

Public Law 109–382
109th Congress

An Act

To designate certain land in New England as wilderness for inclusion in the National Wilderness Preservation system and certain land as a National Recreation Area, and for other purposes.

Dec. 1, 2006
[S. 4001]

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

New England
Wilderness Act of
2006.

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

16 USC 460ttt
note.

(a) **SHORT TITLE.**—This Act may be cited as the “New England Wilderness Act of 2006”.

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

Section 1. Short title; table of contents.

TITLE I—NEW HAMPSHIRE

- Sec. 101. Definition of State.
- Sec. 102. Designation of wilderness areas.
- Sec. 103. Map and description.
- Sec. 104. Administration.

TITLE II—VERMONT

Sec. 201. Definitions.

Subtitle A—Designation of Wilderness Areas

- Sec. 211. Designation.
- Sec. 212. Map and description.
- Sec. 213. Administration.

Subtitle B—Moosalamoo National Recreation Area

- Sec. 221. Designation.
- Sec. 222. Map and description.
- Sec. 223. Administration of National Recreation Area.

SEC. 2. DEFINITION OF SECRETARY.

16 USC 460ttt
note.

In this Act, the term “Secretary” means the Secretary of Agriculture, acting through the Chief of the Forest Service.

TITLE I—NEW HAMPSHIRE

SEC. 101. DEFINITION OF STATE.

In this title, the term “State” means the State of New Hampshire.

SEC. 102. DESIGNATION OF WILDERNESS AREAS.

In accordance with the Wilderness Act (16 U.S.C. 1131 et seq.), the following Federal land in the State is designated as

wilderness and as components of the National Wilderness Preservation System:

16 USC 1132
note.

(1) Certain Federal land managed by the Forest Service, comprising approximately 23,700 acres, as generally depicted on the map entitled “Proposed Wild River Wilderness—White Mountain National Forest”, dated February 6, 2006, which shall be known as the “Wild River Wilderness”.

16 USC 1132
note.

(2) Certain Federal land managed by the Forest Service, comprising approximately 10,800 acres, as generally depicted on the map entitled “Proposed Sandwich Range Wilderness Additions—White Mountain National Forest”, dated February 6, 2006, and which are incorporated in the Sandwich Range Wilderness, as designated by the New Hampshire Wilderness Act of 1984 (Public Law 98–323; 98 Stat. 259).

SEC. 103. MAP AND DESCRIPTION.

(a) **IN GENERAL.**—As soon as practicable after the date of enactment of this Act, the Secretary shall file a map and a legal description of each wilderness area designated by section 102 with the committees of appropriate jurisdiction in the Senate and the House of Representatives.

(b) **FORCE AND EFFECT.**—A map and legal description filed under subsection (a) shall have the same force and effect as if included in this Act, except that the Secretary may correct clerical and typographical errors in the map and legal description.

(c) **PUBLIC AVAILABILITY.**—Each map and legal description filed under subsection (a) shall be filed and made available for public inspection in the Office of the Chief of the Forest Service.

SEC. 104. ADMINISTRATION.

(a) **ADMINISTRATION.**—Subject to valid existing rights, each wilderness area designated under this title shall be administered by the Secretary in accordance with—

(1) the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.); and

(2) the Wilderness Act (16 U.S.C. 1131 et seq.).

(b) **EFFECTIVE DATE OF WILDERNESS ACT.**—With respect to any wilderness area designated by this title, any reference in the Wilderness Act (16 U.S.C. 1131 et seq.) to the effective date of the Wilderness Act shall be deemed to be a reference to the date of enactment of this Act.

(c) **FISH AND WILDLIFE.**—As provided in section 4(d)(7) of the Wilderness Act (16 U.S.C. 1133(d)(7)), nothing in this title affects any jurisdiction or responsibility of the State with respect to wildlife and fish in the State.

(d) **WITHDRAWAL.**—Subject to valid existing rights, all Federal land in the wilderness areas designated by section 102 are withdrawn from—

(1) all forms of entry, appropriation, or disposal under the public land laws;

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

(3) disposition under the mineral leasing laws (including geothermal leasing laws).

TITLE II—VERMONT

SEC. 201. DEFINITIONS.

16 USC 460ttt
note.

In this title:

(1) **MANAGEMENT PLAN.**—The term “Management Plan” means the Green Mountain National Forest Land and Resource Management Plan.

(2) **STATE.**—The term “State” means the State of Vermont.

Subtitle A—Designation of Wilderness Areas

SEC. 211. DESIGNATION.

In accordance with the Wilderness Act (16 U.S.C. 1131 et seq.), the following areas in the State are designated as wilderness areas and as components of the National Wilderness Preservation System:

(1) Certain Federal land managed by the United States Forest Service, comprising approximately 22,425 acres, as generally depicted on the map entitled “Glastenbury Wilderness—Proposed”, dated September 2006, which shall be known as the “Glastenbury Wilderness”. 16 USC 1132
note.

(2) Certain Federal land managed by the United States Forest Service, comprising approximately 12,333 acres, as generally depicted on the map entitled “Joseph Battell Wilderness—Proposed”, dated September 2006, which shall be known as the “Joseph Battell Wilderness”. 16 USC 1132
note.

