

In the Senate of the United States,

June 30 (legislative day, June 19), 1995.

Resolved, That the bill from the House of Representatives (H.R. 400) entitled “An Act to provide for the exchange of lands within Gates of the Arctic National Park and Preserve, and for other purposes”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

1 ***SECTION 1. SHORT TITLE.***

2 *This Act may be cited as the “Anaktuvuk Pass Land*
3 *Exchange and Wilderness Redesignation Act of 1995”.*

4 ***TITLE I—ANAKTUVUK PASS LAND EX-***
5 ***CHANGE AND WILDERNESS REDESIG-***
6 ***NATION***

7 ***SEC. 101. FINDINGS.***

8 *The Congress makes the following findings:*

9 *(1) The Alaska National Interest Lands Con-*
10 *servation Act (94 Stat. 2371), enacted on December 2,*
11 *1980, established Gates of the Arctic National Park*

1 *and Preserve and Gates of the Arctic Wilderness. The*
2 *village of Anaktuvuk Pass, located in the highlands of*
3 *the central Brooks Range, is virtually surrounded by*
4 *these national park and wilderness lands and is the*
5 *only Native village located within the boundary of a*
6 *National Park System unit in Alaska.*

7 *(2) Unlike most other Alaskan Native commu-*
8 *nities, the village of Anaktuvuk Pass is not located on*
9 *a major river, lake, or coastline that can be used as*
10 *a means of access. The residents of Anaktuvuk Pass*
11 *have relied increasingly on snow machines in winter*
12 *and all-terrain vehicles in summer as their primary*
13 *means of access to pursue caribou and other subsist-*
14 *ence resources.*

15 *(3) In a 1983 land exchange agreement, linear*
16 *easements were reserved by the Inupiat Eskimo people*
17 *for use of all-terrain vehicles across certain national*
18 *park lands, mostly along stream and river banks.*
19 *These linear easements proved unsatisfactory, because*
20 *they provided inadequate access to subsistence re-*
21 *sources while causing excessive environmental impact*
22 *from concentrated use.*

23 *(4) The National Park Service and the*
24 *Nunamiut Corporation initiated discussions in 1985*
25 *to address concerns over the use of all-terrain vehicles*

1 *on park and wilderness land. These discussions re-*
2 *sulted in an agreement, originally executed in 1992*
3 *and thereafter amended in 1993 and 1994, among the*
4 *National Park Service, Nunamiut Corporation, the*
5 *City of Anaktuvuk Pass, and Arctic Slope Regional*
6 *Corporation. Full effectuation of this agreement, as*
7 *amended, by its terms requires ratification by the*
8 *Congress.*

9 **SEC. 102. RATIFICATION OF AGREEMENT.**

10 *(a) RATIFICATION.—*

11 *(1) IN GENERAL.—The terms, conditions, proce-*
12 *dures, covenants, reservations and other provisions set*
13 *forth in the document entitled “Donation, Exchange*
14 *of Lands and Interests in Lands and Wilderness Re-*
15 *designation Agreement Among Arctic Slope Regional*
16 *Corporation, Nunamiut Corporation, City of*
17 *Anaktuvuk Pass and the United States of America”*
18 *(hereinafter referred to in this Act as “the Agree-*
19 *ment”), executed by the parties on December 17, 1992,*
20 *as amended, are hereby incorporated in this Act, are*
21 *ratified and confirmed, and set forth the obligations*
22 *and commitments of the United States, Arctic Slope*
23 *Regional Corporation, Nunamiut Corporation and*
24 *the City of Anaktuvuk Pass, as a matter of Federal*
25 *law.*

1 (2) *LAND ACQUISITION.*—Lands acquired by the
2 United States pursuant to the Agreement shall be ad-
3 ministered by the Secretary of the Interior (herein-
4 after referred to as the “Secretary”) as part of Gates
5 of the Arctic National Park and Preserve, subject to
6 the laws and regulations applicable thereto.

