

Union Calendar No. 301

108TH CONGRESS
2D SESSION

H. R. 2619

[Report No. 108-522]

To provide for the expansion of Kilauea Point National Wildlife Refuge.

IN THE HOUSE OF REPRESENTATIVES

JUNE 26, 2003

Mr. CASE introduced the following bill; which was referred to the Committee on Resources

JUNE 3, 2004

Additional sponsors: Mr. ABERCROMBIE and SOUDER

JUNE , 2004

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 italics]

[For text of introduced bill, see copy of bill as introduced on June 26, 2003]

A BILL

To provide for the expansion of Kilauea Point National Wildlife Refuge.

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 “Kilauea Point National*
 3 *Wildlife Refuge Expansion Act of 2004” .*

4 **SEC. 2. EXPANSION OF KILAUEA POINT NATIONAL WILD-**
 5 **LIFE REFUGE.**

6 (a) *IN GENERAL.*—*The Secretary of the Interior may*
 7 *acquire by donation, purchase with donated or appro-*
 8 *priated funds, or exchange, all or a portion of the land or*
 9 *interests in land described in subsection (b), as depicted on*
 10 *a map on file with the United States Fish and Wildlife*
 11 *Service entitled “Kilauea Point Wildlife Refuge Expansion*
 12 *Area” and dated April 22, 2004.*

13 (b) *DESCRIPTION OF LAND.*—*The land referred to in*
 14 *subsection (a) is the following:*

15 (1) *Parcel 1, consisting of approximately 12*
 16 *acres known as the Kilauea Bay property.*

17 (2) *Parcel 2, consisting of approximately 40*
 18 *acres known as the Kilauea Vistas property.*

19 (3) *Parcel 3, consisting of approximately 162*
 20 *acres known as the Kilauea Falls Ranch.*

21 (4) *Parcel 4, consisting of approximately 5 acres*
 22 *known as the Kauai Public Land Trust Kahili Beach*
 23 *property.*

24 (5) *Parcel 5, comprised of lot 10c of the parcel*
 25 *known as Kilauea Garden Farms, and consisting of*
 26 *approximately 15 acres.*

1 (c) *BOUNDARY REVISIONS.*—*The Secretary may make*
 2 *such minor revisions in the boundaries of any of the parcels*
 3 *described in subsection (b) as may be appropriate to facili-*
 4 *tate the acquisition of land or interests under subsection*
 5 *(a).*

6 (d) *INCLUSION IN REFUGE.*—*Land and interests ac-*
 7 *quired under this section shall become part of the Kilauea*
 8 *Point National Wildlife Refuge.*

9 (e) *MANNER OF ACQUISITION.*—*All acquisitions of*
 10 *land or waters under this Act shall be made in a voluntary*
 11 *manner and shall not be the result of forced takings.*

12 (f) *ADDITIONAL PURPOSES.*—*In addition to the pur-*
 13 *poses of the Refuge under other laws, regulations, Executive*
 14 *orders, and comprehensive conservation plans, the Refuge*
 15 *shall be managed for—*

16 (1) *the protection and recovery of endangered*
 17 *Hawaiian water birds and other endangered birds,*
 18 *including the Nene (Hawaiian goose); and*

19 (2) *the conservation and management of native*
 20 *coastal strand, riparian, and aquatic biological diver-*
 21 *sity.*

22 (g) *PRIORITY GENERAL PUBLIC USES.*—*Nothing in*
 23 *this Act shall be considered to affect any policy or require-*
 24 *ment, under paragraph (3) or (4), respectively, of section*
 25 *4(a) of the National Wildlife Refuge Administration Act of*

1 1966 (16 U.S.C. 668dd(a)), to treat compatible wildlife-de-
 2 pendent recreational uses as priority general public uses of
 3 the Refuge.

4 **SEC. 3. ADMINISTRATION.**

5 (a) *IN GENERAL.*—The Secretary shall administer all
 6 federally owned land, water, and interests in land and
 7 water that are located within the boundaries of the Kilauea
 8 Point National Wildlife Refuge in accordance with—

9 (1) the National Wildlife Refuge System Admin-
 10 istration Act of 1966 (16 U.S.C. 668dd et seq.); and

11 (2) this Act.

12 (b) *ADDITIONAL AUTHORITY.*—The Secretary may, in
 13 the administration of the Kilauea Point National Wildlife
 14 Refuge, use such additional statutory authority available
 15 to the Secretary for the conservation of fish and wildlife,
 16 and the provision of opportunities for fish- and wildlife-
 17 dependent recreation, as the Secretary determines to be ap-
 18 propriate to carry out this Act.

19 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

20 There are authorized to be appropriated such sums as
 21 may be necessary—

22 (1) to acquire land and water within the Refuge
 23 under section 2(a); and

24 (2) to develop, operate, and maintain the Refuge.

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