(3) Certain Federal land managed by the United States Forest Service, comprising approximately 3,757 acres, as generally depicted on the map entitled “Breadloaf Wilderness Additions—Proposed”, dated September 2006, which shall be known as the “Breadloaf Wilderness”. 16 USC 1132
note.

(4) Certain Federal land managed by the United States Forest Service, comprising approximately 2,338 acres, as generally depicted on the map entitled “Lye Brook Wilderness Additions—Proposed”, dated September 2006, which shall be known as the “Lye Brook Wilderness”. 16 USC 1132
note.

(5) Certain Federal land managed by the United States Forest Service, comprising approximately 752 acres, as generally depicted on the map entitled “Peru Peak Wilderness Additions—Proposed”, dated September 2006, which shall be known as the “Peru Peak Wilderness”. 16 USC 1132
note.

(6) Certain Federal land managed by the United States Forest Service, comprising approximately 47 acres, as generally depicted on the map entitled “Big Branch Wilderness Additions—Proposed”, dated September 2006, which shall be known as the “Big Branch Wilderness”. 16 USC 1132
note.

SEC. 212. MAP AND DESCRIPTION.

(a) **IN GENERAL.**—As soon as practicable after the date of enactment of this Act, the Secretary shall file a map and a legal description of each wilderness area designated by section 211 with—

(1) the Committee on Resources of the House of Representatives;

(2) the Committee on Agriculture of the House of Representatives; and

(3) the Committee on Agriculture, Nutrition, and Forestry of the Senate.

(b) **FORCE OF LAW.**—A map and legal description filed under subsection (a) shall have the same force and effect as if included in this Act, except that the Secretary may correct clerical and typographical errors in the map and legal description.

(c) **PUBLIC AVAILABILITY.**—Each map and legal description filed under subsection (a) shall be filed and made available for public inspection in the Office of the Chief of the Forest Service.

SEC. 213. ADMINISTRATION.

(a) **ADMINISTRATION.**—Subject to valid rights in existence on the date of enactment of this Act, each wilderness area designated under this subtitle and in the Green Mountain National Forest (as of the date of enactment of this Act) shall be administered by the Secretary in accordance with the Wilderness Act (16 U.S.C. 1131 et seq.).

(b) **FISH AND WILDLIFE.**—Nothing in this subtitle affects the jurisdiction of the State with respect to wildlife and fish on the public land located in the State, including the stocking of fish in rivers and streams in the State to support the Connecticut River Atlantic Salmon Restoration Program.

(c) **TRAILS.**—The Forest Service shall allow the continuance of—

(1) the Appalachian National Scenic Trail;

(2) the Long Trail;

(3) the Catamount Trail; and

(4) the marking and maintenance of associated trails and trail structures of the Trails referred to in this subsection, consistent with the management direction (including objectives, standards, guidelines, and agreements with partners) established for the Appalachian National Scenic Trail, Long Trail, and Catamount Trail under the Management Plan.

Subtitle B—Moosalamoo National Recreation Area

16 USC 460ttt.

SEC. 221. DESIGNATION.

Certain Federal land managed by the United States Forest Service, comprising approximately 15,857 acres, as generally depicted on the map entitled “Moosalamoo National Recreation Area—Proposed”, dated September 2006, is designated as the “Moosalamoo National Recreation Area”.

16 USC 460ttt–1.

SEC. 222. MAP AND DESCRIPTION.

(a) **IN GENERAL.**—As soon as practicable after the date of enactment of this Act, the Secretary shall file a map and a legal description of the national recreation area designated by section 221 with—

(1) the Committee on Resources of the House of Representatives;

(2) the Committee on Agriculture of the House of Representatives; and

(3) the Committee on Agriculture, Nutrition, and Forestry of the Senate.

(b) **FORCE OF LAW.**—A map and legal description filed under subsection (a) shall have the same force and effect as if included in this subtitle, except that the Secretary may correct clerical and typographical errors in the map and legal description.

(c) **PUBLIC AVAILABILITY.**—Each map and legal description filed under subsection (a) shall be filed and made available for public inspection in the Office of the Chief of the Forest Service.

SEC. 223. ADMINISTRATION OF NATIONAL RECREATION AREA.

16 USC 460ttt–2.

(a) **IN GENERAL.**—Subject to valid rights existing on the date of enactment of this Act, the Secretary shall administer the Moosalamoo National Recreation Area in accordance with—

(1) laws (including rules and regulations) applicable to units of the National Forest System; and

(2) the management direction (including objectives, standards, and guidelines) established for the Moosalamoo Recreation and Education Management Area under the Management Plan.

(b) **FISH AND WILDLIFE.**—Nothing in this subtitle affects the jurisdiction of the State with respect to wildlife and fish on the public land located in the State.

(c) **ESCARPMENT AND ECOLOGICAL AREAS.**—Nothing in this subtitle prevents the Secretary from managing the Green Mountain Escarpment Management Area and the Ecological Special Areas, as described in the Management Plan.

Approved December 1, 2006.

LEGISLATIVE HISTORY—S. 4001:

CONGRESSIONAL RECORD, Vol. 152 (2006):
Sept. 29, considered and passed Senate.
Nov. 15, considered and passed House.

