

107TH CONGRESS
2^D SESSION

H. R. 3421

IN THE SENATE OF THE UNITED STATES

MAY 1, 2002

Received; read twice and referred to the Committee on Energy and Natural
Resources

AN ACT

To provide adequate school facilities within Yosemite
National Park, 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 “Yosemite National
3 Park Education Improvement Act”.

4 **SEC. 2. FINDINGS AND PURPOSE.**

5 (a) FINDINGS.—Congress finds the following:

6 (1) The three elementary schools serving the
7 children of employees of Yosemite National Park are
8 served by the Bass Lake Joint Union Elementary
9 School District and the Mariposa Unified School
10 District.

11 (2) The schools are in remote mountainous
12 areas and long distances from other educational and
13 administrative facilities of the two local educational
14 agencies.

15 (3) Because of their remote locations and rel-
16 atively small number of students, schools serving the
17 children of employees of the Park provide fewer
18 services in more basic facilities than the educational
19 services and facilities provided to students that at-
20 tend other schools served by the two local edu-
21 cational agencies.

22 (4) Because of the long distances involved and
23 adverse weather and road conditions that occur dur-
24 ing much of the school year, it is impractical for the
25 children of employees of the Park who live within or

1 near the Park to attend other schools served by the
2 two local educational agencies.

3 (b) PURPOSE.—The purpose of this Act is to author-
4 ize the Secretary of the Interior to provide supplemental
5 funding and other services that are necessary to assist the
6 State of California or local educational agencies in Cali-
7 fornia in providing educational services for students at-
8 tending schools located within the Park.

9 **SEC. 3. PAYMENTS FOR EDUCATIONAL SERVICES.**

10 (a) AUTHORITY TO PROVIDE FUNDS.—For fiscal
11 years 2003 through 2007, the Secretary may provide
12 funds to the Bass Lake Joint Union Elementary School
13 District and the Mariposa Unified School District for edu-
14 cational services to students who are dependents of per-
15 sons engaged in the administration, operation, and main-
16 tenance of the Park or students who live at or near the
17 Park upon real property of the United States.

18 (b) LIMITATION ON USE OF FUNDS.—Payments
19 made by the Secretary under this section may not be used
20 for new construction, construction contracts, or major cap-
21 ital improvements, and may be used only to pay public
22 employees for services otherwise authorized by this Act.

23 (c) LIMITATION ON AMOUNT OF FUNDS.—Payments
24 made under this section shall not exceed the lesser of
25 \$750,000 in any fiscal year or the amount necessary to

1 provide students described in subsection (a) with edu-
2 cational services that are normally provided and generally
3 available to students who attend public schools elsewhere
4 in the State of California.

5 (d) ADJUSTMENT OF PAYMENTS.—Subject to sub-
6 section (c), the Secretary is authorized to adjust payments
7 made under this section if the State of California or the
8 appropriate local educational agencies do not continue to
9 provide funding for educational services at Park schools
10 at per student levels that are equivalent to or greater than
11 those provided in the fiscal year prior to the date of enact-
12 ment of this Act.

13 (e) SOURCE OF PAYMENTS.—

14 (1) AUTHORIZED SOURCES.—Except as pro-
15 vided in paragraph (2), in order to make payments
16 under this section, the Secretary may use funds
17 available to the National Park Service from appro-
18 priations, donations, or fees.

19 (2) EXCEPTIONS.—Funds from the following
20 sources may not be used to make payments under
21 this section:

22 (A) Fees authorized and collected under
23 the Land and Water Conservation Fund Act of
24 1965 (16 U.S.C. 460l–4 et seq.).

1 (B) The recreational fee demonstration
2 program under section 315 of the Department
3 of the Interior and Related Agencies Appropria-
4 tions Act, 1996 (as contained in section 101(c)
5 of Public Law 104–134; 16 U.S.C. 4601–6a
6 note).

7 (C) The national park passport program
8 established under section 602 of the National
9 Parks Omnibus Management Act of 1998 (16
10 U.S.C. 5992).

11 (D) Emergency appropriations for Yosem-
12 ite flood recovery.

13 (f) DEFINITIONS.—For the purposes of this Act, the
14 following definitions apply:

15 (1) LOCAL EDUCATIONAL AGENCIES.—The
16 term “local educational agencies” has the meaning
17 given that term in section 9101(26) of the Elemen-
18 tary and Secondary Education Act of 1965.

19 (2) EDUCATIONAL SERVICES.—The term “edu-
20 cational services” means services that may include
21 maintenance and minor upgrades of facilities and
22 transportation to and from school.

23 (3) PARK.—The term “Park” means Yosemite
24 National Park.

