

Union Calendar No. 410

107TH CONGRESS
2^D SESSION

S. 941

[Report No. 107-667]

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 23, 2001

Referred to the Committee on Resources

SEPTEMBER 23, 2002

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 referred bill, see copy of bill as referred on October 23, 2001]

AN ACT

To revise the boundaries of the Golden Gate National Recreation Area in the State of California, to extend the term of the advisory commission for the recreation area, 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 **TITLE I—GOLDEN GATE**
 2 **NATIONAL RECREATION AREA**

3 **SEC. 101. BOUNDARY ADJUSTMENT.**

4 *Section 2(a) of Public Law 92–589 (16 U.S.C. 460bb–*
 5 *1(a)) is amended—*

6 (1) *by striking “(a)” and inserting “(a) RECRE-*
 7 *ATION AREA LANDS.—”;*

8 (2) *by striking “The recreation area shall com-*
 9 *prise” and inserting the following:*

10 “*(1) IN GENERAL.—The recreation area shall*
 11 *comprise”;* *and*

12 (3) *by striking “The following additional lands*
 13 *are also” and all that follows through the period at*
 14 *the end of the paragraph and inserting the following:*

15 “*(2) ADDITIONAL LAND.—In addition to the land*
 16 *described in paragraph (1), the recreation area shall*
 17 *include—*

18 “*(A) the parcels numbered by the Assessor of*
 19 *Marin County, California, 119–040–04, 119–*
 20 *040–05, 119–040–18, 166–202–03, 166–010–06,*
 21 *166–010–07, 166–010–24, 166–010–25, 119–*
 22 *240–19, 166–010–10, 166–010–22, 119–240–03,*
 23 *119–240–51, 119–240–52, 119–240–54, 166–*
 24 *010–12, 166–010–13, and 119–235–10;*

1 “(B) land and water in San Mateo County
2 generally depicted on the map entitled ‘Sweeney
3 Ridge Addition, Golden Gate National Recre-
4 ation Area’, numbered NRA GG-80,000-A, and
5 dated May 1980;

6 “(C) land acquired under the Golden Gate
7 National Recreation Area Addition Act of 1992
8 (16 U.S.C. 460bb-1 note; Public Law 10-299);

9 “(D) land generally depicted on the map
10 entitled ‘Additions to Golden Gate National
11 Recreation Area’, numbered NPS-80-076, and
12 dated July 2000/PWR-PLRPC; and

13 “(E) land generally depicted on the map
14 entitled ‘Rancho Corral de Tierra Additions to
15 the Golden Gate National Recreation Area’,
16 numbered NPS-80,079A and dated July 2001.

17 “(3) ACQUISITION AUTHORITY.—The Secretary
18 may acquire land described in paragraph (2)(E) only
19 from a willing seller.”.

20 **TITLE II—ADVISORY**
21 **COMMISSIONS**

22 **SEC. 201. GOLDEN GATE NATIONAL RECREATION AREA AD-**
23 **VISORY COMMISSION.**

24 Section 5 of Public Law 92-589 (16 U.S.C. 460bb-
25 4) is amended—

1 (1) *in subsection (b)—*

2 (A) *by striking “(b) The Commission” and*
3 *inserting the following:*

4 “(b) *MEMBERSHIP.—*

5 (1) *IN GENERAL.—The Commission”;*

6 (B) *by striking “Provided, That the” and*
7 *all that follows through the period; and*

8 (C) *by inserting after paragraph (1) (as*
9 *designated by subparagraph (A)) the following:*

10 “(2) *CONSIDERATIONS.—In appointing members*
11 *to the Commission, the Secretary shall ensure that the*
12 *interests of local, historic recreational users of the*
13 *recreation area shall be represented.”; and*

14 (2) *in subsection (g), by striking “thirty years*
15 *after the enactment of this Act” and inserting “on*
16 *December 31, 2012”.*

17 **SEC. 202. MANZANAR NATIONAL HISTORIC SITE ADVISORY**
18 **COMMISSION.**

19 *Section 105(h) of Public Law 102–248 (16 U.S.C. 461*
20 *note) is amended by striking “10 years after the date of*
21 *enactment of this title” and inserting “on December 31,*
22 *2012”.*