7 (b) *MAPS.*—The maps set forth as Exhibits C1, C2,
8 and D through I to the Agreement depict the lands subject
9 to the conveyances, retention of surface access rights, access
10 easements and all-terrain vehicle easements. These lands are
11 depicted in greater detail on a map entitled “Land Ex-
12 change Actions, Proposed Anaktuvuk Pass Land Exchange
13 and Wilderness Redesignation, Gates of the Arctic National
14 Park and Preserve”, Map No. 185/80,039, dated April 1994,
15 and on file at the Alaska Regional Office of the National
16 Park Service and the offices of Gates of the Arctic National
17 Park and Preserve in Fairbanks, Alaska. Written legal de-
18 scriptions of these lands shall be prepared and made avail-
19 able in the above offices. In case of any discrepancies, Map
20 No. 185/80,039 shall be controlling.

21 **SEC. 103. NATIONAL PARK SYSTEM WILDERNESS.**

22 (a) *GATES OF THE ARCTIC WILDERNESS.*—

23 (1) *REDESIGNATION.*—Section 701(2) of the
24 Alaska National Interest Lands Conservation Act (94
25 Stat. 2371, 2417) establishing the Gates of the Arctic

1 *Wilderness is hereby amended with the addition of*
2 *approximately 56,825 acres as wilderness and the re-*
3 *scission of approximately 73,993 acres as wilderness,*
4 *thus revising the Gates of the Arctic Wilderness to ap-*
5 *proximately 7,034,832 acres.*

6 (2) *MAP.—The lands redesignated by paragraph*
7 *(1) are depicted on a map entitled “Wilderness Ac-*
8 *tions, Proposed Anaktuvuk Pass Land Exchange and*
9 *Wilderness Redesignation, Gates of the Arctic Na-*
10 *tional Park and Preserve”, Map No. 185/80,040,*
11 *dated April 1994, and on file at the Alaska Regional*
12 *Office of the National Park Service and the office of*
13 *Gates of the Arctic National Park and Preserve in*
14 *Fairbanks, Alaska.*

15 (b) *NOATAK NATIONAL PRESERVE.—Section 201(8)(a)*
16 *of the Alaska National Interest Land Conservation Act (94*
17 *Stat. 2380) is amended by—*

18 (1) *striking “approximately six million four*
19 *hundred and sixty thousand acres” and inserting in*
20 *lieu thereof “approximately 6,477,168 acres”; and*

21 (2) *inserting “and the map entitled ‘Noatak Na-*
22 *tional Preserve and Noatak Wilderness Addition’*
23 *dated September 1994” after “July 1980”.*

24 (c) *NOATAK WILDERNESS.—Section 701(7) of the*
25 *Alaska National Interest Lands Conservation Act (94 Stat.*

1 2417) is amended by striking “approximately five million
2 eight hundred thousand acres” and inserting in lieu thereof
3 “approximately 5,817,168 acres”.

4 **SEC. 104. CONFORMANCE WITH OTHER LAW.**

5 (a) ALASKA NATIVE CLAIMS SETTLEMENT ACT.—All
6 of the lands, or interests therein, conveyed to and received
7 by Arctic Slope Regional Corporation or Nunamiut Cor-
8 poration pursuant to the Agreement shall be deemed con-
9 veyed and received pursuant to exchanges under section
10 22(f) of the Alaska Native Claims Settlement Act, as amend-
11 ed (43 U.S.C. 1601, 1621(f)). All of the lands or interests
12 in lands conveyed pursuant to the Agreement shall be con-
13 veyed subject to valid existing rights.

14 (b) ALASKA NATIONAL INTEREST LANDS CONSERVA-
15 TION ACT.—Except to the extent specifically set forth in this
16 Act or the Agreement, nothing in this Act or in the Agree-
17 ment shall be construed to enlarge or diminish the rights,
18 privileges, or obligations of any person, including specifi-
19 cally the preference for subsistence uses and access to sub-
20 sistence resources provided under the Alaska National Inter-
21 est Lands Conservation Act (16 U.S.C. 3101 et seq.).

