

APPENDIX C

RELEVANT FEDERAL AND STATE STATUTES AND OTHER REGULATIONS

STATUTES

American Indian Religious Freedom Act, 1978

Americans with Disabilities Act of 1990

Anderson-Mansfield Reforestation and Revegetation, 1949

Antiquities Act, 1906

Archaeological Resources Protection Act of 1979, as amended 1988

Architectural Barriers Act of 1968

Bankhead-Jones Farm Tenant Act of 1937

Clarke-McNary Act of 1924

Clean Air Act Amendments of 1977

Clean Water Act of 1977

Clean Water Amendments ("Federal Water Pollution Control Act Amendments of 1972")

Color of Title, 1928

Common Varieties of Mineral Materials, 1947

Comprehensive Environmental Response, Compensation and Liability Act, as amended, 1980

Cooperative Forestry Assistance Act of 1978

Disaster Relief Act of 1974

Eastern Wilderness Act, 1975

Economy Act of 1932

Emergency Flood Prevention (Agricultural Credit Act of 1978)

Endangered Species Act of 1973

Energy Security Act, 1980

Federal Advisory Committee Act of 1972

Federal Insecticide, Rodenticide, and Fungicide Act

Federal Land Policy and Management Act of 1976

Federal Noxious Weed Act of 1974

Federal Onshore Oil and Gas Leasing Reform Act of 1987

Federal Power Act of 1920

Federal-State Cooperation for Soil Conservation, 1944

Federal Water Pollution Control Act of 1956, as amended (Water Quality Act of 1965, Clean Water Restoration Act of 1966)

Federal Water Project Recreation Act of 1965

Fish and Wildlife Conservation, 1960

Fish and Wildlife Coordination Act, 1934

Forest Highways, 1958

Forest and Rangeland Renewable Resources Planning Act of 1974

Forest and Rangeland Renewable Resources Research Act of 1978

Freedom of Information Act, 1974

Geothermal Steam Act of 1970

Granger-Thye Act, 1950
Historic Preservation Act, 1966
Intermodal Surface Transportation Efficiency Act, 1991
Joint Surveys of Watershed Areas Act of 1962
Knutson-Vandenberg Act, 1930
Land Acquisition, 1925
Land Acquisition-Declaration of Taking, 1931
Land Acquisition-Title Adjustment, 1943
Land and Water Conservation Fund Act of 1965
Law Enforcement Authority, 1905
Leases Around Reservoirs, 1962
Mineral Leasing Act, 1920
Mineral Leasing Act for Acquired Lands, 1947
Mineral Resources on Weeks Law Lands, 1917
Mineral Springs Leasing, 1899
Mining Claims Rights Restoration Act of 1955
Mining and Minerals Policy Act of 1970
Multiple-Use Sustained-Yield Act of 1960
National Environmental Policy Act of 1969
National Forest Management Act of 1976
National Forest Roads and Trails Act, 1964
National Historic Preservation Act, 1966
National Historic Preservation Act Amendments of 1980 and 1992
National Trails System Act, 1968
Occupancy Permits, 1915
Organic Administration Act of 1897
Petrified Wood, 1962
Pipelines, 1920
Preservation of Historical and Archaeological Data, 1974
Public Land Surveys, 1899
Public Rangelands Improvement Act of 1978
Reciprocal Fire Protection Act of 1955
Rehabilitation Act of 1973, as amended
Renewable Resources Extension Act of 1978
Research Grants, 1958
Right of Eminent Domain, 1888
Rural Development Act of 1972
Safe Drinking Water Amendments in 1977
Sikes Act, 1974
Small Tracts Act, 1983
Smokey Bear Act, 1952
Soil and Water Resources Conservation Act of 1977
Solid Waste Disposal ("Resource Conservation and Recovery Act of 1976")
Supplemental National Forest Reforestation Fund, 1972
Surface Mining Control And Reclamation Act of 1977

Sustained Yield Forest Management, 1944
Timber Export, 1917
Timber Exportation, 1926
Title Adjustment, 1930
Toxic Substances Control Act, 1976
Transfer Act, 1905
Twenty-Five Percent Fund, 1908
Uniform Federal Accessibility Standards (in accordance with the Architectural Act of 1968)
U.S. Criminal Code Act, ("Title 18, United States Code, Chapter 91-Public Lands"), 1948
U.S. Mining Laws (Public Domain Lands), 1872
Volunteers in the National Forests Act of 1972
Water Quality Improvement Act of 1965
Water Resources Planning Act, 1965
Watershed Protection and Flood Prevention Act of 1954
Weeks Act Status for Certain Lands, 1958
Weeks Act of 1911
Wild and Scenic Rivers Act, 1968
Wilderness Act of 1964
Wildlife Game Refuges, 1916
Wood Residue Utilization Act of 1980
Woodsy Owl/Smokey Bear Act, 1974
Youth Conservation Corps, 1970

