

SPECIAL PROVISIONS

SEC. 6. (a) Notwithstanding any other provision of law, no dam or other project shall be constructed, operated, or maintained, or authorized to be constructed, operated, or maintained, (1) in any scenic river area, (2) in any of the scenic river areas subject to review under section 3 (b) and (c), or (3) in any wild river area established in accordance with State law by a State or political subdivision, thereof, by (A) the Federal Power Commission, (B) the Secretary of the Army, (C) the Secretary of the Interior, or (D) the Tennessee Valley Authority, unless the Congress shall, by law enacted after this Act, specifically authorize such dam or other project.

(b) Nothing in this Act shall affect the applicability of the United States mining and mineral leasing laws within the national scenic rivers system, except that all prospecting, all mining operations, and all other activities on a mining claim perfected after the date of this Act, either before or after the issuance of patent, and all mining operations and other activities under a mineral lease, license, or permit hereafter issued, shall be subject to such regulations as the Secretary of the Interior, or the Secretary of Agriculture in the case of national forest lands, may prescribe to effectuate the purposes of this Act: *Provided*, That any mining claim affecting lands within the scenic rivers system hereafter perfected under the United States mining laws, and any patent issued for such claim, shall convey title only to the mineral deposits and shall confer upon the holder of the claim only such rights to the use of the surface and surface resources as are reasonably required for carrying on prospecting or mining, subject to such regulations as may be prescribed by the Secretary of the Interior; and the patent for any such mining claim hereafter perfected shall reserve to the United States all title to the surface of the claim and the products of the surface, subject only to the patentee's rights to use the surface of the claim and the surface resources to the extent reasonably required for carrying on prospecting and mining consistent with such regulations as may be prescribed by the Secretary. Any patent so issued shall recite these limitations. All such regulations shall provide among other things for safeguards against pollution of the river.

(c) Any portion of a scenic river area that is within the national wilderness preservation system, as established by the Act of September 3, 1964 (Public Law 88-577), shall be subject to the provisions of both the Wilderness Act and this Act with respect to the preservation of such scenic river area, and in case of conflict between the provisions of these Acts the more restrictive provisions shall apply.

(d) The head of any Federal or State agency administering a scenic river area shall cooperate with the Secretary of the Interior, and with the appropriate State water pollution control agencies, for the purpose of eliminating or diminishing the pollution of waters within a scenic river area.

(e) Nothing in this Act shall constitute an express or implied claim or denial on the part of the Federal Government as to exemption from State water laws.

(f) Nothing in this Act shall affect the jurisdiction or responsibilities of the States under other provisions of law with respect to fish and wildlife.

(g) Nothing contained in this Act shall be construed to alter, amend, repeal, construe, interpret, modify or be in conflict with any interstate compact made by any States which contain any portion of the national scenic rivers system.

(h) A State shall have such rights as may be necessary to assure adequate access by such State to the beds of navigable streams, tributaries, or rivers (or segments thereof) which are vested in the State, in case such beds are located in a scenic river area.

(i) Designation of any stream or portion thereof shall not be construed as a reservation of the waters of such streams for purposes other than those specified in this Act, or in quantities greater than necessary to accomplish these purposes.

(j) The jurisdiction of the States over waters of any stream including a scenic river area shall be unaffected by this Act to the extent that such jurisdiction may be exercised without impairing the purposes of this Act or its administration.

SEC. 7. In order to provide basic ecological information needed for management purposes, trends and changes in river resources; and in order to provide scientific and up-to-date information for the preservation and management of the national scenic rivers system, a systematic evaluation of scenic river recreational resources will be conducted periodically by the Secretary of the