

Union Calendar No. 32

104TH CONGRESS
1ST SESSION

H. R. 694

[Report No. 104-59]

A BILL

Entitled the "Minor Boundary Adjustments and
Miscellaneous Park Amendments Act of 1995".

FEBRUARY 28, 1995

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

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IN THE HOUSE OF REPRESENTATIVES

JANUARY 26, 1995

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

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Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on January 26, 1995]

A BILL

Entitled the “Minor Boundary Adjustments and Miscellaneous Park Amendments Act of 1995”.

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 “Minor Boundary Adjust-*
5 *ments and Miscellaneous Park Amendments Act of 1995”.*

1 **TITLE I—MINOR BOUNDARY**
2 **ADJUSTMENTS**

3 **SEC. 101. YUCCA HOUSE NATIONAL MONUMENT BOUNDARY**

4 **ADJUSTMENT.**

5 (a) *IN GENERAL.*—The boundaries of Yucca House Na-
6 tional Monument are revised to include the approximately
7 24.27 acres of land generally depicted on the map entitled
8 “Boundary—Yucca House National Monument, Colorado”,
9 numbered 318/80,001-B, and dated February 1990.

10 (b) *MAP.*—The map referred to in subsection (a) shall
11 be on file and available for public inspection in appropriate
12 offices of the National Park Service of the Department of
13 the Interior.

14 (c) *ACQUISITION BY DONATION.*—

15 (1) *IN GENERAL.*—Within the boundaries de-
16 scribed in subsection (a), the Secretary of the Interior
17 may acquire lands and interests in lands by dona-
18 tion.

19 (2) *ADMINISTRATIVE COSTS.*—The Secretary of
20 the Interior may pay administrative costs arising out
21 of any donation described in paragraph (1) with ap-
22 propriated funds.

23 **SEC. 102. ZION NATIONAL PARK BOUNDARY ADJUSTMENT.**

24 (a) *ACQUISITION AND BOUNDARY CHANGE.*—The Sec-
25 retary of the Interior is authorized to acquire by exchange

1 approximately 5.48 acres, in Washington County, Utah,
2 that are located in the SW¹/₄ of Section 28, Township 41
3 South, Range 10 West, Salt Lake Base and Meridian. In
4 exchange therefor the Secretary is authorized to convey all
5 right, title, and interest of the United States in and to ap-
6 proximately 5.51 acres, in Washington County, Utah, that
7 are located in Lot 2 of Section 5, Township 41 South,
8 Range 11 West. Upon completion of the exchange, the Sec-
9 retary is authorized to revise the boundary of Zion National
10 Park to add to the park the approximately 5.48 acres ac-
11 quired by the Secretary under this subsection and to delete
12 from the park the approximately 5.51 acres conveyed by
13 the Secretary under this subsection. Land added to the park
14 under this subsection shall be administered as part of the
15 park in accordance with the laws and regulations applica-
16 ble thereto.

17 (b) EXPIRATION.—The authority granted by this sec-
18 tion shall expire upon the expiration of the two-year period
19 beginning on the date of the enactment of this Act.

20 **SEC. 103. PICTURED ROCKS NATIONAL LAKESHORE BOUND-**
21 **ARY ADJUSTMENT.**

22 The boundary of Pictured Rocks National Lakeshore
23 is hereby modified as depicted on the map entitled “Area
24 Proposed for Addition to Pictured Rocks National Lake-
25 shore,” numbered 625–80, 043A, and dated July 1992.

1 **SEC. 104. INDEPENDENCE NATIONAL HISTORICAL PARK**
2 **BOUNDARY ADJUSTMENT.**

3 *The administrative boundary between Independence*
4 *National Historical Park and the United States Customs*
5 *House along the Moravian Street Walkway in Philadelphia,*
6 *Pennsylvania, is hereby modified as generally depicted on*
7 *the drawing entitled “Exhibit 1, Independence National*
8 *Historical Park, Boundary Adjustment”, and dated May*
9 *1987, which shall be on file and available for public inspec-*
10 *tion in the Office of the National Park Service, Department*
11 *of the Interior. The Secretary of the Interior is authorized*
12 *to accept and transfer jurisdiction over property in accord-*
13 *ance with such administrative boundary, as modified by*
14 *this section.*

