

1 development of natural, cultural, and recreational re-
2 sources of Voyageurs National Park; and

3 (2) the national interest is served by—

4 (A) preserving, protecting, and improving
5 the long-term perpetuation of such diverse re-
6 sources for the benefit of the people of the
7 United States; and

8 (B) improving the coordination among all
9 levels of government in the Voyageurs region.

10 **SEC. 102. VOYAGEURS NATIONAL PARK INTERGOVERN-**
11 **MENTAL COUNCIL.**

12 The Act entitled “An Act to authorize the establish-
13 ment of the Voyageurs National Park in the State of Min-
14 nesota, and for other purposes” (16 U.S.C. 160 et seq.)
15 is amended by inserting after section 305 the following
16 new section:

17 **“SEC. 306. VOYAGEURS NATIONAL PARK INTERGOVERN-**
18 **MENTAL COUNCIL.**

19 “(a) ESTABLISHMENT.—

20 “(1) MEMBERSHIP.—There is hereby estab-
21 lished the Voyageurs National Park Intergovern-
22 mental Council (hereafter in this section referred to
23 as the “Council”). The Council shall be composed of
24 13 members, as follows:

1 “(A) The Assistant Secretary for Fish and
2 Wildlife and Parks, ex officio, or his designee.

3 “(B) Three individuals, appointed by the
4 Secretary after consideration of recommenda-
5 tions by the Governor, to represent the Min-
6 nesota Department of Natural Resources, the
7 Minnesota Environmental Quality Board, and
8 the Minnesota Office of Tourism.

9 “(C) Four individuals, appointed by the
10 Secretary to represent the national interest of
11 the park.

12 “(D) The Chair of the St. Louis County
13 Commissioners, or the designee of the Chair, ex
14 officio.

15 “(E) The Chair of the Koochiching County
16 Commissioners, or the designee of the Chair, ex
17 officio.

18 “(F) One State Senator, chosen by the
19 Governor, who represents the area in which the
20 park is located, or the designee of the State
21 Senator, ex officio.

22 “(G) One State Representative, chosen by
23 the Governor, who represents the area in which
24 the park is located, or the designee of the State
25 Representative, ex officio.

1 “(H) One member of the Native American
2 community to represent the 1854 Treaty Au-
3 thority, appointed by the Secretary.

4 “(2) TERMS.—A member of the Council ap-
5 pointed under paragraph (1), other than ex officio
6 members, shall be appointed for a term of four
7 years. Any member of the Council appointed for a
8 definite term may serve after the expiration of his
9 term until his successor is appointed.

10 “(3) COMPENSATION.—Members of the Council
11 who are not employed by the Federal Government
12 shall serve without pay. While away from their
13 homes or regular places of business in the perform-
14 ance of services of the Council, members of the
15 Council shall be allowed travel expenses, including
16 per diem in lieu of subsistence, in the same manner
17 as persons employed intermittently in Federal Gov-
18 ernment service are allowed expenses under section
19 5703 of title 5, United States Code.

20 “(b) PROVISIONS RELATING TO THE CONDUCT OF
21 COUNCIL BUSINESS.—

22 “(1) QUORUM.—A majority of the members of
23 the Council shall constitute a quorum.

1 “(2) CHAIRPERSON.—The members of the
2 Council shall elect a chairperson of the Council from
3 among the members of the Council.

4 “(3) VACANCY.—Any vacancy in the Council
5 shall be filled in the same manner in which the origi-
6 nal appointment was made.

7 “(4) MEETINGS.—The Council shall meet at
8 the call of the chairperson or a majority of the mem-
9 bers.

10 “(5) STAFF.—The Secretary shall provide the
11 Council with such staff and technical assistance as
12 the Secretary, after consultation with the Council,
13 considers appropriate to enable the Council to carry
14 out its duties. Upon request of the Secretary, any
15 Federal agency may provide information, personnel,
16 property, and services, on a reimbursable basis, to
17 the Council to assist in carrying out its duties under
18 this section. The Secretary may accept the services
19 of personnel detailed from the State of Minnesota or
20 any political subdivision of the State and may reim-
21 burse the State or such political subdivision for such
22 services.

