owyhee River, to be administered by the Secretary  
6 of the Interior:

7 “(A) The 5.7-mile segment from the  
8 Idaho-Oregon State border to the upstream  
9 boundary of the private land at the Juniper Mt.  
10 Road crossing, as a recreational river.

11 “(B) The 15.1-mile segment from the up-  
12 stream boundary of the North Fork Owyhee  
13 River recreational segment designated in para-  
14 graph (A) to the upstream boundary of the  
15 North Fork Owyhee River Wilderness, as a wild  
16 river.

17 “(181) OWYHEE RIVER, IDAHO.—

18 “(A) IN GENERAL.—Subject to subpara-  
19 graph (B), the 67.3 miles of the Owyhee River  
20 from the Idaho-Oregon State border to the up-  
21 stream boundary of the Owyhee River Wilder-  
22 ness, to be administered by the Secretary of the  
23 Interior as a wild river.

24 “(B) ACCESS.—The Secretary of the Inte-  
25 rior shall allow for continued access across the

1 Owyhee River at Crutchers Crossing, subject to  
2 such terms and conditions as the Secretary of  
3 the Interior determines to be necessary.

4 “(182) RED CANYON, IDAHO.—The 4.6 miles of  
5 Red Canyon from the confluence of the Owyhee  
6 River to the upstream boundary of the Owyhee River  
7 Wilderness, to be administered by the Secretary of  
8 the Interior as a wild river.

9 “(183) SHEEP CREEK, IDAHO.—The 25.6 miles  
10 of Sheep Creek from the confluence with the  
11 Bruneau River to the upstream boundary of the  
12 Bruneau-Jarbidge Rivers Wilderness, to be adminis-  
13 tered by the Secretary of the Interior as a wild river.

14 “(184) SOUTH FORK OWYHEE RIVER, IDAHO.—

15 “(A) IN GENERAL.—Except as provided in  
16 subparagraph (B), the 31.4-mile segment of the  
17 South Fork of the Owyhee River upstream from  
18 the confluence with the Owyhee River to the up-  
19 stream boundary of the Owyhee River Wilder-  
20 ness at the Idaho–Nevada State border, to be  
21 administered by the Secretary of the Interior as  
22 a wild river.

23 “(B) EXCEPTION.—Notwithstanding sub-  
24 paragraph (A), the 1.2-mile segment of the  
25 South Fork of the Owyhee River from the point

1 at which the river enters the southernmost  
2 boundary to the point at which the river exits  
3 the northernmost boundary of private land in  
4 sec. 25 and 26, T. 14 S., R. 5 W., Boise Merid-  
5 ian, shall be administered by the Secretary of  
6 the Interior as a recreational river.

7 “(185) WICKAHONEY CREEK, IDAHO.—The 1.5  
8 miles of Wickahoney Creek from the confluence of  
9 Big Jacks Creek to the upstream boundary of the  
10 Big Jacks Creek Wilderness, to be administered by  
11 the Secretary of the Interior as a wild river.”.

12 (b) BOUNDARIES.—Notwithstanding section 3(b) of  
13 the Wild and Scenic Rivers Act (16 U.S.C. 1274(b)), the  
14 boundary of a river segment designated as a component  
15 of the National Wild and Scenic Rivers System under this  
16 Act shall extend not more than the shorter of—

17 (1) an average distance of  $\frac{1}{4}$  mile from the  
18 high water mark on both sides of the river segment;

19 or

20 (2) the distance to the nearest confined canyon  
21 rim.

22 (c) LAND ACQUISITION.—The Secretary shall not ac-  
23 quire any private land within the exterior boundary of a  
24 wild and scenic river corridor without the consent of the  
25 owner.

1 **SEC. 6. LAND IDENTIFIED FOR DISPOSAL.**

2 (a) IN GENERAL.—Consistent with applicable law,  
3 the Secretary may sell public land located within the Boise  
4 District of the Bureau of Land Management that, as of  
5 the date of enactment of this Act, has been identified for  
6 disposal in appropriate resource management plans.

7 (b) USE OF PROCEEDS.—

8 (1) IN GENERAL.—Notwithstanding any other  
9 provision of law (other than a law that specifically  
10 provides for a proportion of the proceeds of a land  
11 sale to be distributed to any trust fund of the  
12 State), proceeds from the sale of public land under  
13 subsection (a) shall be deposited in a separate ac-  
14 count in the Treasury of the United States to be  
15 known as the “Owyhee Land Acquisition Account”.

