

103^D CONGRESS
1ST SESSION

H. R. 1305

To make boundary adjustments and other miscellaneous changes to authorities and programs of the National Park Service.

IN THE HOUSE OF REPRESENTATIVES

MARCH 10, 1993

Mr. VENTO (for himself and Mr. HANSEN) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To make boundary adjustments and other miscellaneous changes to authorities and programs of the National Park Service.

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 Ad-
5 justments and Miscellaneous Park Amendments Act of
6 1993”.

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
6 National Monument are revised to include the approxi-
7 mately 24.27 acres of land generally depicted on the map
8 entitled “Boundary—Yucca House National Monument,
9 Colorado”, numbered 318/80,001–B, and dated February
10 1990.

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

15 (c) ACQUISITION BY DONATION.—(1) Within the
16 lands described in subsection (a), the Secretary of the
17 Interior may acquire lands and interests in lands by
18 donation.

19 (2) The Secretary of the Interior may pay adminis-
20 trative costs arising out of any donation described in para-
21 graph (1) with appropriated funds.

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

23 (a) ACQUISITION AND BOUNDARY CHANGE.—The
24 Secretary of the Interior is authorized to acquire by ex-
25 change approximately 5.48 acres located in the SW¹/₄ of

1 Section 28, Township 41 South, Range 10 West, Salt
2 Lake Base and Meridian. In exchange therefor the Sec-
3 retary is authorized to convey all right, title, and interest
4 of the United States in and to approximately 5.51 acres
5 in Lot 2 of Section 5, Township 41 South, Range 11 West,
6 both parcels of land being in Washington County, Utah.
7 Upon completion of such exchange, the Secretary is au-
8 thorized to revise the boundary of Zion National Park to
9 add the 5.48 acres in Section 28 to the park and to ex-
10 clude the 5.51 acres in Section 5 from the park. Land
11 added to the park shall be administered as part of the
12 park in accordance with the laws and regulations applica-
13 ble thereto.

14 (b) EXPIRATION.—The authority granted by this sec-
15 tion shall expire two years after the date of the enactment
16 of this Act.

17 **SEC. 103. PICTURED ROCKS NATIONAL LAKESHORE**
18 **BOUNDARY ADJUSTMENT.**

19 The boundary of Pictured Rocks National Lakeshore
20 is hereby modified as depicted on a map entitled “Area
21 Proposed for Addition to Pictured Rocks National Lake-
22 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 Philadel-
6 phia, Pennsylvania, is hereby modified as generally de-
7 picted on the drawing entitled “Exhibit 1, Independence
8 National Historical Park, Boundary Adjustment”, and
9 dated May 1987, which shall be on file and available for
10 public inspection in the Office of the National Park Serv-
11 ice, Department of the Interior. The Secretary of the Inte-
12 rior is authorized to accept and transfer jurisdiction over
13 property in accord with such administrative boundary, as
14 modified by this section.

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

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

1 (b) ADMINISTRATION; ACQUISITION.—Federal lands,
2 waters, and interests therein deleted from the boundary
3 of the national monument by this section shall be adminis-
4 tered by the Secretary of the Interior through the Bureau
5 of Land Management in accordance with the Federal
6 Land Policy and Management Act of 1976 (43 U.S.C.
7 1701 et seq.), and Federal lands, waters, and interests
8 therein added to the national monument by this section
9 shall be administered by the Secretary as part of the na-
10 tional monument, subject to the laws and regulations ap-
11 plicable 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
15 when acquired they shall be administered by the Secretary
16 as part of the national monument, subject to the laws and
17 regulations applicable thereto.

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

19 **BOUNDARY ADJUSTMENT.**

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

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

1 funds, or exchange not to exceed 65 acres outside the
2 boundary depicted on the map referred to in section 301
3 and develop and operate thereon research, information, in-
4 terpretive, and administrative facilities. Lands acquired
5 and facilities developed pursuant to this subsection shall
6 be administered by the Secretary as part of the monu-
7 ment. The boundary of the monument shall be modified
8 to include the lands added under this subsection as a non-
9 contiguous parcel.”.

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

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

1 to be administered as part of the monument in accordance
 2 with the laws and regulations applicable thereto.

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

5 **SEC. 201. ADVISORY COMMISSIONS.**

6 (a) KALOKO-HONOKOHAU NATIONAL HISTORICAL
 7 PARK, HI.—Section 505(f)(7) of the National Parks and
 8 Recreation Act of 1978 (16 U.S.C. 396d(f)(7)), is amend-
 9 ed by striking out “ten years” and inserting in lieu thereof
 10 “twenty years”.