23 “(6) PROCEDURAL MATTERS.—

1 “(A) FACA.—The Federal Advisory Com-
2 mittee Act (5 U.S.C. App.) shall not apply to
3 the Council.

4 “(B) GUIDELINES FOR CONDUCT OF BUSI-
5 NESS.—The following guidelines apply with re-
6 spect to the conduct of business at meetings of
7 the Council:

8 “(i) Each regular meeting and each
9 emergency meeting shall be open to the
10 public.

11 “(ii) Emergency meetings shall be
12 held at the call of the chair or equivalent
13 presiding officer.

14 “(iii) Timely public notice of each reg-
15 ular meeting and each emergency meeting,
16 including the time, place, and agenda of
17 the meeting, shall be published in local
18 newspapers and such notice may be given
19 by such other means as will result in wide
20 publicity.

21 “(iv) Interested persons shall be per-
22 mitted to present oral or written state-
23 ments regarding the matters on the agenda
24 at meetings.

1 “(v) Minutes of each meeting shall be
2 kept and shall contain a record of the per-
3 sons present, an accurate description of
4 matters discussed and conclusions reached,
5 and copies of all statements filed.

6 “(vi) The administrative record, in-
7 cluding minutes required under clause (v),
8 of each meeting, and records or other doc-
9 uments which were made available to or
10 prepared for or by the Council incident to
11 the meeting, shall be available for public
12 inspection and copying at a single location
13 in the offices of the Council.

14 “(C) NEW INFORMATION.—At any time
15 when the Council determines it appropriate to
16 consider new information from a State or Fed-
17 eral agency or from a Council advisory body,
18 the Council shall give comparable consideration
19 to new information offered at that time by in-
20 terested members of the public. Interested par-
21 ties shall have a reasonable opportunity to re-
22 spond to new data or information before the
23 Council takes final action on management
24 measures.

1 “(c) FUNCTIONS.—The Council shall, in accordance
2 with the provisions of this Act—

3 “(1) prepare and submit to the Secretary com-
4 prehensive draft amendments to the management
5 plan and, from time to time, such amendments to
6 the plan as are necessary, which provides for as
7 broad a range of sustainable land and water uses
8 and scenic and recreational activities as are compat-
9 ible with the laws and regulations governing Voya-
10 geurs National Park and other local, State, or Fed-
11 eral public lands;

12 “(2) analyze the economic and environmental
13 costs and benefits of implementing sustainable prac-
14 tices for Voyageurs National Park;

15 “(3) conduct public hearings, at appropriate
16 times and in appropriate locations, so as to allow all
17 interested persons an opportunity to be heard in the
18 development of amendments to the plan, and with
19 respect to the administration and implementation of
20 the provisions of this Act;

21 “(4) after considering public comment and com-
22 ment from the Secretary, prepare and submit to the
23 Secretary proposed revisions to the draft manage-
24 ment plan;

1 “(b)(1) The Secretary shall prepare in accordance
2 with this section and implement amendments to the man-
3 agement plan for the park. Where appropriate, such
4 amendments shall provide for recreational opportunities,
5 including (but not limited to) access and use of boats, air-
6 craft, snowmobiles, hiking, and skiing within the park.

7 “(2)(A) The Secretary shall receive the draft amend-
8 ments to the management plan prepared and submitted
9 by the Voyageurs National Park Intergovernmental Coun-
10 cil under section 306(c)(1), together with public comments
11 on the draft amendments, and shall review and, if nec-
12 essary, submit to the Council such recommendations as
13 the Secretary determines appropriate for revising the draft
14 amendments.

15 “(B) The Secretary shall resubmit revised draft
16 amendments prepared and submitted by the Council under
17 section 306(c)(1).

18 “(C) If the Secretary determines that the revised
19 amendments to the management plan are not inconsistent
20 with other provisions of this Act or applicable laws, trea-
21 ties, executive orders, and that the revised amendments
22 to the management plan are in the public interest, the Sec-
23 retary shall adopt the revised amendments to the manage-
24 ment plan.

1 “(3) Notwithstanding paragraph (2), the Secretary,
 2 after providing notice to the Council, may make and imple-
 3 ment such amendments to the plan as the Secretary con-
 4 siders necessary or appropriate.

