

TO TRANSFER COAST GUARD PROPERTY IN THE TOWN
 OF JUPITER ISLAND, FLORIDA, FOR INCLUSION IN
 HOBE SOUND NATIONAL WILDLIFE REFUGE

NOVEMBER 13, 2018.—Committed to the Committee of the Whole House on the
 State of the Union and ordered to be printed

Mr. SHUSTER, from the Committee on Transportation and
 Infrastructure, submitted the following

R E P O R T

[To accompany H.R. 5319]

[Including cost estimate of the Congressional Budget Office]

The Committee on Transportation and Infrastructure, to whom
 was referred the bill (H.R. 5319) to transfer Coast Guard property
 in the Town of Jupiter Island, Florida, for inclusion in Hobe Sound
 National Wildlife Refuge, having considered the same, report favor-
 ably thereon without amendment and recommend that the bill do
 pass.

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PURPOSE OF LEGISLATION

H.R. 5319 transfers U.S. Coast Guard property in Jupiter Island, Florida to the Secretary of the Interior for inclusion in the Hobe Sound National Wildlife Refuge.

BACKGROUND AND NEED FOR LEGISLATION

In 1953 the United States acquired a four-acre parcel of land designated as lots 259 and 260, and lots 261 to 267 on Bon Air Beach, Jupiter Island, Florida. The land has been held as unused Coast Guard property since it was acquired by the Federal Government. For almost a decade the Coast Guard has been reviewing options regarding the disposition of the property.

The United States Fish and Wildlife Service (Service) manages the 735-acre Hobe Sound National Wildlife Refuge on Jupiter Island. The Service has been working with the Town of Jupiter Island to restore adjacent mangrove impoundment habitats and manage adjoining beach front properties to protect critical nesting habitat for over 1,500 endangered and threatened sea turtles. The Coast Guard property is located adjacent to the Refuge and consequently, the Service would like to acquire the land to incorporate it into the Hobe Sound Refuge. H.R. 5319 transfers the Coast Guard property directly to the Secretary of the Interior for inclusion in the Refuge.

HEARINGS

The Subcommittee on Coast Guard and Maritime Transportation did not hold any hearings on the legislation.

LEGISLATIVE HISTORY AND CONSIDERATION

On March 15, 2018, H.R. 5319 was introduced by Congressman Brian J. Mast (R-FL) and cosponsored by Congressman Theodore E. Deutch (D-FL) and Congressman Alcee L. Hastings (D-FL). The bill was referred to the Committee on Transportation and Infrastructure and in addition to the Committee on Natural Resources.

On April 12, 2018, the Committee on Transportation and Infrastructure met in open session to consider H.R. 5319. The Committee ordered the bill reported favorably to the House by voice vote with a quorum present.

COMMITTEE VOTES

Clause 3(b) of rule XIII of the Rules of the House of Representatives requires each committee report to include the total number of votes cast for and against on each record vote on a motion to report and on any amendment offered to the measure or matter, and the names of those members voting for and against. There were no record votes taken in connection with consideration of H.R. 5319. A motion to order H.R. 5319 reported favorably to the House was agreed to by voice vote with a quorum present.

COMMITTEE OVERSIGHT FINDINGS

With respect to the requirements of clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee's oversight findings and recommendations are reflected in this report.

NEW BUDGET AUTHORITY AND TAX EXPENDITURES

Clause 3(c)(2) of rule XIII of the Rules of the House of Representatives does not apply where a cost estimate and comparison prepared by the Director of the Congressional Budget Office under section 402 of the Congressional Budget Act of 1974 has been timely submitted prior to the filing of the report and is included in the report. Such a cost estimate is included in this report.

CONGRESSIONAL BUDGET OFFICE COST ESTIMATE

With respect to the requirement of clause 3(c)(3) of rule XIII of the Rules of the House of Representatives and section 402 of the Congressional Budget Act of 1974, the Committee has received the enclosed cost estimate for H.R. 5319 from the Director of the Congressional Budget Office:

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, May 7, 2018.

