

110TH CONGRESS  
2D SESSION

# H. R. 1922

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## AN ACT

To designate the Jupiter Inlet Lighthouse and the surrounding Federal land in the State of Florida as an Outstanding Natural Area and as a unit of the National Landscape Conservation System, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Jupiter Inlet Light-  
3 house Outstanding Natural Area Act of 2008”.

4 **SEC. 2. DEFINITIONS.**

5 In this Act:

6 (1) **COMMANDANT.**—The term “Commandant”  
7 means the Commandant of the Coast Guard.

8 (2) **LIGHTHOUSE.**—The term “Lighthouse”  
9 means the Jupiter Inlet Lighthouse located in Palm  
10 Beach County, Florida.

11 (3) **LOCAL PARTNERS.**—The term “Local Part-  
12 ners” includes—

13 (A) Palm Beach County, Florida;

14 (B) the Town of Jupiter, Florida;

15 (C) the Village of Tequesta, Florida; and

16 (D) the Loxahatchee River Historical Soci-  
17 ety.

18 (4) **MANAGEMENT PLAN.**—The term “manage-  
19 ment plan” means the management plan developed  
20 under section 4(a).

21 (5) **MAP.**—The term “map” means the map en-  
22 titled “Jupiter Inlet Lighthouse: Outstanding Nat-  
23 ural Area” and dated October 29, 2007.

24 (6) **OUTSTANDING NATURAL AREA.**—The term  
25 “Outstanding Natural Area” means the Jupiter

1 Inlet Lighthouse Outstanding Natural Area estab-  
2 lished by section 3(a).

3 (7) PUBLIC LAND.—The term “public land”  
4 has the meaning given the term “public lands” in  
5 section 103(e) of the Federal Land Policy and Man-  
6 agement Act of 1976 (43 U.S.C. 1702(e)).

7 (8) SECRETARY.—The term “Secretary” means  
8 the Secretary of the Interior.

9 (9) STATE.—The term “State” means the State  
10 of Florida.

11 **SEC. 3. ESTABLISHMENT OF THE JUPITER INLET LIGHT-**  
12 **HOUSE OUTSTANDING NATURAL AREA.**

13 (a) ESTABLISHMENT.—Subject to valid existing  
14 rights, there is established for the purposes described in  
15 subsection (b) the Jupiter Inlet Lighthouse Outstanding  
16 Natural Area, the boundaries of which are depicted on the  
17 map.

18 (b) PURPOSES.—The purposes of the Outstanding  
19 Natural Area are to protect, conserve, and enhance the  
20 unique and nationally important historic, natural, cul-  
21 tural, scientific, educational, scenic, and recreational val-  
22 ues of the Federal land surrounding the Lighthouse for  
23 the benefit of present generations and future generations  
24 of people in the United States, while—

1           (1) allowing certain recreational and research  
2 activities to continue in the Outstanding Natural  
3 Area; and

4           (2) ensuring that Coast Guard operations and  
5 activities are unimpeded within the boundaries of  
6 the Outstanding Natural Area.

7           (c) AVAILABILITY OF MAP.—The map shall be on file  
8 and available for public inspection in—

9           (1) the Office of the Director of the Bureau of  
10 Land Management; and

11           (2) the Eastern States Office of the Bureau of  
12 Land Management in the State of Virginia.

13           (d) WITHDRAWAL.—

14           (1) IN GENERAL.—Subject to valid existing  
15 rights, section 6, and any existing withdrawals under  
16 the Executive orders and public land order described  
17 in paragraph (2), the Federal land and any interests  
18 in the Federal land included in the Outstanding  
19 Natural Area are withdrawn from—

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

22                   (B) location, entry, and patent under the  
23 public land mining laws; and

1 (C) operation of the mineral leasing and  
2 geothermal leasing laws and the mineral mate-  
3 rials laws.

4 (2) DESCRIPTION OF EXECUTIVE ORDERS.—  
5 The Executive orders and public land order de-  
6 scribed in paragraph (1) are—

7 (A) the Executive order dated October 22,  
8 1854;

9 (B) Executive Order No. 4254 (June 12,  
10 1925); and

11 (C) Public Land Order No. 7202 (61 Fed.  
12 Reg. 29758).

13 **SEC. 4. MANAGEMENT PLAN.**

14 (a) IN GENERAL.—Not later than 3 years after the  
15 date of enactment of this Act, the Secretary, in consulta-  
16 tion with the Commandant, shall develop a comprehensive  
17 management plan in accordance with section 202 of the  
18 Federal Land Policy and Management Act of 1976 (43  
19 U.S.C. 1712) to—

20 (1) provide long-term management guidance for  
21 the public land in the Outstanding Natural Area;  
22 and

23 (2) ensure that the Outstanding Natural Area  
24 fulfills the purposes for which the Outstanding Nat-  
25 ural Area is established.