5 “(c) The management plan of the park may not be
 6 changed except in accordance with this section.”.

7 **TITLE II—BOUNDARY WATERS**
 8 **CANOE AREA WILDERNESS**

9 **SEC. 201. MOTORBOATS IN BOUNDARY WATERS CANOE**
 10 **AREA WILDERNESS.**

11 (a) BASSWOOD, SAGANAGA, AND BIRCH LAKES.—
 12 Section 4(c) of Public Law 95–495 (92 Stat. 1650) is
 13 amended—

14 (1) in paragraph (1)—

15 (A) by striking “Basswood, except” and all
 16 that follows through “Washington Island;” and
 17 inserting “Basswood, Lake County;”;

18 (B) by striking “, except for that portion
 19 west of American Point”; and

20 (C) by inserting “Birch, Lake County;”
 21 after “Moose, Lake County;”; and

22 (2) by striking paragraph (4).

23 (b) LAC LA CROIX.—Section 4(d) of Public Law 95–
 24 495 (92 Stat. 1651) is amended by striking “that portion
 25 of the Lac La Croix, Saint Louis County, south of Snow

1 Bay and east of Wilkins Bay” and inserting “and Lac la
2 Croix, Saint Louis County”.

3 (c) SEAGULL LAKE.—Section 4(c) of Public Law 95–
4 495 (92 Stat. 1650) is amended—

5 (1) in paragraph (2), by striking “, that portion
6 generally east of Threemile Island, Cook County”;
7 and

8 (2) in paragraph (3), by striking “Sea Gull,
9 Cook County, that portion generally west of
10 Threemile Island, until January 1, 1999;”.

11 **SEC. 202. GUESTS.**

12 The second proviso of section 4(f) of Public Law 95–
13 495 (92 Stat. 1651) is amended—

14 (1) by striking “homeowners and their guests
15 and resort owners and their guests” and inserting in
16 lieu thereof “homeowners and their day and over-
17 night guests and resort owners and their day and
18 overnight guests who buy or rent goods and serv-
19 ices”; and

20 (2) by inserting “or chain of lakes” after “shall
21 have access to that particular lake”.

22 **SEC. 203. MOTORIZED PORTAGES.**

23 Section 4(g) of Public Law 95–495 (92 Stat. 1651)
24 is amended to read as follows:

1 “(g) Nothing in this Act shall be construed to prevent
 2 the operation of motorized vehicles and associated equip-
 3 ment which is necessary to assist in the transport of boats
 4 across the portages from Moose Lake Chain to Basswood
 5 Lake, from Fall Lake to Basswood Lake, and from Lake
 6 Vermilion to Trout Lake.”.

7 **SEC. 204. BOUNDARY WATERS CANOE AREA WILDERNESS**
 8 **INTERGOVERNMENTAL COUNCIL.**

9 Public Law 95–495 (92 Stat. 1650) is amended by
 10 adding at the end the following new section:

11 **“SEC. 22. BOUNDARY WATERS CANOE AREA WILDERNESS**
 12 **INTERGOVERNMENTAL COUNCIL.**

13 “(a) ESTABLISHMENT.—

14 “(1) MEMBERSHIP.—There is hereby estab-
 15 lished the Boundary Waters Canoe Area Wilderness
 16 Intergovernmental Council (hereafter in this section
 17 referred to as the “Council”). The Council shall be
 18 composed of 15 members, as follows:

19 “(A) The Under Secretary for Natural Re-
 20 sources and Environment, Department of Agri-
 21 culture, ex officio, or his designee.

22 “(B) Three individuals, appointed by the
 23 Secretary after consideration of recommenda-
 24 tions by the Governor, to represent the Min-
 25 nesota Department of Natural Resources, the

1 Minnesota Environmental Quality Board, and
2 the Minnesota Office of Tourism.

3 “(C) Five individuals, appointed by the
4 Secretary to represent the national interest in
5 the wilderness.

6 “(D) The Chair of the St. Louis County
7 Commissioners, or the designee of the Chair, ex
8 officio.

9 “(E) The Chair of the Lake County Com-
10 missioners, or the designee of the Chair, ex
11 officio.