15 **SEC. 105. CRATERS OF THE MOON NATIONAL MONUMENT**
16 **BOUNDARY ADJUSTMENT.**

17 (a) *BOUNDARY REVISION.*—*The boundary of the Cra-*
18 *ters of the Moon National Monument, Idaho, is revised to*
19 *add approximately 210 acres and to delete approximately*
20 *315 acres as generally depicted on the map entitled “Cra-*
21 *ters of the Moon National Monument, Idaho, Proposed 1987*
22 *Boundary Adjustment”, numbered 131–80,008, and dated*
23 *October 1987. The map shall be on file and available for*
24 *public inspection in the Office of the National Park Service,*
25 *Department of the Interior.*

1 (b) *ADMINISTRATION AND ACQUISITION.*—Federal
2 *lands, waters, and interests therein deleted from the bound-*
3 *ary of the Craters of the Moon National Monument by this*
4 *section shall be administered by the Secretary of the Inte-*
5 *rior through the Bureau of Land Management in accord-*
6 *ance with the Federal Land Policy and Management Act*
7 *of 1976 (43 U.S.C. 1701 et seq.). Federal lands, waters, and*
8 *interests therein added to the national monument by this*
9 *section shall be administered by the Secretary as part of*
10 *the national monument, subject to the laws and regulations*
11 *applicable thereto. The Secretary is authorized to acquire*
12 *private lands, waters, and interests therein within the*
13 *boundary of the national monument by donation, purchase*
14 *with donated or appropriated funds, or exchange, and shall*
15 *administer such acquired lands, waters, and interests there-*
16 *in as part of the national monument, subject to the laws*
17 *and regulations applicable thereto.*

18 **SEC. 106. HAGERMAN FOSSIL BEDS NATIONAL MONUMENT**

19 **BOUNDARY ADJUSTMENT.**

20 Section 302 of the Arizona-Idaho Conservation Act of
21 1988 (102 Stat. 4576) is amended by adding at the end
22 the following new subsection:

23 “(d) *To further the purposes of the monument, the Sec-*
24 *retary is authorized to acquire by donation or, from willing*
25 *sellers only, by purchase with donated or appropriated*

1 funds or by exchange not more than 65 acres outside the
2 boundary depicted on the map referred to in section 301
3 and to develop and operate, on such acres, research, infor-
4 mation, interpretive, and administrative facilities. Lands
5 acquired and facilities developed under this subsection shall
6 be administered by the Secretary as part of the monument.
7 The boundary of the monument shall be modified to include
8 the lands added under this subsection as a noncontiguous
9 parcel.”.

10 **SEC. 107. WUPATKI NATIONAL MONUMENT BOUNDARY AD-**
11 **JUSTMENT.**

12 *The boundary of the Wupatki National Monument, Ar-*
13 *izona, is hereby revised to include the lands and interests*
14 *in lands within the area generally depicted as “Proposed*
15 *Addition 168.89 Acres” on the map entitled “Boundary—*
16 *Wupatki and Sunset Crater National Monuments, Ari-*
17 *zona”, numbered 322–80,021, and dated April 1989. The*
18 *map shall be on file and available for public inspection in*
19 *the Office of the National Park Service, Department of the*
20 *Interior. Subject to valid existing rights, Federal lands and*
21 *interests therein within the area added to the monument*
22 *by this section are hereby transferred without monetary*
23 *consideration or reimbursement to the administrative juris-*
24 *isdiction of the National Park Service and shall be adminis-*

1 *tered as part of the monument in accordance with the laws*
2 *and regulations applicable thereto.*

3 **TITLE II—MISCELLANEOUS**
4 **SPECIFIC PARK AMENDMENTS**

5 **SEC. 201. ADVISORY COMMISSION FOR KALOKO-**
6 **HONOKOHAU NATIONAL HISTORICAL PARK.**

7 *Section 505(f)(7) of the National Parks and Recreation*
8 *Act of 1978 (16 U.S.C. 396d(f)(7)), is amended by striking*
9 *“ten years” and inserting “twenty-five years”.*

10 **SEC. 202. FORT PULASKI NATIONAL MONUMENT, GA.**

11 *Section 4 of the Act of June 26, 1936 (ch. 844; 49 Stat.*
12 *1979), is amended by striking “: Provided, That” and all*
13 *that follows and inserting a period.*