22 **TITLE II—ALASKA PENINSULA**
23 **SUBSURFACE CONSOLIDATION**

24 **SEC. 201. DEFINITIONS.**

25 As used in this Act:

1 (1) *AGENCY.*—*The term agency—*

2 (A) *means—*

3 (i) *any instrumentality of the United*
4 *States; and*

5 (ii) *any Government corporation (as*
6 *defined in section 9101(1) of title 31 United*
7 *States Code); and*

8 (B) *includes any element of an agency.*

9 (2) *ALASKA NATIVE CORPORATION.*—*The term*
10 *“Alaska Native Corporation” has the same meaning*
11 *as is provided for “Native Corporation” in section*
12 *3(m) of the Alaska Native Claims Settlement Act (43*
13 *U.S.C. 1602(m)).*

14 (3) *FEDERAL LANDS OR INTEREST THEREIN.*—
15 *The term “Federal lands or interests therein” means*
16 *any lands or properties owned by the United States*
17 *(i) which are administered by the Secretary, or (ii)*
18 *which are subject to a lease to third parties, or (iii)*
19 *which have been made available to the Secretary for*
20 *exchange under this section through the concurrence of*
21 *the director of the agency administering such lands or*
22 *properties: Provided however, That excluded from*
23 *such lands shall be those lands which are within an*
24 *existing conservation system unit as defined in sec-*
25 *tion 102(4) of the Alaska National Interest Lands*

1 *Conservation Act (16 U.S.C. 3102(4)), and those*
2 *lands the mineral interests for which are currently*
3 *under mineral lease.*

4 (4) *KONIAG.*—*The term “Koniag” means*
5 *Koniag, Incorporated, which is a Regional Corpora-*
6 *tion.*

7 (5) *REGIONAL CORPORATION.*—*The term “Re-*
8 *gional Corporation” has the same meaning as is pro-*
9 *vided in section 3(g) of the Alaska Native Claims Set-*
10 *tlement Act (43 U.S.C. 1602(g)).*

11 (6) *SECRETARY.*—*Except as otherwise provided,*
12 *the term “Secretary” means the Secretary of the Inte-*
13 *rior.*

14 (7) *SELECTION RIGHTS.*—*The term “selection*
15 *rights” means those rights granted to Koniag, pursu-*
16 *ant to subsections (a) and (b) of section 12, and sec-*
17 *tion 14(h)(8), of the Alaska Native Claims Settlement*
18 *Act (43 U.S.C. 1611 and 1613(h)(8)), to receive title*
19 *to the oil and gas rights and other interests in the*
20 *subsurface estate of the approximately 275,000 acres*
21 *of public lands in the State of Alaska identified as*
22 *“Koniag Selections” on the map entitled “Koniag In-*
23 *terest Lands, Alaska Peninsula,” dated May 1989.*

1 **SEC. 202. VALUATION OF KONIAG SELECTION RIGHTS.**

2 (a) Pursuant to the provisions of subsection (b) hereof,
3 the Secretary shall value the selection rights which Koniag
4 possesses within the boundaries of Aniakchak National
5 Monument and Preserve, Alaska Peninsula National Wild-
6 life Refuge, and Becharof National Wildlife Refuge.

7 (b) VALUE.—

8 (1) IN GENERAL.—The value of the selection
9 rights shall be equal to the fair market value of—

10 (A) the oil and gas interests in the lands or
11 interests in lands that are the subject of the selec-
12 tion rights; and

13 (B) in the case of the lands or interests in
14 lands for which Koniag is to receive the entire
15 subsurface estate, the subsurface estate of the
16 lands or interests in lands that are the subject of
17 the selection rights.