12 “(F) The Chair of Cook County Commis-
13 sioners, or the designee of the Chair, ex officio.

14 “(G) The State Senator, who represents
15 the area in which the wilderness is located, or
16 the designee of the State Senator, ex officio.

17 “(H) The State Representative, who rep-
18 represents the area in which the wilderness is lo-
19 cated, or the designee of the State Representa-
20 tive, ex officio.

21 “(I) One member of the Native American
22 community to represent the 1854 Treaty Au-
23 thority.

24 “(2) TERMS.—The term of the members ap-
25 pointed to the Council under paragraph (1), other

1 than ex officio members, shall be two years. Any
2 member of the Council appointed for a definite term
3 may serve after the expiration of his term until his
4 successor is appointed.

5 “(3) COMPENSATION.—Members of the Council
6 who are not employed by the Federal Government
7 shall serve without pay. While away from their
8 homes or regular places of business in the perform-
9 ance of services of the Council, members of the
10 Council shall be allowed travel expenses, including
11 per diem in lieu of subsistence, in the same manner
12 as persons employed intermittently in Federal Gov-
13 ernment service are allowed expenses under section
14 5703 of title 5, United States Code.

15 “(b) PROVISIONS RELATING TO THE CONDUCT OF
16 COUNCIL BUSINESS.—

17 “(1) QUORUM.—A majority of the members of
18 the Council shall constitute a quorum.

19 “(2) CHAIRPERSON.—The members of the
20 Council shall elect a chairperson of the Council from
21 among the members of the Council.

22 “(3) VACANCY.—Any vacancy in the Council
23 shall be filled in the same manner in which the origi-
24 nal appointment was made.

1 “(4) MEETINGS.—The Council shall meet at
2 the call of the chairperson or a majority of the mem-
3 bers.

4 “(5) STAFF.—The Secretary shall provide the
5 Council with such staff and technical assistance as
6 the Secretary, after consultation with the Council,
7 considers appropriate to enable the Council to carry
8 out its duties. Upon request of the Secretary, any
9 Federal agency may provide information, personnel,
10 property, and services, on a reimbursable basis, to
11 the Council to assist in carrying out its duties under
12 this section. The Secretary may accept the services
13 of personnel detailed from the State of Minnesota or
14 any political subdivision of the State and may reim-
15 burse the State or such political subdivision for such
16 services.

17 “(6) PROCEDURAL MATTERS.—

18 “(A) FACA.—The Federal Advisory Com-
19 mittee Act (5 U.S.C. App.) shall not apply to
20 the Council.

21 “(B) GUIDELINES FOR CONDUCT OF BUSI-
22 NESS.—The following guidelines apply with re-
23 spect to the conduct of business at meetings of
24 the Council:

1 “(i) Each regular meeting and each
2 emergency meeting shall be open to the
3 public.

4 “(ii) Emergency meetings shall be
5 held at the call of the chair or equivalent
6 presiding officer.

7 “(iii) Timely public notice of each reg-
8 ular meeting and each emergency meeting,
9 including the time, place, and agenda of
10 the meeting, shall be published in local
11 newspapers and such notice may be given
12 by such other means as will result in wide
13 publicity.

14 “(iv) Interested persons shall be per-
15 mitted to present oral or written state-
16 ments regarding the matters on the agenda
17 at meetings.

18 “(v) Minutes of each meeting shall be
19 kept and shall contain a record of the per-
20 sons present, an accurate description of
21 matters discussed and conclusions reached,
22 and copies of all statements filed.

23 “(vi) The administrative record, in-
24 cluding minutes required under clause (v),
25 of each meeting, and records or other doc-

1 uments which were made available to or
2 prepared for or by the Council incident to
3 the meeting, shall be available for public
4 inspection and copying at a single location
5 in the offices of the Council.

6 “(C) NEW INFORMATION.—At any time
7 when the Council determines it appropriate to
8 consider new information from a State or Fed-
9 eral agency or from a Council advisory body,
10 the Council shall give comparable consideration
11 to new information offered at that time by in-
12 terested members of the public. Interested par-
13 ties shall have a reasonable opportunity to re-
14 spond to new data or information before the
15 Council takes final action on management
16 measures.

