

Union Calendar No. 470

104TH CONGRESS
2^D SESSION

H. R. 3534

[Report No. 104-866]

To authorize the Secretary of the Interior to renew certain permits in the Mineral King Addition of the Sequoia National Park and to protect historic and cultural resources in that national park, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 23, 1996

Mr. RADANOVICH (for himself, Mr. COOLEY of Oregon, Mr. HERGER, Mr. CALVERT, Mrs. SEASTRAND, Mr. FARR of California, Mr. DOOLEY of California, and Mr. CONDIT) introduced the following bill; which was referred to the Committee on Resources

OCTOBER 3, 1996

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

[Omit the part struck through]

A BILL

To authorize the Secretary of the Interior to renew certain permits in the Mineral King Addition of the Sequoia National Park and to protect historic and cultural resources in that 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 “Mineral King Act of
3 1996”.

4 **SEC. 2. RENEWAL OF CERTAIN HISTORIC CABIN PERMITS**
5 **IN THE MINERAL KING ADDITION OF THE SE-**
6 **QUOIA NATIONAL PARK.**

7 Paragraph (2) of section 314(d) of the National
8 Parks and Recreation Act of 1978 (16 U.S.C. 45f(d)) is
9 amended by adding at the end the following:

10 “(C)(i) Notwithstanding subparagraphs (A) and (B),
11 until the date of the death of the last cabin permittee of
12 record on the date of enactment of this Act, the Secretary
13 may renew or extend permits or leases continued under
14 subparagraph (A) or (B) to the heirs of lessees or permit-
15 tees (including heirs to whom such leases or permits have
16 been renewed or extended) who have died prior to the en-
17 actment of this subparagraph or may die after its enact-
18 ment in the same manner (including by requiring the pay-
19 ment of annual fees based on fair market value) as leases
20 or permits may be renewed or extended under subpara-
21 graph (B), unless—

22 “(I) the permit or lease is incompatible with the
23 protection of the parks resources; or

24 “(II) the land occupied under the leases or per-
25 mit will be used for some other park purpose in ac-
26 cordance with the comprehensive management plan

1 prepared under subsection (e), and the Secretary
2 has available sufficient funds to carry out such use.

3 “(ii) For the purposes of this subparagraph, the term
4 ‘heirs’ means—

5 “(I) those family members of the deceased per-
6 mittee or lessee, designated by the permittee or les-
7 see, in a manner prescribed by the Secretary, as
8 heirs eligible for renewals or extensions under this
9 subparagraph, and

10 “(II) in the absence of such designation, those
11 family members of the deceased permittee or lessee
12 who are entitled to inherit the estate of the permit-
13 tee or lessee.”.

14 **SEC. 3. PROTECTION OF HISTORIC AND CULTURAL RE-**
15 **SOURCES.**

16 Section 314 of the National Parks and Recreation
17 Act of 1978 (16 U.S.C. 45f) is amended by adding at the
18 end the following new subsection:

19 “(i)(1) After receiving an opinion of the State His-
20 toric Preservation Officer as to whether any portion or
21 portions of the area added to the park under this section
22 appear to be eligible for listing as a historic district or
23 districts on the National Register of Historic Places, the
24 Secretary shall—

1 “(A) develop and implement a plan for the ap-
2 propriate protection of historic and cultural re-
3 sources located in any such portion or portions of
4 the park, which, in the opinion of the State Historic
5 Preservation Officer, appear to be eligible for such
6 listing; and

7 “(B) modify the comprehensive management
8 plan prepared under subsection (c) accordingly.

9 “(2) The development and implementation of the
10 plan under subparagraph (A) shall be in consultation with
11 the Mineral King District Association and the Mineral
12 King Historic Preservation Society.

13 “(3) The plan developed under subparagraph (A)
14 May authorize cabin occupancy consistent with protection
15 of historic and cultural resources and consistent with the
16 authority the Secretary otherwise has to permit such occu-
17 pancy.”.

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