Hon. BILL SHUSTER,
*Chairman, Committee on Transportation and Infrastructure,
House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 5319, a bill to transfer Coast Guard property in the town of Jupiter Island, Florida, for inclusion in Hobe Sound National Wildlife Refuge.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Megan Carroll.

Sincerely,

KEITH HALL,
Director.

Enclosure.

H.R. 5319—A bill to transfer Coast Guard property in the town of Jupiter Island, Florida, for inclusion in Hobe Sound National Wildlife Refuge

H.R. 5319 would transfer administrative jurisdiction of approximately four acres of land located in Jupiter Island, Florida, from the Coast Guard to the Department of the Interior (DOI). Under the bill, that land would be included in the Hobe Sound National Wildlife Refuge.

Using information from the Coast Guard and DOI, CBO estimates that enacting H.R. 5319 would have no significant effect on the federal budget. Any administrative costs incurred by those agencies to complete the proposed transfer would be less than \$500,000; such spending would be subject to the availability of appropriated funds.

The proposed transfer would not affect direct spending or revenues; therefore, pay-as-you-go procedures do not apply.

CBO estimates that enacting H.R. 5319 would not increase net direct spending or on-budget deficits in any of the four consecutive 10-year periods beginning in 2029.

H.R. 5319 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act.

The CBO staff contact for this estimate is Megan Carroll. The estimate was reviewed by H. Samuel Papenfuss, Deputy Assistant Director for Budget Analysis.

PERFORMANCE GOALS AND OBJECTIVES

With respect to the requirement of clause 3(c)(4) of rule XIII of the Rules of the House of Representatives, the performance goal and objective of this legislation is to authorize the transfer of Coast Guard property to the Secretary of the Interior for inclusion in the Hobe Sound National Wildlife Refuge.

ADVISORY OF EARMARKS

Pursuant to clause 9 of rule XXI of the Rules of the House of Representatives, the Committee is required to include a list of congressional earmarks, limited tax benefits, or limited tariff benefits as defined in clause 9(e), 9(f), and 9(g) of rule XXI of the Rules of the House of Representatives. No provision in the bill includes an earmark, limited tax benefit, or limited tariff benefit under clause 9(e), 9(f), or 9(g) of rule XXI.

DUPLICATION OF FEDERAL PROGRAMS

Pursuant to clause 3(c)(5) of rule XIII of the Rules of the House of Representatives, the Committee finds that no provision of H.R. 5319 establishes or reauthorizes a program of the federal government known to be duplicative of another federal program, a program that was included in any report from the Government Accountability Office to Congress pursuant to section 21 of Public Law 111–139, or a program related to a program identified in the most recent Catalog of Federal Domestic Assistance.

DISCLOSURE OF DIRECTED RULE MAKINGS

Pursuant to section 3(i) of H. Res. 5, 115th Cong. (2017), the Committee finds that enacting H.R. 5319 does not direct the completion of a specific rule making within the meaning of section 551 of title 5, United States Code.

FEDERAL MANDATE STATEMENT

The Committee adopts as its own the estimate of federal mandates prepared by the Director of the Congressional Budget Office pursuant to section 423 of the Unfunded Mandates Reform Act (Public Law 104–4).

PREEMPTION CLARIFICATION

Section 423 of the Congressional Budget Act of 1974 requires the report of any Committee on a bill or joint resolution to include a statement on the extent to which the bill or joint resolution is intended to preempt state, local, or tribal law. The Committee states that H.R. 5319 does not preempt any state, local, or tribal law.

ADVISORY COMMITTEE STATEMENT

No new advisory committees within the meaning of section 5(b) of the Federal Advisory Committee Act are created by this legislation.

APPLICABILITY OF LEGISLATIVE BRANCH

The Committee finds that the legislation does not relate to the terms and conditions of employment or access to public services or accommodations within the meaning of section 102(b)(3) of the Congressional Accountability Act (Public Law 104-1).