1 **TITLE III—YOSEMITE NATIONAL**
2 **PARK**

3 **SEC. 301. FINDINGS AND PURPOSE.**

4 (a) *FINDINGS.*—Congress finds the following:

5 (1) *The three elementary schools serving the chil-*
6 *dren of employees of Yosemite National Park are*
7 *served by the Bass Lake Joint Union Elementary*
8 *School District and the Mariposa Unified School Dis-*
9 *trict.*

10 (2) *The schools are in remote mountainous areas*
11 *and long distances from other educational and ad-*
12 *ministrative facilities of the two local educational*
13 *agencies.*

14 (3) *Because of their remote locations and rel-*
15 *atively small number of students, schools serving the*
16 *children of employees of the Park provide fewer serv-*
17 *ices in more basic facilities than the educational serv-*
18 *ices and facilities provided to students that attend*
19 *other schools served by the two local educational agen-*
20 *cies.*

21 (4) *Because of the long distances involved and*
22 *adverse weather and road conditions that occur dur-*
23 *ing much of the school year, it is impractical for the*
24 *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 title is to authorize*
4 *the Secretary of the Interior to provide supplemental fund-*
5 *ing and other services that are necessary to assist the State*
6 *of California or local educational agencies in California in*
7 *providing educational services for students attending*
8 *schools located within the Park.*

9 **SEC. 302. PAYMENTS FOR EDUCATIONAL SERVICES.**

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

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

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 pro-*

1 *vide* students described in subsection (a) with educational
2 services that are normally provided and generally available
3 to students who attend public schools elsewhere in the State
4 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 at
10 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 title.

13 (e) *SOURCE OF PAYMENTS.*—

14 (1) *AUTHORIZED SOURCES.*—Except as provided
15 in paragraph (2), in order to make payments under
16 this section, the Secretary may use funds available to
17 the National Park Service from appropriations, dona-
18 tions, or fees.

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

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

1 (B) *The recreational fee demonstration pro-*
2 *gram under section 315 of the Department of the*
3 *Interior and Related Agencies Appropriations*
4 *Act, 1996 (as contained in section 101(c) of Pub-*
5 *lic Law 104–134; 16 U.S.C. 460l–6a note).*

6 (C) *The national park passport program es-*
7 *tablished under section 602 of the National*
8 *Parks Omnibus Management Act of 1998 (16*
9 *U.S.C. 5992).*

10 (D) *Emergency appropriations for Yosemite*
11 *flood recovery.*

12 (f) *DEFINITIONS.—For the purposes of this title, the*
13 *following definitions apply:*

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

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

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

24 (4) *SECRETARY.—The term “Secretary” means*
25 *the Secretary of the Interior.*

1 **SEC. 303. AUTHORIZATION FOR PARK FACILITIES TO BE LO-**
 2 **CATED OUTSIDE THE BOUNDARIES OF YO-**
 3 **SEMITE NATIONAL PARK.**

4 *Section 814(c) of the Omnibus Parks and Public*
 5 *Lands Management Act of 1996 (16 U.S.C. 346e) is amend-*
 6 *ed—*

7 *(1) in the first sentence—*

8 *(A) by inserting “and Yosemite National*
 9 *Park” after “Zion National Park”; and*

10 *(B) by inserting “transportation systems*
 11 *and” before “the establishment of”; and*

12 *(2) by striking “park” each place it appears and*
 13 *inserting “parks”.*

14 **TITLE IV—ESTABLISHMENT OF**
 15 **GOLDEN CHAIN HIGHWAY AS**
 16 **A NATIONAL HERITAGE COR-**
 17 **RIDOR STUDY**

18 **SEC. 401. STUDY; REPORT.**

19 *(a) STUDY.—*

20 *(1) IN GENERAL.—Not later than 1 year after*
 21 *the date that funds are first made available for this*
 22 *section, the Secretary of the Interior, in consultation*
 23 *with the affected local governments, the State govern-*
 24 *ment, State and local historic preservation offices,*
 25 *community organizations, and the Golden Chain*
 26 *Council, shall complete a special resource study of the*

1 *national significance, suitability, and feasibility of*
2 *establishing Highway 49 in California, known as the*
3 *“Golden Chain Highway”, as a National Heritage*
4 *Corridor.*