14 **SEC. 203. AMENDMENT OF BOSTON NATIONAL HISTORIC**
15 **PARK ACT.**

16 *Section 3(b) of the Boston National Historical Park*
17 *Act of 1974 (16 U.S.C. 410z-1(b)) is amended by inserting*
18 *“(1)” after “(b)” and by adding at the end the following*
19 *new paragraph:*

20 *“(2) The Secretary of the Interior is authorized to*
21 *enter into a cooperative agreement with the Boston Public*
22 *Library to provide for the distribution of informational and*
23 *interpretive materials relating to the Boston National His-*
24 *torical Park and to the Freedom Trail.”.*

1 **TITLE III—GENERAL**
2 **AUTHORIZATIONS AND**
3 **REPEALERS**

4 **SEC. 301. REPEAL OF LIMITATION ON PARK BUILDINGS.**

5 *The 10th undesignated paragraph (relating to a limi-*
6 *tation on the expenditure of funds for park buildings) under*
7 *the heading “MISCELLANEOUS OBJECTS, DEPARTMENT OF*
8 *THE INTERIOR”, under the heading “UNDER THE DE-*
9 *PARTMENT OF THE INTERIOR”, in the first section*
10 *of the Act of August 24, 1912 (37 Stat. 460; 16 U.S.C. 451),*
11 *is hereby repealed.*

12 **SEC. 302. APPROPRIATIONS FOR TRANSPORTATION OF**
13 **CHILDREN.**

14 *The first section of the Act of August 7, 1946 (16*
15 *U.S.C. 17j-2), is amended by adding at the end the follow-*
16 *ing new subsection:*

17 *“(j) Provision of transportation for children in nearby*
18 *communities to and from any unit of the National Park*
19 *System used in connection with organized recreation and*
20 *interpretive programs of the National Park Service.”.*

21 **SEC. 303. FERAL BURROS AND HORSES.**

22 *Section 9 of the Act of December 15, 1971 (16 U.S.C.*
23 *1338a), is amended by adding at the end the following: “No*
24 *provision of this Act shall be construed to limit the author-*
25 *ity of the Secretary of the Interior to manage units of the*

1 *National Park System. No provision of this Act shall be*
2 *construed to diminish the authority of the Secretary of the*
3 *Interior to use motor vehicles, fixed-wing aircraft, or heli-*
4 *copters, or to contract for such use, in furtherance of the*
5 *management of the National Park System, and section*
6 *47(a) of title 18, United States Code, shall not apply to*
7 *such use, or the contracting for such use, by the Secretary*
8 *of the Interior in furtherance of such management.”.*

9 **SEC. 304. AUTHORITIES OF THE SECRETARY OF THE INTE-**
10 **RIOR RELATING TO MUSEUMS.**

11 *(a) FUNCTIONS.—The Act entitled “An Act to increase*
12 *the public benefits from the National Park System by facili-*
13 *tating the management of museum properties relating*
14 *thereto, and for other purposes”, approved July 1, 1955 (16*
15 *U.S.C. 18f), is amended—*

16 *(1) in subsection (b) of the first section, by strik-*
17 *ing “from such donations and bequests of money”;*
18 *and*

19 *(2) by adding at the end the following new sec-*
20 *tion:*

21 **“SEC. 2. ADDITIONAL FUNCTIONS.**

22 *“(a) TRANSFER, CONVEYANCE, AND DESTRUCTION.—*
23 *In addition to the functions specified in the first section*
24 *of this Act, the Secretary of the Interior may perform the*

1 *following functions in such manner as he shall consider to*
2 *be in the public interest:*

3 “(1) *Transfer museum objects and museum col-*
4 *lections that the Secretary determines are no longer*
5 *needed for museum purposes to qualified Federal*
6 *agencies that have programs to preserve and interpret*
7 *cultural or natural heritage, and accept the transfer*
8 *of museum objects and museum collections for the*
9 *purposes of this Act from any other Federal agency,*
10 *without reimbursement. The head of any other Fed-*
11 *eral agency may transfer, without reimbursement,*
12 *museum objects and museum collections directly to*
13 *the administrative jurisdiction of the Secretary of the*
14 *Interior for the purposes of this Act.*