18 (2) APPRAISAL.—

19 (A) SELECTION OF APPRAISER.—

20 (i) IN GENERAL.—Not later than 90
21 days after the date of enactment of this Act,
22 the Secretary and Koniag shall meet to se-
23 lect a qualified appraiser to conduct an ap-
24 praisal of the selection rights. Subject to
25 clause (ii), the appraiser shall be selected by

1 *the mutual agreement of the Secretary and*
2 *Koniag.*

3 (ii) *FAILURE TO AGREE.—If the Sec-*
4 *retary and Koniag fail to agree on an ap-*
5 *praiser by the date that is 60 days after the*
6 *date of the initial meeting referred to in*
7 *clause (i), the Secretary and Koniag shall,*
8 *by the date that is not later than 90 days*
9 *after the date of the initial meeting, each*
10 *designate an appraiser who is qualified to*
11 *perform the appraisal. The 2 appraisers so*
12 *identified shall select a third qualified ap-*
13 *praiser who shall perform the appraisal.*

14 (B) *STANDARDS AND METHODOLOGY.—The*
15 *appraisal shall be conducted in conformity with*
16 *the standards of the Appraisal Foundation (as*
17 *defined in section 1121(9) of the Financial Insti-*
18 *tutions Reform, Recovery, and Enforcement Act*
19 *of 1989 (12 U.S.C. 3350(9)).*

20 (C) *SUBMISSION OF APPRAISAL REPORT.—*
21 *Not later than 180 days after the selection of an*
22 *appraiser pursuant to subparagraph (A), the ap-*
23 *praiser shall submit to the Secretary and to*
24 *Koniag a written appraisal report specifying the*

1 *value of the selection rights and the methodology*
2 *used to arrive at the value.*

3 (3) *DETERMINATION OF VALUE.—*

4 (A) *DETERMINATION BY THE SECRETARY.—*
5 *Not later than 60 days after the date of the re-*
6 *ceipt of the appraisal report under paragraph*
7 *(2)(C), the Secretary shall determine the value of*
8 *the selection rights and shall notify Koniag of*
9 *the determination.*

10 (B) *ALTERNATIVE DETERMINATION OF*
11 *VALUE.—*

12 (i) *IN GENERAL.—Subject to clause*
13 *(ii), if Koniag does not agree with the value*
14 *determined by the Secretary under subpara-*
15 *graph (A), the procedures specified in sec-*
16 *tion 206(d) of the Federal Land Policy and*
17 *Management Act of 1976 (43 U.S.C.*
18 *1716(d)) shall be used to establish the value.*

19 (ii) *AVERAGE VALUE LIMITATION.—*
20 *The average value per acre of the selection*
21 *rights shall not be less than the value utiliz-*
22 *ing the risk adjusted discount cash flow*
23 *methodology, but in no event may exceed*
24 *\$300.*

1 **SEC. 203. KONIAG EXCHANGE.**

2 (a) *IN GENERAL.*—

3 (1) *The Secretary shall enter into negotiations*
4 *for an agreement or agreements to exchange Federal*
5 *lands or interests therein which are in the State of*
6 *Alaska for the selection rights.*

7 (2) *if the value of the Federal property to be ex-*
8 *changed is less than the value of the selection rights*
9 *established in section 202, and if such Federal prop-*
10 *erty to be exchanged is not generating receipts to the*
11 *Federal Government in excess of \$1,000,000 per year,*
12 *than the Secretary may exchange the Federal prop-*
13 *erty for that portion of the selection rights having a*
14 *value equal to that of the Federal property. The re-*
15 *maining selection rights shall remain available for*
16 *additional exchanges.*

17 (3) *For the purposes of any exchange to be con-*
18 *summed under this title II, if less than all of the*
19 *selection rights are being exchanged, then the value of*
20 *the selection rights being exchanged shall be equal to*
21 *the number of acres of selection rights being ex-*
22 *changed multiplied by a fraction, the numerator of*
23 *which is the value of all the selection rights as deter-*
24 *mined pursuant to section 202 hereof and the denomi-*
25 *nator of which is the total number of acres of selection*
26 *rights.*

