

104TH CONGRESS
1ST SESSION

H. R. 563

To amend the National Historic Preservation Act to prohibit the inclusion of certain sites on the National Register of Historic Places, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 18, 1995

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

A BILL

To amend the National Historic Preservation Act to prohibit the inclusion of certain sites on the National Register of Historic Places, 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. ELIGIBILITY FOR INCLUSION ON NATIONAL**
4 **REGISTER OF HISTORIC PLACES.**

5 Section 101(a)(6) of the National Historic Preserva-
6 tion Act (16 U.S.C. 470 and following) is amended by in-
7 serting “(A)” after “(6)” and by adding the following at
8 the end thereof:

1 “(B) After the date of the enactment of this subpara-
2 graph, any unimproved or unmodified natural landscape
3 feature which does not contain artifacts or other physical
4 evidence of human activity that have unique significance
5 in history or pre-history shall not be—

6 “(i) eligible for inclusion on the National Reg-
7 ister of Historic Places;

8 “(ii) included on the National Register of His-
9 toric Places; or

10 “(iii) considered to be a historic or pre-historic
11 property or historic resource for purposes of this Act
12 or any other Federal law.

13 Nothing in this subparagraph shall invalidate or otherwise
14 affect any determination made under this Act or under
15 any other Federal law prior to the enactment of this sub-
16 paragraph with respect to any site.”.

17 **SEC. 2. PROHIBITION OF DESIGNATION OF MT. SHASTA**

18 The Mt. Shasta area in the State of California, as
19 generally depicted on the United States Forest Service
20 map entitled “Geographic Limits Multiple Property Form
21 Mt. Shasta Native American Culture and History”, num-
22 bered 1, and dated April 1993, may not be designated by
23 any agency or authority of the United States as a historic
24 district, historic site or national monument under the Na-
25 tional Historic Preservation Act (16 U.S.C. 470 and fol-

1 lowing) or the Antiquities Act (16 U.S.C. 431–433). Any
2 designation made prior to the enactment of this Act which
3 is inconsistent with the preceding sentence shall cease to
4 have any force and effect upon the enactment of this Act.
5 The map referred to in this section shall be on file and
6 available for public inspection in the offices of the United
7 States Forest Service, Department of Agriculture.

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