1 (b) CONSULTATION; PUBLIC PARTICIPATION.—The  
2 management plan shall be developed—

3 (1) in consultation with appropriate Federal,  
4 State, county, and local government agencies, the  
5 Commandant, the Local Partners, the Loxahatchee  
6 River Historical Society, and other partners; and

7 (2) in a manner that ensures full public partici-  
8 pation.

9 (c) EXISTING PLANS.—The management plan shall,  
10 to the maximum extent practicable, be consistent with ex-  
11 isting resource plans, policies, and programs.

12 (d) INCLUSIONS.—The management plan shall in-  
13 clude—

14 (1) objectives and provisions to ensure—

15 (A) the protection and conservation of the  
16 resource values of the Outstanding Natural  
17 Area; and

18 (B) the restoration of native plant commu-  
19 nities and estuaries in the Outstanding Natural  
20 Area, with an emphasis on the conservation and  
21 enhancement of healthy, functioning ecological  
22 systems in perpetuity;

23 (2) objectives and provisions to maintain or  
24 recreate historic structures;

1           (3) an implementation plan for a program of in-  
2           terpretation and public education about the natural  
3           and cultural resources of the Lighthouse, the public  
4           land surrounding the Lighthouse, and associated  
5           structures;

6           (4) a proposal for administrative and public fa-  
7           cilities to be developed or improved that—

8                   (A) are compatible with achieving the re-  
9                   source objectives for the Outstanding Natural  
10                  Area described in section 5(a)(1)(B); and

11                   (B) would accommodate visitors to the  
12                  Outstanding Natural Area;

13           (5) natural and cultural resource management  
14           strategies for the Outstanding Natural Area, to be  
15           developed in consultation with appropriate depart-  
16           ments of the State, the Local Partners, and the  
17           Commandant, with an emphasis on resource con-  
18           servation in the Outstanding Natural Area and the  
19           interpretive, educational, and long-term scientific  
20           uses of the resources; and

21           (6) recreational use strategies for the Out-  
22           standing Natural Area, to be prepared in consulta-  
23           tion with the Local Partners, appropriate depart-  
24           ments of the State, and the Coast Guard, with an  
25           emphasis on passive recreation.

1 (e) INTERIM PLAN.—Until a management plan is  
2 adopted for the Outstanding Natural Area, the Jupiter  
3 Inlet Coordinated Resource Management Plan (including  
4 any updates or amendments to the Jupiter Inlet Coordi-  
5 nated Resource Management Plan) shall be in effect.

6 **SEC. 5. MANAGEMENT OF THE JUPITER INLET LIGHT-**  
7 **HOUSE OUTSTANDING NATURAL AREA.**

8 (a) MANAGEMENT.—

9 (1) IN GENERAL.—The Secretary, in consulta-  
10 tion with the Local Partners and the Commandant,  
11 shall manage the Outstanding Natural Area—

12 (A) as part of the National Landscape  
13 Conservation System; and

14 (B) in a manner that conserves, protects,  
15 and enhances the unique and nationally impor-  
16 tant historical, natural, cultural, scientific, edu-  
17 cational, scenic, and recreational values of the  
18 Outstanding Natural Area, including an empha-  
19 sis on the restoration of native ecological sys-  
20 tems.

21 (2) LIMITATION.—In managing the Out-  
22 standing Natural Area, the Secretary shall not take  
23 any action that precludes, prohibits, or otherwise af-  
24 fects the conduct of ongoing or future Coast Guard

1 operations or activities on lots 16 and 18, as de-  
2 picted on the map.

3 (b) USES.—Subject to valid existing rights and sec-  
4 tion 6, the Secretary shall only allow uses of the Out-  
5 standing Natural Area that the Secretary, in consultation  
6 with the Commandant and Local Partners, determines  
7 would likely further—

8 (1) the purposes for which the Outstanding  
9 Natural Area is established;

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

12 (3) other applicable laws.

13 (c) COOPERATIVE AGREEMENTS.—To facilitate im-  
14 plementation of the management plan and to continue the  
15 successful partnerships with local communities and other  
16 partners, the Secretary shall, in accordance with section  
17 307(b) of the Federal Land Management Policy and Man-  
18 agement Act of 1976 (43 U.S.C. 1737(b)), enter into co-  
19 operative agreements with the appropriate Federal, State,  
20 county, other local government agencies, and other part-  
21 ners (including the Loxahatchee River Historical Society)  
22 for the long-term management of the Outstanding Natural  
23 Area.