1 (b) *ADDITIONAL EXCHANGES.*—If, after ten years from
2 the date of enactment of this Act, the Secretary has been
3 unable to conclude such exchanges as may be required to
4 acquire all of the selection rights, he shall conclude ex-
5 changes for the remaining selection rights for such Federal
6 property as may be identified by Koniag, which property
7 is available for transfer to the administrative jurisdiction
8 of the Secretary under any provision of law and which
9 property, at the time of the proposed transfer to Koniag
10 is not generating receipts to the Federal Government in ex-
11 cess of \$1,000,000 per year. The Secretary shall keep
12 Koniag advised in a timely manner as to which properties
13 may be available for such transfer. Upon receipt of such
14 identification by Koniag, the Secretary shall request in a
15 timely manner the transfer of such identified property to
16 the administrative jurisdiction of the Department of the In-
17 terior. Such property shall not be subject to the geographic
18 limitations of section 206(b) of the Federal Land Policy and
19 Management Act and may be retained by the Secretary sole-
20 ly for the purposes of transferring it to Koniag to complete
21 the exchange. Should the value of the property so identified
22 by Koniag be in excess of the value of the remaining selec-
23 tion rights, then Koniag shall have the option of (i) declin-
24 ing to proceed with the exchange and identifying other

1 *property or (ii) paying the difference in value between the*
2 *property and the selection rights.*

3 *(c) REVENUES.—Any property received by Koniag in*
4 *an exchange entered into pursuant to subsection (a) or (b)*
5 *of this section shall be deemed to be an interest in the sub-*
6 *surface for purposes of section 7(i) of the Alaska Native*
7 *Claims Settlement Act (43 U.S.C. 1601, et seq.): Provided*
8 *however, That, should Koniag make a payment to equalize*
9 *the value in any such exchange, then Koniag will be deemed*
10 *to hold an undivided interest in the property equal in value*
11 *to such payment which interest shall not be subject to the*
12 *provisions of section 7(i).*

13 **SEC. 204. CERTAIN CONVEYANCES.**

14 *(a) INTERESTS IN LAND.—For the purposes of section*
15 *21(c) of the Alaska Native Claims Settlement Act (43 U.S.C.*
16 *1620(c)), the receipt of consideration, including, but not*
17 *limited to, lands, cash or other property, by a Native Cor-*
18 *poration for the relinquishment to the United States of land*
19 *selection rights granted to any Native Corporation under*
20 *such Act shall be deemed to be an interest in land.*

21 *(b) AUTHORITY TO APPOINT AND REMOVE TRUST-*
22 *EES.—In establishing a Settlement Trust under section 39*
23 *of such Act (43 U.S.C. 1629c), Koniag may delegate, in*
24 *whole or in part, the authority granted to Koniag under*
25 *subsection (b)(2) of such section to any entity that Koniag*

1 *may select without affecting the status of the trust as a Set-*
2 *tlement Trust under such section.*

3 **TITLE III—STERLING FOREST**

4 **SEC. 301. SHORT TITLE.**

5 *This title may be cited as the “Sterling Forest Protec-*
6 *tion Act of 1995”.*

7 **SEC. 302. FINDINGS.**

8 *The Congress finds that—*

9 *(1) the Palisades Interstate Park Commission*
10 *was established pursuant to a joint resolution of the*
11 *75th Congress approved in 1937 (Public Resolution*
12 *No. 65; ch. 706; 50 Stat. 719), and chapter 170 of the*
13 *Laws of 1937 of the State of New York and chapter*
14 *148 of the Laws of 1937 of the State of New Jersey;*

15 *(2) the Palisades Interstate Park Commission is*
16 *responsible for the management of 23 parks and his-*
17 *toric sites in New York and New Jersey, comprising*
18 *over 82,000 acres;*

19 *(3) over 8,000,000 visitors annually seek outdoor*
20 *recreational opportunities within the Palisades Park*
21 *System;*

22 *(4) Sterling Forest is a biologically diverse open*
23 *space on the New Jersey border comprising approxi-*
24 *mately 17,500 acres, and is a highly significant wa-*
25 *tershed area for the State of New Jersey, providing*

1 *the source for clean drinking water for 25 percent of*
2 *the State;*

3 *(5) Sterling Forest is an important outdoor rec-*
4 *reational asset in the northeastern United States,*
5 *within the most densely populated metropolitan re-*
6 *gion in the Nation;*

