

110TH CONGRESS  
1ST SESSION

# H. R. 310

To amend the National Park Service Concessions Management Improvement Act of 1998, to extend to additional small businesses the preferential right to renew a concessions contract entered into under such Act, to facilitate the renewal of a commercial use authorization granted under such Act, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 5, 2007

Mr. PEARCE introduced the following bill; which was referred to the Committee on Natural Resources

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## A BILL

To amend the National Park Service Concessions Management Improvement Act of 1998, to extend to additional small businesses the preferential right to renew a concessions contract entered into under such Act, to facilitate the renewal of a commercial use authorization granted under such Act, 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 “NPS Concessions Re-  
5 form Act of 2007”.

1 **SEC. 2. ANNUAL GROSS RECEIPTS.**

2 Section 403(8) of the National Park Service Conces-  
3 sions Management Improvement Act of 1998 (16 U.S.C.  
4 5952(8)) is amended—

5 (1) by amending subparagraph (A)(ii) to read  
6 as follows:

7 “(ii) Subject to subparagraph (C), concessions  
8 contracts with anticipated annual gross receipts  
9 under \$750,000, such amount to be adjusted annu-  
10 ally to reflect changes in the Consumer Price Index  
11 as of the date of the enactment of this clause. An  
12 incumbent concessions contract holder with another  
13 concessions contract with annual gross receipts of  
14 \$750,000 or more, not including an outfitting and  
15 guide concession contract, is not eligible for the  
16 right authorized by paragraph (7).”; and

17 (2) in subparagraph (C), by striking  
18 “\$500,000” and inserting “\$750,000, such amount  
19 to be adjusted annually to reflect changes in the  
20 Consumer Price Index as of the date of the enact-  
21 ment of the NPS Concessions Reform Act of 2007”.

22 **SEC. 3. DEBRIEFING.**

23 Section 403(5) of the National Park Service Conces-  
24 sions Management Improvement Act of 1998 (16 U.S.C.  
25 5952(5)) is amended by adding at the end the following:



1 **SEC. 5. COMMERCIAL USE AUTHORIZATION.**

2 Section 418 of the National Park Service Concessions  
3 Management Improvement Act of 1998 (16 U.S.C. 5966)  
4 is amended—

5 (1) in subsection (c), by adding after “author-  
6 ized use.” the following: “Such uses shall be subject  
7 to limitations and fees comparable to those that may  
8 be imposed on other authorization holders for the  
9 same or similar activities.”;

10 (2) by amending subsection (e), to read as fol-  
11 lows:

12 “(e) DURATION.—The term of any authorization, not  
13 subject to limited numbers pursuant to (b)(2)(D), shall  
14 not exceed 5 years. Where it is determined that only lim-  
15 ited numbers of authorizations shall be issued, the term  
16 of such authorizations shall not exceed 5 years. Such au-  
17 thorizations may be issued to those applicants that have—

18 “(1) demonstrated the capability to provide  
19 quality visitor services; and

20 “(2) experience with the resources and values in  
21 the park unit for which the authorization is issued.”;  
22 and

23 (3) by adding at the end the following:

24 “(g) COST RECOVERY.—The Secretary shall not seek  
25 to recover costs from applicants or authorized holders re-

- 1 lated to capacity studies and recreation activities and mon-
- 2 itoring not associated with authorizations.”.

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