

115TH CONGRESS
1ST SESSION

H. R. 1489

To amend title 54, United States Code, to provide for congressional approval of national monuments and restrictions on the use of national monuments, to establish requirements for declaration of marine national monuments, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 2017

Mr. YOUNG of Alaska introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To amend title 54, United States Code, to provide for congressional approval of national monuments and restrictions on the use of national monuments, to establish requirements for declaration of marine national monuments, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Marine Access and
5 State Transparency” or the “MAST Act”.

1 **SEC. 2. CONGRESSIONAL AUTHORIZATION OF DECLARA-**
2 **TIONS OF NATIONAL MONUMENTS AND RE-**
3 **STRICTIONS ON PUBLIC USE.**

4 (a) DECLARATIONS OF NATIONAL MONUMENTS.—
5 Section 320301 of title 54, United States Code, is amend-
6 ed—

7 (1) in subsection (a), by striking “The Presi-
8 dent may” and inserting “After obtaining congres-
9 sional approval of a proposed national monument
10 and certifying compliance with the National Envi-
11 ronmental Policy Act of 1969 (42 U.S.C. 4321 et
12 seq.) with respect to the proposed national monu-
13 ment, and subject to subsection (e), the President
14 may”; and

15 (2) by adding at the end the following:

16 “(e) REQUIREMENTS FOR DECLARATIONS OF MA-
17 RINE NATIONAL MONUMENTS.—

18 “(1) REQUIREMENTS.—The President may not
19 declare any area of the exclusive economic zone to
20 be a national monument unless—

21 “(A) such declaration is specifically au-
22 thorized by an Act of Congress;

23 “(B) the President has submitted a pro-
24 posal to make such declaration to the Governor
25 of each State, and of each territory, any part

1 of which is located within 200 nautical miles of
2 that area;

3 “(C) each such Governor submits to the
4 President notice that the legislature of that
5 State or territory has approved the proposal;
6 and

7 “(D) the declaration is substantially the
8 same as the proposal.

9 “(2) EXCLUSIVE ECONOMIC ZONE DEFINED.—
10 In this subsection the term ‘exclusive economic zone’
11 means the zone established by Proclamation Num-
12 bered 5030, dated March 10, 1983.”.

13 (b) RESTRICTIONS ON PUBLIC USE.—Chapter 3203
14 of title 54, United States Code, is amended—

15 (1) by adding at the end the following:

16 **“§ 320304. Restrictions on public use**

17 “The Secretary of the Interior, and the Secretary of
18 Commerce with respect to any area of the exclusive eco-
19 nomic zone (as defined in section 320301(e)) designated
20 as a national monument, shall not implement any restric-
21 tions on the public use of a national monument until the
22 expiration of an appropriate review period (as determined
23 by such Secretary) providing for public input and congres-
24 sional approval.”; and

- 1 (2) in the analysis at the beginning of the chap-
- 2 ter, by adding at the end the following:

“320304. Restrictions on public use.”.