11 (b) WOMEN’S RIGHTS NATIONAL HISTORICAL PARK,
 12 NY.—Section 1601(h)(5) of the Act of December 28,
 13 1980 (16 U.S.C. 410ll(h)(5)), is amended by striking “ten
 14 years” and inserting in lieu thereof “twenty-five years”.

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

16 Section 4 of the Act of June 26, 1936 (ch. 844; 49
 17 Stat. 1979), is amended by striking out “: *Provided*,
 18 That” and all that follows and inserting in lieu thereof
 19 a period.

20 **TITLE III—GENERAL AUTHOR-** 21 **IZATIONS AND REPEALERS**

22 **SEC. 301. LIMITATION ON PARK BUILDINGS.**

23 The 10th undesignated paragraph (relating to a limi-
 24 tation on the expenditure of funds for park buildings)
 25 under the heading “MISCELLANEOUS OBJECTS, DEPART-

1 MENT OF THE INTERIOR’’, which appears under the head-
2 ing ‘‘UNDER THE DEPARTMENT OF THE INTE-
3 RIOR’’, as contained in the first section of the Act of Au-
4 gust 24, 1912 (37 Stat. 460), as amended (16 U.S.C.
5 451), is hereby repealed.

6 **SEC. 302. APPROPRIATIONS FOR TRANSPORTATION OF**
7 **CHILDREN.**

8 The first section of the Act of August 7, 1946 (16
9 U.S.C. 17j-2), is amended by adding at the end the follow-
10 ing:

11 ‘‘(j) Provide transportation for children in nearby
12 communities to and from any unit of the National Park
13 System used in connection with organized recreation and
14 interpretive programs of the National Park Service.’’.

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

16 Section 9 of the Act of December 15, 1971 (16
17 U.S.C. 1338a), is amended by adding at the end thereof
18 the following: ‘‘Nothing in this Act shall be deemed to
19 limit the authority of the Secretary in the management
20 of units of the National Park System, and the Secretary
21 may, without regard either to the provisions of this Act,
22 or section 47(a) of title 18, United States Code, use motor
23 vehicles, fixed-wing aircraft and helicopters, or contract
24 for such use, in furtherance of the management of the Na-
25 tional Park System, and the provisions of section 47(a)

1 of title 18, United States Code, shall not be applicable to
2 such use.”.

3 **SEC. 304. AUTHORITIES OF THE SECRETARY OF THE INTE-**
4 **RIOR RELATING TO MUSEUMS.**

5 (a) FUNCTIONS.—The Act entitled “An Act to in-
6 crease the public benefits from the National Park System
7 by facilitating the management of museum properties re-
8 lating thereto, and for other purposes” approved July 1,
9 1955 (16 U.S.C. 18f), is amended—

10 (1) in paragraph (b) of the first section, by
11 striking out “from such donations and bequests of
12 money”; and

13 (2) by adding at the end thereof the following:

14 **“SEC. 2. ADDITIONAL FUNCTIONS.**

15 “(a) In addition to the functions specified in the first
16 section of this Act, the Secretary of the Interior may per-
17 form the following functions in such manner as he shall
18 consider to be in the public interest:

19 “(1) Transfer museum objects, museum collec-
20 tions, and other personal property that the Secretary
21 determines is no longer needed for museum purposes
22 to qualified Federal agencies that have programs to
23 preserve and interpret cultural or natural heritage
24 and accept the transfer of personal property for the
25 purposes of this Act from any other Federal agency.

1 Notwithstanding any other provision of law, the
2 head of any other Federal agency may transfer per-
3 sonal property directly to the administrative jurisdic-
4 tion of the Secretary of the Interior for the purposes
5 of this Act.

6 “(2) Convey museum objects, museum collec-
7 tions, and other personal property that the Secretary
8 determines is no longer needed for museum pur-
9 poses, without monetary consideration but subject to
10 such terms and conditions as the Secretary deems
11 necessary, to private institutions exempt from Fed-
12 eral taxation under section 501(c)(3) of the Internal
13 Revenue Code of 1986 and to non-Federal govern-
14 mental entities if the Secretary determines that the
15 recipient is dedicated to the preservation and inter-
16 pretation of natural or cultural heritage and is quali-
17 fied to manage the property, prior to any conveyance
18 under this subsection.