24 (d) RESEARCH ACTIVITIES.—To continue successful  
25 research partnerships, pursue future research partner-

1 ships, and assist in the development and implementation  
2 of the management plan, the Secretary may, in accordance  
3 with section 307(a) of the Federal Land Policy and Man-  
4 agement Act of 1976 (43 U.S.C. 1737(a)), authorize the  
5 conduct of appropriate research activities in the Out-  
6 standing Natural Area for the purposes described in sec-  
7 tion 3(b).

8 (e) ACQUISITION OF LAND.—

9 (1) IN GENERAL.—Subject to paragraph (2),  
10 the Secretary may acquire for inclusion in the Out-  
11 standing Natural Area any State or private land or  
12 any interest in State or private land that is—

13 (A) adjacent to the Outstanding Natural  
14 Area; and

15 (B) identified in the management plan as  
16 appropriate for acquisition.

17 (2) MEANS OF ACQUISITION.—Land or an in-  
18 terest in land may be acquired under paragraph (1)  
19 only by—

20 (A) donation;

21 (B) exchange with a willing party; or

22 (C) purchase from a willing seller.

23 (3) ADDITIONS TO THE OUTSTANDING NAT-  
24 URAL AREA.—Any land or interest in land adjacent  
25 to the Outstanding Natural Area acquired by the

1 United States after the date of enactment of this  
2 Act under paragraph (1) shall be added to, and ad-  
3 ministered as part of, the Outstanding Natural  
4 Area.

5 (f) LAW ENFORCEMENT ACTIVITIES.—Nothing in  
6 this Act, the management plan, or the Jupiter Inlet Co-  
7 ordinated Resource Management Plan (including any up-  
8 dates or amendments to the Jupiter Inlet Coordinated Re-  
9 source Management Plan) precludes, prohibits, or other-  
10 wise affects—

11 (1) any maritime security, maritime safety, or  
12 environmental protection mission or activity of the  
13 Coast Guard;

14 (2) any border security operation or law en-  
15 forcement activity by the Department of Homeland  
16 Security or the Department of Justice; or

17 (3) any law enforcement activity of any Fed-  
18 eral, State, or local law enforcement agency in the  
19 Outstanding Natural Area.

20 (g) FUTURE DISPOSITION OF COAST GUARD FACILI-  
21 TIES.—If the Commandant determines, after the date of  
22 enactment of this Act, that Coast Guard facilities within  
23 the Outstanding Natural Area exceed the needs of the  
24 Coast Guard, the Commandant may relinquish the facili-

1 ties to the Secretary without removal, subject only to any  
2 environmental remediation that may be required by law.

3 **SEC. 6. EFFECT ON ONGOING AND FUTURE COAST GUARD**  
4 **OPERATIONS.**

5 Nothing in this Act, the management plan, or the Ju-  
6 piter Inlet Coordinated Resource Management Plan (in-  
7 cluding updates or amendments to the Jupiter Inlet Co-  
8 ordinated Resource Management Plan) precludes, pro-  
9 hibits, or otherwise affects ongoing or future Coast Guard  
10 operations or activities in the Outstanding Natural Area,  
11 including—

12 (1) the continued and future operation of, ac-  
13 cess to, maintenance of, and, as may be necessitated  
14 for Coast Guard missions, the expansion, enhance-  
15 ment, or replacement of, the Coast Guard High Fre-  
16 quency antenna site on lot 16;

17 (2) the continued and future operation of, ac-  
18 cess to, maintenance of, and, as may be necessitated  
19 for Coast Guard missions, the expansion, enhance-  
20 ment, or replacement of, the military family housing  
21 area on lot 18;

22 (3) the continued and future use of, access to,  
23 maintenance of, and, as may be necessitated for  
24 Coast Guard missions, the expansion, enhancement,  
25 or replacement of, the pier on lot 18;

1           (4) the existing lease of the Jupiter Inlet Light-  
2 house on lot 18 from the Coast Guard to the  
3 Loxahatchee River Historical Society; or

4           (5) any easements or other less-than-fee inter-  
5 ests in property appurtenant to existing Coast  
6 Guard facilities on lots 16 and 18.

7 **SEC. 7. AUTHORIZATION OF APPROPRIATIONS.**

8           There are authorized to be appropriated such sums  
9 as are necessary to carry out this Act.

          Passed the House of Representatives March 4,  
2008.

Attest:

*Clerk.*

110<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

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To designate the Jupiter Inlet Lighthouse and the surrounding Federal land in the State of Florida as an Outstanding Natural Area and as a unit of the National Landscape Conservation System, and for other purposes.