

114TH CONGRESS  
1ST SESSION

# H. R. 2072

To withdraw all Federal land located within the Rainy River Drainage Basin in Minnesota from all forms of entry, appropriation, or disposal under the public land laws, location, entry, and patent under the mining laws, and operation of the mineral leasing laws, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 28, 2015

Ms. MCCOLLUM introduced the following bill; which was referred to the Committee on Natural Resources

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## A BILL

To withdraw all Federal land located within the Rainy River Drainage Basin in Minnesota from all forms of entry, appropriation, or disposal under the public land laws, location, entry, and patent under the mining laws, and operation of the mineral leasing laws, 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 “National Park and  
5 Wilderness Waters Protection Forever Act”.

1 **SEC. 2. FINDINGS.**

2 Congress finds as follows:

3 (1) The Rainy River Drainage Basin head-  
4 waters begin in northeastern Minnesota and flow  
5 north to Canada. Located within Rainy River Drain-  
6 age Basin are Voyageurs National Park and Bound-  
7 ary Waters Canoe Area Wilderness, which were es-  
8 tablished by Congress to protect their unique and  
9 pristine water resources.

10 (2) Voyageurs National Park which is com-  
11 prised of more than 218,000 acres, is a water based  
12 national park that contains lakes, shorelines, and is-  
13 lands stretching along 55 miles of the United  
14 States–Canadian border.

15 (3) The Boundary Water Canoe Area Wilder-  
16 ness is the most visited national wilderness area in  
17 the United States. It is comprised of more than  
18 1,000,000 acres and over 1,200 miles of canoe  
19 routes in myriad lakes and rivers. It extends ap-  
20 proximately 150 miles along the United States–Ca-  
21 nadian border.

22 (4) The mining of copper and other metals on  
23 Federal lands in the Superior and Chippewa Na-  
24 tional Forests, within the Rainy River Drainage  
25 Basin, poses a direct and long-term impact to the  
26 pristine water quality of Voyageurs National Park

1 and Boundary Water Canoe Area Wilderness from  
2 sulfide-ore mining contamination.

3 (5) The risk of sulfide contamination to Voya-  
4 geurs National Park and Boundary Water Canoe  
5 Area Wilderness from the mining of copper, nickel,  
6 platinum, palladium, gold, and silver on Federal  
7 lands within the Rainy River Drainage Basin puts at  
8 risk the nationally recognized natural resources of  
9 the area, as well as the region's economically vibrant  
10 tourism industry which generates an estimated  
11 \$852,000,000 annually and sustains more than  
12 18,000 jobs.

13 **SEC. 3. WITHDRAWAL OF FEDERAL LAND.**

14 Subject to valid existing rights, the Federal lands  
15 within the Rainy River Drainage Basin in Minnesota are  
16 withdrawn from all forms of—

17 (1) entry, appropriation, or disposal under the  
18 public land laws;

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

21 (3) operation of the mineral leasing and mineral  
22 material laws.

1 **SEC. 4. CONDITIONS FOR LEASES OR PERMITS INVOLVING**  
2 **MINING ACTIVITIES ON FEDERAL LANDS IN**  
3 **THE RAINY RIVER DRAINAGE BASIN.**

4 (a) MAJOR FEDERAL ACTION.—Approval of any  
5 lease of, or permit for, an activity on Federal lands relat-  
6 ing to mining in the Rainy River Drainage Basin is  
7 deemed to be a major Federal action significantly affect-  
8 ing the quality of the human environment if that lease  
9 or permit involves activities related to mining.

10 (b) EIS.—An environmental impact statement con-  
11 ducted for the major Federal action described in sub-  
12 section (a) shall include, among other issues, consideration  
13 of any potential impacts, as a result of such lease or per-  
14 mit, to units of the National Park System or land in the  
15 National Wilderness Preservation System located in the  
16 Rainy River Drainage Basin.

17 (c) SUSPENSION OF ACTIVITIES.—As a condition for  
18 the issuance or renewal of any lease of, or permit for activ-  
19 ity on, Federal lands relating to mining, the entity receiv-  
20 ing such lease or permit shall be required to seasonally  
21 monitor water quality on Federal lands throughout the  
22 Rainy River Drainage Basin. If any mining related con-  
23 tamination is detected in a unit of the National Park Sys-  
24 tem or land in the National Wilderness Preservation Sys-  
25 tem in the Rainy River Drainage Basin, all mining activi-  
26 ties on Federal lands under such a lease or permit related

1 to the contamination shall be immediately suspended until  
2 the head of the Federal agency that issued the lease or  
3 permit certifies that all contamination has been remedi-  
4 ated.

5 (d) REMEDIATION PLAN; BOND.—The Federal agen-  
6 cy shall not approve any mining related activities on Fed-  
7 eral lands in the Rainy River Drainage Basin until the  
8 entity holding a lease or permit for that mining activity  
9 has submitted to the Federal agency—

10 (1) an acceptable contamination remediation  
11 plan that outlines the strategies and tactics that the  
12 entity would undertake in the event that contamina-  
13 tion is discovered; and

14 (2) a full reclamation and performance bond  
15 that is sufficient to return the affected area to its  
16 original condition and treat any potential contamina-  
17 tion for 50 years following the conclusion of any  
18 mining activities.

19 **SEC. 5. APPLICABILITY.**

20 This Act shall not apply to sand, gravel, granite, and  
21 taconite operations that exist on the date of the enactment  
22 of this Act.

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