REGULATIONS

36 CFR 60 - National Register of Historic Places
36 CFR 212- Forest Development Transportation System
36 CFR 213 - Administration under Bankhead-Jones Farm Tenant Act
36 CFR 219 - Planning
36 CFR 221- Timber Management Planning
36 CFR 222 - Range Management
36 CFR 223- Sale and Disposal of National Forest System Timber
36 CFR 228 - Minerals
36 CFR 241 - Fish and Wildlife
36 CFR 251 - Land Uses
36 CFR 254 - Landownership Adjustments
36 CFR 261 - Prohibitions
36 CFR 291 - Occupancy and Use of Developed Sites and Areas of Concentrated Public Use
36 CFR 292- National Recreation Areas
36 CFR 293 - Wilderness- Primitive Areas
36 CFR 294- Special Areas
36 CFR 295 - Use of Motor Vehicles off Forest Development Roads
36 CFR 296 - Protection of Archaeological Resources
36 CFR 297- Wild and Scenic Rivers

36 CFR 800 - Advisory Council on Historic Preservation
40 CFR 1500-1508 - Council on Environmental Quality
National Electrical Code
National Fire Code
Uniform Building Code
Uniform Mechanical Code
Uniform Plumbing Code

EXECUTIVE ORDERS

E.O. 11593 -Protection and Enhancement of Cultural Environment
E.O. 11990- Protection of Wetlands
E.O. 11644/11989 - Use of Off-Road Vehicles
E.O. 11988- Floodplain Management
E.O. 12113- Independent Water Project Review

AGREEMENTS (As of January, 1996)

Fire

- Cooperative Fire Control Agreement between Rocky Mountain National Park and the Arapaho and Roosevelt National Forests, 1979.
- Cooperative Fire Control Agreement between the City of Boulder and the Arapaho and Roosevelt National Forests, 1971.
- Cooperative Fire Control Agreement between the United States Department of Interior (USDI) Bureau of Land Management (BLM), USDI Bureau of Indian Affairs (BIA), USDI National Park Service, Colorado State Forest Service and the United States Department of Agriculture (USDA) Forest Service, 1986.
- Cooperative Fire Control Agreement between Boulder County and the Arapaho and Roosevelt National Forests, 1984.
- Cooperative Fire Control Agreement between Larimer County and the Arapaho and Roosevelt National Forest, 1975.
- Cooperative Fire Control Agreement between Grand County, USDI Bureau of Land Management, Colorado State Forest Service and the Arapaho and Roosevelt National Forests, 1985.
- Cooperative Fire Control Agreement between Gilpin County, USDI Bureau of Land Management, Colorado State Forest Service and the Arapaho and Roosevelt National Forests, 1975.
- Cooperative Fire Control Agreement between Clear Creek County, USDI Bureau of Land Management, Colorado State Forest Service and the Arapaho and Roosevelt National Forests, 1985.
- Fire Agreement with BLM, Craig District for fire suppression responsibilities at the Upper Laramie River, Larimer County, 1990.
- Fire initial attack agreement with Medicine Bow, Routt, and Pike and San Isabel National Forests, 1991.
- Cooperative Fire Control Agreement between USDA Animal Plant Health Inspection Service and USDA Forest Service, 1994.

- Northern Front Range Wildland Fire Cooperators Agreement between the USDI National Park Service, Larimer County, Boulder County, Colorado State Forest Service, City of Boulder Fire Department, Poudre Fire Authority, and the Arapaho and Roosevelt National Forests and Pawnee National Grassland, 1994.