7 *(6) Sterling Forest supports a mixture of hard-*
8 *wood forests, wetlands, lakes, glaciated valleys, is*
9 *strategically located on a wildlife migratory route,*
10 *and provides important habitat for 27 rare or endan-*
11 *gered species;*

12 *(7) the protection of Sterling Forest would great-*
13 *ly enhance the Appalachian National Scenic Trail, a*
14 *portion of which passes through Sterling Forest, and*
15 *would provide for enhanced recreational opportunities*
16 *through the protection of lands which are an integral*
17 *element of the trail and which would protect impor-*
18 *tant trail viewsheds;*

19 *(8) stewardship and management costs for units*
20 *of the Palisades Park System are paid for by the*
21 *States of New York and New Jersey; thus, the protec-*
22 *tion of Sterling Forest through the Palisades Inter-*
23 *state Park Commission will involve a minimum of*
24 *Federal funds;*

1 (9) given the nationally significant watershed,
2 outdoor recreational, and wildlife qualities of Sterling
3 Forest, the demand for open space in the northeastern
4 United States, and the lack of open space in the
5 densely populated tri-state region, there is a clear
6 Federal interest in acquiring the Sterling Forest for
7 permanent protection of the watershed, outdoor rec-
8 reational resources, flora and fauna, and open space;
9 and

10 (10) such an acquisition would represent a cost
11 effective investment, as compared with the costs that
12 would be incurred to protect drinking water for the
13 region should the Sterling Forest be developed.

14 **SEC. 303. PURPOSES.**

15 The purposes of this title are—

16 (1) to establish the Sterling Forest Reserve in the
17 State of New York to protect the significant water-
18 shed, wildlife, and recreational resources within the
19 New York-New Jersey highlands region;

20 (2) to authorize Federal funding, through the De-
21 partment of the Interior, for a portion of the acqui-
22 sition costs for the Sterling Forest Reserve;

23 (3) to direct the Palisades Interstate Park Com-
24 mission to convey to the Secretary of the Interior cer-

1 tain interests in lands acquired within the Reserve;
2 and

3 (4) to provide for the management of the Sterling
4 Forest Reserve by the Palisades Interstate Park Com-
5 mission.

6 **SEC. 304 DEFINITIONS.**

7 *In this title:*

8 (1) *COMMISSION.*—The term “Commission”
9 means the Palisades Interstate Park Commission es-
10 tablished pursuant to Public Resolution No. 65 ap-
11 proved August 19, 1937 (ch. 707; 50 Stat. 719).

12 (2) *RESERVE.*—The term “Reserve” means the
13 Sterling Forest Reserve.

14 (3) *SECRETARY.*—The term “Secretary” means
15 the Secretary of the Interior.

16 **SEC. 305. ESTABLISHMENT OF THE STERLING FOREST RE-**
17 **SERVE.**

18 (a) *ESTABLISHMENT.*—Upon the certification by the
19 Commission to the Secretary that the Commission has ac-
20 quired sufficient lands or interests therein to constitute a
21 manageable unit, there is established the Sterling Forest Re-
22 serve in the State of New York.

23 (b) *MAP.*—

24 (1) *COMPOSITION.*—The Reserve shall consist of
25 lands and interests therein acquired by the Commis-

1 *sion within the approximately 17,500 acres of lands*
2 *as generally depicted on the map entitled "Boundary*
3 *Map, Sterling Forest Reserve", numbered SFR-*
4 *60,001 and dated July 1, 1994.*

5 (2) *AVAILABILITY FOR PUBLIC INSPECTION.—The*
6 *map described in paragraph (1) shall be on file and*
7 *available for public inspection in the offices of the*
8 *Commission and the appropriate offices of the Na-*
9 *tional Park Service.*

10 (c) *TRANSFER OF FUNDS.—Subject to subsection (d),*
11 *the Secretary shall transfer to the Commission such funds*
12 *as are appropriated for the acquisition of lands and inter-*
13 *ests therein within the Reserve.*