SECTION-BY-SECTION ANALYSIS OF LEGISLATION

Section 1. Transfer of Coast Guard property in the Town of Jupiter Island, Florida, for inclusion in the Hobe Sound National Wildlife Refuge

(a) Transfer.

The property is transferred to the Secretary of the Interior.

(b) Property Described.

The property is in the Town of Jupiter Island, Florida on Jupiter Island, consisting of Parcel #35-38-42-004-000-02590-6 (Bon Air Beach lots 259 and 260) and Parcel #35-38-42-004-000-02610-2 (Bon Air Beach lots 261-267).

(c) Administration.

The property is to be included in Hobe Sound National Wildlife Refuge and administered by the United States Fish and Wildlife Service.

CORRESPONDENCE

EXCHANGE OF LETTERS



**Committee on Transportation and Infrastructure
U.S. House of Representatives**

Bill Shuster
Chairman

Washington, DC 20515

Peter A. DeFazio
Ranking Member

September 11, 2018

Christopher W. Vieson, Staff Director

Katherine W. Dedrick, Democratic Staff Director

The Honorable Rob Bishop
Chairman
Committee on Natural Resources
1324 Longworth HOB
Washington, D.C. 20515

Dear Chairman Bishop:

On April 12, 2018, the Committee on Transportation and Infrastructure ordered reported without amendment H.R. 5319, to transfer Coast Guard property in the Town of Jupiter Island, Florida, for inclusion in Hobe Sound National Wildlife Refuge. The bill was referred primarily to the Committee on Transportation and Infrastructure, with an additional referral to the Committee on Natural Resources.

I ask that you allow the Committee on Natural Resources to be discharged from further consideration of the bill so that it may be scheduled by the Majority Leader. This discharge in no way affects your jurisdiction over the subject matter of the bill, and it will not serve as precedent for future referrals. In addition, should a conference on the bill be necessary, I would support your request to have the Committee on Natural Resources represented on the conference committee. Finally, I would be pleased to include this letter and any response in the bill report filed by the Committee on Transportation and Infrastructure, as well as in the *Congressional Record* during floor consideration, to memorialize our understanding.

Thank you for your consideration of my request.

Sincerely,

A handwritten signature in black ink that reads "Bill Shuster".

Bill Shuster
Chairman

cc: The Honorable Paul D. Ryan, Speaker
The Honorable Peter A. DeFazio
The Honorable Raúl M. Grijalva
The Honorable Thomas J. Wickham, Parliamentarian

ROB BISHOP OF UTAH
CHAIRMAN

CODY STEWART
STAFF DIRECTOR

RAÚL GRIJALVA OF ARIZONA
RANKING MEMBER

DAVID WATKINS
DEMOCRATIC STAFF DIRECTOR

U.S. House of Representatives
Committee on Natural Resources
Washington, DC 20515

September 18, 2018

The Honorable Bill Shuster
Chairman
Committee on Transportation and Infrastructure
2165 Rayburn House Office Building
Washington, D.C. 20515

Dear Mr. Chairman:

Thank you for contacting me regarding H.R. 5319, to transfer Coast Guard property in the Town of Jupiter Island, Florida, for inclusion in Hobe Sound National Wildlife Refuge, which was additionally referred to the Committee on Natural Resources.

In the interest of permitting you to proceed expeditiously to floor consideration of this bill, I will agree to discharge the Natural Resources Committee from further consideration. I do so with the understanding that the Natural Resources Committee does not waive any future jurisdictional claim over the subject matter contained in the bill that fall within its Rule X jurisdiction. I also appreciate your support to name members of the Natural Resources Committee to any conference committee to consider such provisions and for inserting our exchange of letters on this bill into the Congressional Record during consideration of the measure on the House floor.

Thank you once again for the very cooperative spirit in which you and your staff have worked regarding this matter and many others between our respective committees.

Sincerely,



Rob Bishop
Chairman

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED
H.R. 5319 makes no changes to existing law.