16 (2) AVAILABILITY.—

17 (A) IN GENERAL.—Amounts in the ac-  
18 count shall be available to the Secretary, with-  
19 out further appropriation, to purchase land or  
20 interests in land in, or adjacent to, the wilder-  
21 ness areas designated by this Act, including  
22 land identified as “Proposed for Acquisition”  
23 on the maps described in section 4(a)(1).

24 (B) APPLICABLE LAW.—Any purchase of  
25 land or interest in land under subparagraph (A)  
26 shall be in accordance with applicable law.

1           (3) APPLICABILITY.—This subsection applies to  
2 public land within the Boise District of the Bureau  
3 of Land Management sold on or after January 1,  
4 2008.

5 (c) TERMINATION OF AUTHORITY.—

6           (1) IN GENERAL.—The authority provided  
7 under this section terminates on the earlier of—

8           (A) the date that is 10 years after the date  
9 of enactment of this Act; or

10           (B) the date on which a total of  
11 \$8,000,000 from the account is expended.

12           (2) AVAILABILITY OF AMOUNTS.—Any amounts  
13 remaining in the account on the termination of au-  
14 thority under this section shall be—

15           (A) credited as sales of public land in the  
16 State;

17           (B) transferred to the Federal Land Dis-  
18 posal Account established under section 206(a)  
19 of the Federal Land Transaction Facilitation  
20 Act (43 U.S.C. 2305(a)); and

21           (C) used in accordance with that Act.

22 **SEC. 7. TRIBAL CULTURAL RESOURCES.**

23           (a) COORDINATION.—The Secretary shall coordinate  
24 with the Tribes in the implementation of the Shoshone  
25 Paiute Cultural Resource Protection Plan.

1 (b) AGREEMENTS.—The Secretary shall seek to enter  
2 into agreements with the Tribes to implement the Sho-  
3 shone Paiute Cultural Resource Protection Plan to protect  
4 cultural sites and resources important to the continuation  
5 of the traditions and beliefs of the Tribes.

6 **SEC. 8. RECREATIONAL TRAVEL MANAGEMENT PLANS.**

7 (a) IN GENERAL.—In accordance with the Federal  
8 Land Policy and Management Act of 1976 (43 U.S.C.  
9 1701 et seq.), the Secretary shall, in coordination with the  
10 Tribes, State, and County, prepare 1 or more travel man-  
11 agement plans for motorized and mechanized off-highway  
12 vehicle recreation for the land managed by the Bureau of  
13 Land Management in the County.

14 (b) INVENTORY.—Before preparing the plan under  
15 subsection (a), the Secretary shall conduct resource and  
16 route inventories of the area covered by the plan.

17 (c) LIMITATION TO DESIGNATED ROUTES.—

18 (1) IN GENERAL.—Except as provided in para-  
19 graph (2), the plan shall limit recreational motorized  
20 and mechanized off-highway vehicle use to a system  
21 of designated roads and trails established by the  
22 plan.

23 (2) EXCEPTION.—Paragraph (1) shall not  
24 apply to snowmobiles.

25 (d) TEMPORARY LIMITATION.—



1           (1) IN GENERAL.—Except as provided in para-  
2           graph (2), until the date on which the Secretary  
3           completes the plan, all recreational motorized and  
4           mechanized off-highway vehicle use shall be limited  
5           to roads and trails lawfully in existence on the day  
6           before the date of enactment of this Act.

7           (2) EXCEPTION.—Paragraph (1) shall not  
8           apply to—

9                     (A) snowmobiles; or

10                    (B) areas specifically identified as open,  
11           closed, or limited in the Owyhee Resource Man-  
12           agement Plan.

13           (e) SCHEDULE.—

14           (1) OWYHEE FRONT.—It is the intent of Con-  
15           gress that, not later than 1 year after the date of  
16           enactment of this Act, the Secretary shall complete  
17           a transportation plan for the Owyhee Front.

18           (2) OTHER BUREAU OF LAND MANAGEMENT  
19           LAND IN THE COUNTY.—It is the intent of Congress  
20           that, not later than 3 years after the date of enact-  
21           ment of this Act, the Secretary shall complete a  
22           transportation plan for Bureau of Land Manage-  
23           ment land in the County outside the Owyhee Front.

**1 SEC. 9. AUTHORIZATION OF APPROPRIATIONS.**

2       There are authorized to be appropriated such sums

3 as are necessary to carry out this Act.