17 “(c) FUNCTIONS.—The Council shall, in accordance
18 with the provisions of this Act—

19 “(1) prepare and submit to the Secretary draft
20 amendments to the management plan and, from
21 time to time, such additional amendments to the
22 plan as are necessary, which provides for as broad
23 a range of sustainable land and water uses and see-
24 nic and recreational activities as are compatible with
25 the laws and regulations governing the wilderness

1 and other local, State, or Federal public lands, as
2 may be decided upon in the plan;

3 “(2) after considering public comment and com-
4 ment from the Secretary, prepare and submit to the
5 Secretary revisions of the management plan when
6 appropriate for the purposes of making regularly
7 scheduled management plan revisions under section
8 6 of the Forest and Rangeland Renewable Resources
9 Planning Act of 1974 (16 U.S.C. 1604);

10 “(3) consult with and provide comments to the
11 Secretary regarding the environmental impact of
12 major Federal actions significantly affecting the
13 quality of the human environment which are pro-
14 posed by the Secretary;

15 “(4) analyze the economic and environmental
16 costs and benefits of implementing sustainable prac-
17 tices for the wilderness;

18 “(5) conduct public hearings, at appropriate
19 times and in appropriate locations, so as to allow all
20 interested persons an opportunity to be heard in the
21 development of the amendments to and revisions of
22 the management plan, in the development of major
23 Federal actions referred to in paragraph (3), and
24 with respect to the administration and implementa-
25 tion of the provisions of this Act;

1 “(6) establish an ongoing process of review and
2 evaluation of local, State, and Federal actions,
3 plans, ordinances, regulations, laws, and land use
4 decisions for the purpose of assessing their effect on
5 the long-term sustainability of the economic and en-
6 vironmental values and resources of the region;

7 “(7) submit to the Secretary such periodic re-
8 ports as the Council deems appropriate, and any
9 other relevant report which may be requested by the
10 Secretary; and

11 “(8) conduct other activities which are required
12 by, or provided for in, this Act or which are nec-
13 essary and appropriate to the functions specified in
14 paragraphs (1) through (7).

15 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
16 are authorized to be appropriated such sums as may be
17 necessary to carry out this section.”.

18 **SEC. 205. MANAGEMENT PLAN.**

19 Public Law 95–495 (92 Stat. 1650), as amended by
20 section 204 of this Act, is further amended by adding at
21 the end the following new section:

22 **“SEC. 23. MANAGEMENT PLAN.**

23 “(a) IN GENERAL.—The provisions of this section
24 shall apply when the Secretary is amending and revising
25 management plans for the wilderness or considering deci-

1 sions that require public involvement and notification
2 under the National Environmental Policy Act of 1969.

3 “(b) MANAGEMENT PLAN.—

4 “(1) RECEIVED FROM COUNCIL.—(A) The Sec-
5 retary shall receive the draft amendments to the re-
6 visions of the management plan prepared and sub-
7 mitted by the Boundary Waters Canoe Area Wilder-
8 ness Intergovernmental Council under section 22(c),
9 together with public comments on the draft amend-
10 ments or revisions, and shall review and, if nec-
11 essary, submit to the Council such recommendations
12 as the Secretary determines appropriate for revising
13 the draft amendments or revisions.

14 “(B) The Secretary shall resubmit revised
15 drafts prepared and submitted by the Council by
16 reason of subparagraph (A).

17 “(C) If the Secretary determines that the
18 amendments to or revisions of the management plan
19 are not inconsistent with other provisions of this Act
20 or applicable laws, treaties, executive orders, and
21 that the amended or revised management plan is in
22 the public interest, the Secretary shall adopt the
23 amended or revised management plan.

24 “(2) PRESERVATION OF SECRETARIAL DISCRE-
25 TION.—Notwithstanding paragraph (1), the Sec-

1 retary, after providing notice to the Council, may
2 make and implement such amendments and revi-
3 sions to the plan as the Secretary considers nec-
4 essary or appropriate.

5 “(c) STATUS QUO.—The management plan of the wil-
6 derness may not be changed except in accordance with this
7 section.”.

○