

111TH CONGRESS  
1ST SESSION

# H. R. 2092

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IN THE SENATE OF THE UNITED STATES

OCTOBER 8, 2009

Received; read twice and referred to the Committee on Homeland Security and  
Governmental Affairs

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## AN ACT

To amend the National Children's Island Act of 1995 to  
expand allowable uses for Kingman and Heritage Islands  
by the District of Columbia, 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 “Kingman and Heritage  
3 Islands Act of 2009”.

4 **SEC. 2. AMENDMENTS TO NATIONAL CHILDREN’S ISLAND**  
5 **ACT OF 1995.**

6       (a) **EXPANSION OF ALLOWABLE USES FOR KINGMAN**  
7 **AND HERITAGE ISLAND.**—The National Children’s Island  
8 Act of 1995 (sec. 10–1401 et seq., D.C. Official Code)  
9 is amended by adding at the end the following:

10 **“SEC. 7. COMPREHENSIVE AND ANACOSTIA WATERFRONT**  
11 **FRAMEWORK PLANS.**

12       “(a) **COMPLIANCE WITH PLANS.**—Notwithstanding  
13 any other provision of this Act, it is not a violation of  
14 the terms and conditions of this Act for the District of  
15 Columbia to use the lands conveyed and the easements  
16 granted under this Act in accordance with the Anacostia  
17 Waterfront Framework Plan and the Comprehensive Plan.

18       “(b) **DEFINITIONS.**—For purposes of this section, the  
19 following definitions apply:

20       “(1) **ANACOSTIA WATERFRONT FRAMEWORK**  
21 **PLAN.**—The term ‘Anacostia Waterfront Framework  
22 Plan’ means the November 2003 Anacostia Water-  
23 front Framework Plan to redevelop and revitalize  
24 the Anacostia waterfront in the District of Colum-  
25 bia, as may be amended from time to time, devel-  
26 oped pursuant to a memorandum of understanding

1       dated March 22, 2000, between the General Services  
2       Administration, Government of the District of Co-  
3       lumbia, Office of Management and Budget, Naval  
4       District Washington, Military District Washington,  
5       Marine Barracks Washington, Department of Labor,  
6       Department of Transportation, National Park Serv-  
7       ice, Army Corps of Engineers, Environmental Pro-  
8       tection Agency, Washington Metropolitan Area  
9       Transit Authority, National Capital Planning Com-  
10      mission, National Arboretum, and Small Business  
11      Administration.

12               “(2) COMPREHENSIVE PLAN.—The term ‘Com-  
13      prehensive Plan’ means the Comprehensive Plan of  
14      the District of Columbia approved by the Council of  
15      the District of Columbia on December 28, 2006, as  
16      such plan may be amended or superseded from time  
17      to time.”.

18      (b) MODIFICATION OF REVERSIONARY INTEREST.—  
19      Paragraph (1) of section 3(d) of the National Children’s  
20      Island Act of 1995 (sec. 10–1402(d)(1), D.C. Official  
21      Code) is amended by striking “The transfer under sub-  
22      section (a)” and all that follows and inserting the fol-  
23      lowing: “Title in the property transferred under subsection  
24      (a) and the easements granted under subsection (b) shall  
25      revert to the United States upon the expiration of the 60-

1 day period which begins on the date on which the Sec-  
2 retary provides written notice to the District that the Sec-  
3 retary has determined that the District is not using the  
4 property for recreational, environmental, or educational  
5 purposes in accordance with National Children's Island,  
6 the Anacostia Waterfront Framework Plan, or for another  
7 recreational, environmental, or educational purpose, ex-  
8 cept that the reversionary interest of the United States  
9 under this paragraph shall expire upon the expiration of  
10 the 30-year period which begins on the date of the enact-  
11 ment of the Kingman and Heritage Islands Act of 2009.  
12 Such notice shall be made in accordance with chapter 5  
13 of title 5, United States Code (relating to administrative  
14 procedures).”.

Passed the House of Representatives October 7,  
2009.

Attest: LORRAINE C. MILLER,  
*Clerk.*