5 (2) *CONTENTS.—The study shall include an*
6 *analysis of—*

7 (A) *the significance of Highway 49 in*
8 *American history;*

9 (B) *options for preservation and use of the*
10 *highway;*

11 (C) *options for interpretation of significant*
12 *features associated with the highway; and*

13 (D) *private sector preservation alternatives.*

14 (3) *BOUNDARIES OF STUDY AREA.—The area*
15 *studied under this section shall be comprised of High-*
16 *way 49 in California extending from the city of*
17 *Oakhurst in Madera County to the city of Tuttletown*
18 *in Tuolumne County, and lands, structures, and cul-*
19 *tural resources within the immediate vicinity of the*
20 *highway.*

21 (b) *REPORT.—Not later than 30 days after completion*
22 *of the study required by subsection (a), the Secretary shall*
23 *submit a report describing the results of the study to the*
24 *Committee on Resources of the House of Representatives*

1 *and the Committee on Energy and Natural Resources of*
2 *the Senate.*

3 **TITLE V—JOHN MUIR NATIONAL**
4 **HISTORIC SITE BOUNDARY**
5 **ADJUSTMENT**

6 **SEC. 501. BOUNDARY ADJUSTMENT.**

7 (a) *BOUNDARY.*—*The boundary of the John Muir Na-*
8 *tional Historic Site is adjusted to include the lands gen-*
9 *erally depicted on the map entitled “Boundary Map, John*
10 *Muir National Historic Site” numbered PWR–OL 426–*
11 *80,044a and dated August 2001.*

12 (b) *LAND ACQUISITION.*—*The Secretary of the Interior*
13 *is authorized to acquire the lands and interests in lands*
14 *identified as the “Boundary Adjustment Area” on the map*
15 *referred to in subsection (a) by donation, purchase with do-*
16 *nated or appropriated funds, exchange, or otherwise.*

17 (c) *ADMINISTRATION.*—*The lands and interests in*
18 *lands described in subsection (b) shall be administered as*
19 *part of the John Muir National Historic Site established*
20 *by the Act of August 31, 1964 (78 Stat. 753; 16 U.S.C.*
21 *461 note).*

1 **TITLE VI—SAN GABRIEL RIVER**
2 **WATERSHEDS STUDY**

3 **SEC. 601. AUTHORIZATION OF STUDY.**

4 (a) *IN GENERAL.*—*The Secretary of the Interior (here-*
5 *inafter in this title referred to as the “Secretary”)* shall con-
6 *duct a special resource study of the following areas:*

7 (1) *The San Gabriel River and its tributaries*
8 *north of and including the city of Santa Fe Springs.*

9 (2) *The San Gabriel Mountains within the terri-*
10 *tory of the San Gabriel and Lower Los Angeles Rivers*
11 *and Mountains Conservancy (as defined in section*
12 *32603(c)(1)(C) of the State of California Public Re-*
13 *source Code).*

14 (b) *STUDY CONDUCT AND COMPLETION.*—*Section 8(c)*
15 *of Public Law 91–383 (16 U.S.C. 1a–5(c)) shall apply to*
16 *the conduct and completion of the study required by this*
17 *section.*

18 (c) *CONSULTATION WITH FEDERAL, STATE, AND*
19 *LOCAL GOVERNMENTS.*—*In conducting the study author-*
20 *ized by this section, the Secretary shall consult with the San*
21 *Gabriel and Lower Los Angeles Rivers and Mountains Con-*
22 *servancy and other appropriate Federal, State, and local*
23 *governmental entities.*

24 (d) *CONSIDERATIONS.*—*In conducting the study au-*
25 *thorized by this section, the Secretary shall consider re-*

1 *gional flood control and drainage needs and publicly owned*
2 *infrastructure, including, but not limited to, wastewater*
3 *treatment facilities.*

4 **SEC. 602. REPORT.**

5 *Not later than 3 years after funds are made available*
6 *for this title, the Secretary shall submit to the Committee*
7 *on Energy and Natural Resources of the Senate and the*
8 *Committee on Resources of the House of Representatives a*
9 *report on the findings, conclusions, and recommendations*
10 *of the study.*

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