Fish and Wildlife

- Master Memorandum of Understanding between the USDA Forest Service and the Colorado Department of Natural Resources and Division of Wildlife, 1989.
- Mitigation of Off-Site Wildlife Impacts--Ski Area Development, 1990, between the Colorado Counties Incorporated, State of Colorado, and USDA Region 2 of the V.S. Forest Service.
- Agreement with Rocky Mountain Elk Foundation for the maintenance and improvement of elk habitat on forest, 1990.
- Agreement with Foundation for North American Wild Sheep for sheep habitat improvement through prescribed fire, 1992.
- Memorandum of Understanding among USDA Forest Service, USDI Bureau of Land Management, USDI Fish and Wildlife Service and Ducks Unlimited, Inc. in maintaining and increasing waterfowl populations for the best interests of the people of the United States, 1984.
- Master Memorandum of Understanding between Waterfowl USA Limited, Inc. and USDA Forest Service for the maintenance and improvement of waterfowl habitats on National Forest System lands, 1990.
- Memorandum of Understanding between the Colorado Wildlife Heritage Foundation and the Rocky Mountain Region USDA Forest Service for the maintenance and improvement of wildlife and fish habitats on national forests and national grasslands in the State of Colorado, 1990.
- Memorandum of Understanding between USDA Forest Service and USDI Bureau of Land Management, Fish and Wildlife Service and U.S. Department of Commerce National Marine Fisheries Service in the conservation of species that are tending toward federal listing as threatened or endangered, 1994.
- Master Memorandum of Understanding between the USDA Forest Service and Wildlife Society in the advancement of public awareness and good stewardship of wildlife resources, 1992.
- Master Memorandum of Understanding between Wal-Mart Stores Inc. and USDA Forest Service to achieve public awareness of and interest in conservation and use of natural resources and maintenance of sustainable local communities, 1993.

Heritage Resources

- Memorandum of Agreement between the USDA Forest Service and the USDI National Park Service on designation of National Historic Landmarks in National Forests, 1962.
- Memorandum of Understanding between the USDA Forest Service and the Advisory Council on historic preservation on preparing plans to implement management activities, 1977.
- Memorandum of Understanding between the Arapaho and Roosevelt National Forests and Pawnee National Grassland and the State Historic Preservation Officer of Colorado regarding cultural inventories and determinations of effects, 1994.

Integrated Pest Management

- Memorandum of Understanding between the USDA Forest Service and USDA Animal and Plant Health Inspection Service (APHIS) on responsibilities for managing gypsy moth, 1988.

- APHIS/Forest Service FEIS, USDA Gypsy Moth Suppression and Eradication Projects.

Interpretation

- Agreement with Colorado State University for wilderness education, 1993.

Lands

- Programmatic Memorandum of Agreement between the USDA Forest Service, the Advisory Council on Historic Preservation, and the National Conference of State Historic Preservation Officers regarding the implementation of the Small Tracts Act, 1985.
- Various agreements with individuals on small tract act cases.

Leasable Minerals

- Onshore Oil and Gas Order No. 1.
- USDA-Forest Service and USDI Bureau of Land Management "Surface Operating Standards for Oil and Gas Exploration and Development," commonly referred to as the "Gold Book".
- Interagency Agreement for Leasing between the Director of the BLM and Chief of the Forest Service dated November 21, 1991.
- Interagency Agreement between the BLM and Forest Service for Leasable Mineral Operations on National Forest System lands, October 28, 1987 (or as subsequently amended)..
- Memorandum of Understanding between the USDI Bureau of Land Management (Canon City District) and the Arapaho and Roosevelt National Forests and Pawnee National Grassland for management of oil and gas development activities, 1990.
- Mountain Plover Management Strategy, EIS/ROD, 1994, FS and BLM.

Planning

- Colorado Rockies Regional Cooperative, 1992, between Colorado State University University of Colorado, City of Boulder, City of Fort Collins, Boulder County, Larimer County, Colorado State Forest Service, Colorado Department of Wildlife, USDI Geological Survey, USDI Fish and Wildlife, USDI National Park Service, and the Arapaho and Roosevelt National Forests and Pawnee National Grassland.

Recreation

- Agreement with Public Service Company of Colorado for construction and maintenance of public recreation facilities, 1969.
- Agreement with Rocky Mountain National Park for toilet vault pumping and hauling of septic waste, 1990.

Special Use - Military Use of the Forest

- Master Agreement between the Department of Agriculture and Department of Defense, 1988.

Tourism

- Memorandum of Understanding between the Bureau of Land Management, Bureau of Reclamation, Department of the Army, Fish and Wildlife Service, National Park Service, and the US Travel and Tourism Administration, 1992.

Transportation

- Memorandum of Understanding between the USDI Bureau of Land Management, Federal Highway Department, Colorado Highway Department and the USDA Forest Service, 1990.

STATE AND LOCAL LAWS AND REGULATIONS

Air Resource Management

The Colorado Air Quality Control Act, Colorado Statutes 25-7-101 through 25-7-505.

The Kansas Air Quality Control Act, Kansas Statutes 65-3001 through 65-30023.

The Nebraska Environmental Protection Act, Nebraska Revised Statutes Sections 81-1501 through 81-1533.

The South Dakota Air Pollution Control Act, South Dakota Statutes 34A-1, Chapter 1.

The Wyoming Environmental Quality Act, Wyoming Statutes 35-11-201 and 35-11-202.

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