15 “(2) *Convey museum objects and museum collec-*
16 *tions that the Secretary determines are no longer*
17 *needed for museum purposes, without monetary con-*
18 *sideration but subject to such terms and conditions as*
19 *the Secretary deems necessary, to private institutions*
20 *exempt from Federal taxation under section 501(c)(3)*
21 *of the Internal Revenue Code of 1986 (26 U.S.C.*
22 *501(c)(3)) and to non-Federal governmental entities if*
23 *the Secretary determines, prior to any conveyance*
24 *under this subsection, that the private or non-Federal*
25 *recipient is dedicated to the preservation and inter-*

1 *pretation of natural or cultural heritage and is quali-*
2 *fied to manage the objects or collections, as the case*
3 *may be.*

4 *“(3) Destroy or cause to be destroyed museum*
5 *objects and museum collections that the Secretary de-*
6 *termines to have no scientific, cultural, historic, edu-*
7 *cational, esthetic, or monetary value.*

8 *“(b) CARE, DELIBERATION, AND REVIEW.—The Sec-*
9 *retary shall ensure that museum objects and museum collec-*
10 *tions are treated in a careful and deliberate manner that*
11 *protects the public interest. Prior to taking any action*
12 *under subsection (a), the Secretary shall establish a system-*
13 *atic review and approval process, including consultation*
14 *with appropriate experts, that meets the highest standards*
15 *of the museum profession and applies to all actions taken*
16 *under this section.”.*

17 *(b) APPLICATION AND DEFINITIONS.—The Act entitled*
18 *“An Act to increase the public benefits from the National*
19 *Park System by facilitating the management of museum*
20 *properties relating thereto, and for other purposes”, ap-*
21 *proved July 1, 1955 (16 U.S.C. 18f), as amended by sub-*
22 *section (a), is further amended by adding at the end the*
23 *following new section:*

1 **“SEC. 3. APPLICATION AND DEFINITIONS.**

2 “(a) *APPLICATION.*—Authorities granted to the Sec-
3 retary of the Interior by this Act shall be available to the
4 Secretary only with regard to—

5 “(1) *museum objects and museum collections that*
6 *were under the administrative jurisdiction of the Sec-*
7 *retary for purposes of the National Park System on*
8 *the day before the date of the enactment of this sec-*
9 *tion; and*

10 “(2) *museum objects and museum collections that*
11 *the Secretary acquires on or after such date.*

12 “(b) *DEFINITIONS.*—For the purposes of this Act, the
13 terms ‘museum objects’ and ‘museum collections’ mean ob-
14 jects that are eligible to be or are made part of a museum,
15 library, or archive collection through a formal procedure,
16 such as accessioning. Such objects are usually movable and
17 include but are not limited to prehistoric and historic arti-
18 facts, works of art, books, documents, photographs, and nat-
19 ural history specimens.”.

20 **SEC. 305. VOLUNTEERS IN THE PARKS INCREASE.**

21 Section 4 of the Volunteers in the Parks Act of 1969
22 (16 U.S.C. 18j) is amended by striking all that follows
23 “Act” and inserting a period.

1 **SEC. 306. COOPERATIVE AGREEMENTS FOR RESEARCH PUR-**
2 **POSES.**

3 *Section 3 of the Act entitled “An Act to improve the*
4 *administration of the national park system by the Sec-*
5 *retary of the Interior, and to clarify the authorities applica-*
6 *ble to the system, and for other purposes”, approved August*
7 *18, 1970 (16 U.S.C. 1a-2), is amended—*

8 *(1) in subsection (i), by striking the period at*
9 *the end and inserting a semicolon; and*

10 *(2) by adding at the end the following new sub-*
11 *section:*

12 *“(j) enter into cooperative agreements with pub-*
13 *lic or private educational institutions, States, and*
14 *their political subdivisions, for the purpose of develop-*
15 *ing adequate, coordinated, cooperative research and*
16 *training programs concerning the resources of the Na-*
17 *tional Park System, and, pursuant to any such agree-*
18 *ment, to accept from and make available to the co-*
19 *operator the technical and support staff, financial as-*
20 *sistance, supplies and equipment, facilities, and ad-*
21 *ministrative services, relating to cooperative research*
22 *units, that the Secretary determines to be appro-*
23 *priate; except that no provision of this subsection*
24 *shall be construed to waive any requirement with re-*
25 *spect to research projects that are subject to the Fed-*
26 *eral procurement regulations.”.*