19 “(3) Sell by negotiated sale or to the highest
20 bidder those museum objects, museum collections,
21 and other personal property that the Secretary de-
22 termines—

23 “(A) are no longer needed for museum
24 purposes or no longer have scientific value; and

1 “(B) cannot reasonably be disposed of by
2 exchange, loan, gift, or transfer under para-
3 graph (c) or (e) of the first section of this Act
4 and paragraphs (1) and (2) of this Act, subject
5 to such terms and conditions as the Secretary
6 deems necessary to protect the public interest.

7 “The proceeds of any sale under this subsection
8 shall, notwithstanding any other provision of law, be
9 retained by the Secretary and used solely to defray
10 the costs of administration, acquisition, mainte-
11 nance, repair, and related expenses with respect to
12 museum objects, museum collections, and other per-
13 sonal property under the jurisdiction of the Sec-
14 retary of the Interior and used for purposes of the
15 National Park System.

16 “(4) Destroy or cause to be destroyed museum
17 objects, museum collections, and other personal
18 property that the Secretary determines to have no
19 scientific, cultural, historic, educational, esthetic, or
20 monetary value.

21 “(b) The Secretary shall ensure that museum prop-
22 erty is treated in a careful and deliberate manner that pro-
23 tects the public interest. Prior to taking any action under
24 subsection (a), the Secretary shall establish a systematic
25 review and approval process, including consultation with

1 appropriate experts, that meets the highest standards of
2 the museum profession for all actions taken under this
3 section.”.

4 (b) APPLICATION AND DEFINITIONS.—The Act enti-
5 tled “An Act to increase the public benefits from the Na-
6 tional Park System by facilitating the management of mu-
7 seum properties relating thereto, and for other purposes”
8 approved July 1, 1955 (16 U.S.C. 18f), as amended by
9 subsection (a), is further amended by adding the following:
10 **“SEC. 3. APPLICATION AND DEFINITIONS.**

11 “(a) APPLICATION.—Authorities in this Act shall be
12 available to the Secretary of the Interior with regard to
13 museum objects, museum collections, and other personal
14 property that was under the administrative jurisdiction of
15 the Secretary for purposes of the National Park System
16 before the date of enactment of this section as well as
17 those properties that may be acquired on or after such
18 date.

19 “(b) DEFINITIONS.—For the purposes of this Act,
20 the terms ‘museum object, museum property and other
21 personal property’ mean objects that are made part of a
22 museum, library, or archive collection through a formal
23 procedure, such as accessioning. Such objects are usually
24 movable and include but are not limited to prehistoric and

1 historic artifacts, works of art, books, documents, photo-
2 graphs, and natural history specimens.

3 “(c) PRIORITY OF ACT.—To the extent that the man-
4 agement of museum objects, museum property and other
5 personal property differs from management of personal
6 property as described in the Federal Property and Admin-
7 istrative Services Act of 1949, as amended, the provisions
8 of this Act shall control and the Secretary is authorized
9 to promulgate regulations to govern the acquisition, man-
10 agement, and disposition of such museum property.”.

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

12 Section 4 of the Volunteers in the Parks Act of 1969
13 (16 U.S.C. 18j) is amended by striking out “\$1,000,000”
14 and inserting in lieu thereof “\$1,750,000”.

15 **SEC. 306. COOPERATIVE AGREEMENTS FOR RESEARCH**
16 **PURPOSES.**

17 Section 3 of the Act entitled “An Act to improve the
18 administration of the national park system by the Sec-
19 retary of the Interior, and to clarify the authorities appli-
20 cable to the system, and for other purposes” approved Au-
21 gust 18, 1970 (16 U.S.C. 1a–2), is amended—

22 (1) in paragraph (i), by striking out the period
23 at the end thereof and inserting in lieu thereof “;
24 and”; and

25 (2) by adding at the end thereof the following:

1 “(j) enter into cooperative agreements with
2 public or private educational institutions, States,
3 and their political subdivisions, or private conserva-
4 tion organizations for the purpose of developing ade-
5 quate, coordinated, cooperative research and training
6 programs concerning the resources of the National
7 Park System, and, pursuant to such agreements, to
8 accept from and make available to the cooperator
9 such technical and support staff, financial assistance
10 for mutually agreed upon research projects, supplies
11 and equipment, facilities, and administrative services
12 relating to cooperative research units as the Sec-
13 retary deems appropriate; except that this paragraph
14 shall not waive any requirements for research
15 projects that are subject to the Federal procurement
16 regulations.”.

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