14 (d) *CONDITIONS OF FUNDING.—*

15 (1) *AGREEMENT BY THE COMMISSION.—Prior to*
16 *the receipt of any Federal funds authorized by this*
17 *Act, the Commission shall agree to the following:*

18 (A) *CONVEYANCE OF LANDS IN EVENT OF*
19 *FAILURE TO MANAGE.—If the Commission fails*
20 *to manage the lands acquired within the Reserve*
21 *in a manner that is consistent with this title, the*
22 *Commission shall convey fee title to such lands*
23 *to the United States, and the agreement stated in*
24 *this subparagraph shall be recorded at the time*

1 *of purchase of all lands acquired within the Re-*
2 *serve.*

3 *(B) CONSENT OF OWNERS.—No lands or in-*
4 *terest in land may be acquired with any Federal*
5 *funds authorized or transferred pursuant to this*
6 *title except with the consent of the owner of the*
7 *land or interest in land.*

8 *(C) INABILITY TO ACQUIRE LANDS.—If the*
9 *Commission is unable to acquire all of the lands*
10 *within the Reserve, to the extent Federal funds*
11 *are utilized pursuant to this title, the Commis-*
12 *sion shall acquire all or a portion of the lands*
13 *identified as “National Park Service Wilderness*
14 *Easement Lands” and “National Park Service*
15 *Conservation Easement Lands” on the map de-*
16 *scribed in section 305(b) before proceeding with*
17 *the acquisition of any other lands within the Re-*
18 *serve.*

19 *(D) CONVEYANCE OF EASEMENT.—Within*
20 *30 days after acquiring any of the lands identi-*
21 *fied as “National Park Service Wilderness Ease-*
22 *ment Lands” and “National Park Service Con-*
23 *servation Easement Lands” on the map de-*
24 *scribed in section 305(b), the Commission shall*
25 *convey to the United States—*

1 (i) *conservation easements on the lands*
2 *described as “National Park Service Wilder-*
3 *ness Easement Lands” on the map described*
4 *in section 305(b), which easements shall*
5 *provide that the lands shall be managed to*
6 *protect their wilderness character; and*

7 (ii) *conservation easements on the*
8 *lands described as “National Park Service*
9 *Conservation Easement Lands” on the map*
10 *described in section 305(b), which easements*
11 *shall restrict and limit development and use*
12 *of the property to that development and use*
13 *that is—*

14 (I) *compatible with the protection*
15 *of the Appalachian National Scenic*
16 *Trail; and*

17 (II) *consistent with the general*
18 *management plan prepared pursuant*
19 *to section 306(b).*

20 (2) *MATCHING FUNDS.—Funds may be trans-*
21 *ferred to the Commission only to the extent that they*
22 *are matched from funds contributed by non-Federal*
23 *sources.*

1 **SEC. 306. MANAGEMENT OF THE RESERVE.**

2 (a) *IN GENERAL.*—*The Commission shall manage the*
3 *lands acquired within the Reserve in a manner that is con-*
4 *sistent with the Commission's authorities and with the pur-*
5 *poses of this title.*

6 (b) *GENERAL MANAGEMENT PLAN.*—*Within 3 years*
7 *after the date of enactment of this title, the Commission*
8 *shall prepare a general management plan for the Reserve*
9 *and submit the plan to the Secretary for approval.*

10 **SEC. 307. AUTHORIZATION OF APPROPRIATIONS.**

11 (a) *IN GENERAL.*—*There are authorized to be appro-*
12 *priated such sums as are necessary to carry out this title,*
13 *to remain available until expended.*

14 (b) *LAND ACQUISITION.*—*Of amounts appropriated*
15 *pursuant to subsection (a), the Secretary may transfer to*
16 *the Commission not more than \$17,500,000 for the acqui-*
17 *sition of lands and interests in land within the Reserve.*

Attest:

Secretary.

HR 400 EAS—2

HR 400 EAS—3

HR 400 EAS—4

HR 400 EAS—5

104TH CONGRESS
1ST SESSION

H. R. 400

AMENDMENT