

U.S. House of Representatives

Committee on Resources

September 12, 2002

COMMITTEE ACTION

The Committee on Resources met in open markup session on Thursday, September 12, 2002, to consider following bills:

H.R. 282 To authorize the Pyramid of Remembrance Foundation to establish a memorial in the District of Columbia or its environs to soldiers who have lost their lives during peacekeeping operations, humanitarian efforts, training, terrorist attacks, or covert operations; was ordered favorably reported to the House, amended, by unanimous consent.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands was discharged from further consideration of the H.R. 282.

The following amendment was offered:

An Amendment in the Nature of a Substitute offered by Mr. Radanovich, (#1) to clarify the area designated as "Area II" on the map referred to in section 2(e) of the Commemorative Works Act; was AGREED TO by unanimous consent.

H.R. 464 To establish the Kate Mullany National Historic Site in the State of New York, and for other purposes; was ordered favorably reported to the House, without amendment, by unanimous consent.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands was discharged from further consideration of H.R. 464.

H.R. 635 To establish the Steel Industry National Historic Park in the Commonwealth of Pennsylvania; was ordered favorably reported to the House, amended, by unanimous consent.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands was discharged from further consideration of H.R. 635.

The following amendment was offered:

An Amendment in the Nature of a Substitute offered by Mr. Radanovich (#1), to (1) change the designation from National Historic Park to National Historic Site; and (2) make technical corrections; was AGREED TO by unanimous consent.

By unanimous consent, the title of the bill is amended to read: "A bill to establish the Homestead Steel Works National Historic Site in the Commonwealth of Pennsylvania."

H.R. 1811 To provide permanent funding for the payment in lieu of taxes program, and for other purposes; was ordered favorably reported to the House, without amendment, by unanimous consent.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands; the Subcommittee on Forests and Forest Health; and the Subcommittee on Fisheries Conservation, Wildlife and Oceans were discharged from further consideration of H.R. 1811.

H.R. 1946 To require the Secretary of the Interior to construct the Rocky Boy's/North Central Montana Regional Water System in the State of Montana, to offer to enter into an agreement with the Chippewa Cree Tribe to plan, design, construct, operate, maintain and replace the Rocky Boy's Rural Water System, and to provide assistance to the North Central Montana Regional Water Authority for the planning, design, and construction of the noncore system, and for other purposes; was ordered favorably reported to the House, without amendment, by unanimous consent.

By unanimous consent, the Subcommittee on Water and Power was discharged from further consideration of H.R. 1946.

H.R. 2386 To establish terms and conditions for use of certain Federal lands by outfitters and to facilitate public opportunities for the recreational use and enjoyment of such lands; was ordered favorably reported to the House, without amendment, by a Voice Vote.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands; the Subcommittee on Forests and Forest Health; the Subcommittee on Fisheries Conservation, Wildlife and Oceans; and the Subcommittee on Water and Power were discharged from further consideration of H.R. 2386.

H.R. 2408 To provide equitable compensation to the Yankton Sioux Tribe of South Dakota and the Santee Sioux Tribe of Nebraska for the loss of value of certain lands; was ordered favorably reported to the House, without amendment, by unanimous consent.

H.R. 2826 To increase the waiver requirement for certain local matching requirements for grants provided to American Samoa, Guam, the Virgin Islands, or the Commonwealth of the Northern Mariana Islands, and for other purposes; was ordered favorably reported to the House, amended, by unanimous consent.

The following amendment was offered:

An Amendment in the Nature of a Substitute offered by Mr. Underwood, (#1) to (1) clarify that the local matching waiver applies to the first \$500,000 of the matching requirement for each grant received; (2) clarify that the waiver applies to all federal departments and agencies; and (3) require the Department of the Interior to provide a report to Congress; was AGREED TO by unanimous consent.

H.R. 3148 To amend the Alaska Native Claims Settlement Act to provide equitable treatment of Alaska Native Vietnam Veterans, and for other purposes; was ordered favorably reported to the House, amended, by a Voice Vote.

The following amendment was offered:

An Amendment in the Nature of a Substitute offered by Mr. Young, (#1), to (1) add a short title to the bill; (2) modify the deadline for application; (3) places a prohibition on lands within the right-of-way for the TransAlaska Pipeline, or the inner and outer corridor of the right-of-way; (4) correct the dates of Approval of Allotments; (5) allow individuals who had previously selected lands to withdraw non conveyed lands and reselect new land; and (6) direct the Secretary of the Interior to develop final regulations; was AGREED TO by a Voice Vote.

H.R. 3630 To direct the Secretary of the Interior to conduct a special resource study to determine the national significance of the Miami Circle site in the State of Florida and the suitability and feasibility of its inclusion in the National Park System as part of Biscayne National Park, and for other purposes; was ordered favorably reported to the House, amended, by unanimous consent.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands was discharged from further consideration of H.R. 3630.

The following amendment was offered:

An amendment offered by Mr. Radanovich (#1), to (1) modify the definition of "Miami Circle"; and (2) extend to three years the time for the Secretary to conduct a resource study; was AGREED TO by a Voice Vote.

H.R. 3747 To direct the Secretary of the Interior to conduct a study of the site commonly known as Eagledale Ferry Dock at Taylor Avenue in the State of Washington for potential inclusion in the National Park System; was ordered favorably reported to the House, without amendment, by unanimous consent.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands was discharged from further consideration of H.R. 3747.

H.R. 3765 To designate the John L. Burton Trail in the Headwaters Forest Reserve, California.; was ordered favorably reported to the House, without amendment, by unanimous consent.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands was discharged from further consideration of H.R. 3765.

H.R. 3802 To amend the Education Land Grant Act to require the Secretary of Agriculture to pay the costs of environmental

reviews with respect to conveyances under that Act; was ordered favorably reported to the House, without amendment, by a Voice Vote.

By unanimous consent, the Subcommittee on Forests and Forest Health was discharged from further consideration of H.R. 3802.

H.R. 3896 To repeal the reservation of mineral rights made by the United States when certain lands in Livingston Parish, Louisiana, were conveyed by Public Law 102-562; was ordered favorably reported to the House, without amendment by a Voice Vote.

By unanimous consent, the Subcommittee on Energy and Mineral Resources was discharged from further consideration of H.R. 3896.

H.R. 4141 To authorize the acquisition by exchange of lands for inclusion in the Red Rock Canyon National Conservation Area, Clark County, Nevada, and for other purposes; was ordered favorably reported to the House, amended by a Voice Vote.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands was discharged from further consideration of H.R. 4141.

The following amendment was offered:

An Amendment in the Nature of a Substitute offered by Mr. Gibbons, (#1), to (1) specify the areas to be exchanged; (2) correct the map number and date; (3) make the Corporation responsible for hazardous remediation; and (4) mandate the Corporation pay the difference of the appraisal; was AGREED TO by a Voice Vote.

H.R. 4692 To amend the Act entitled "An Act to authorize the Establishment of the Andersonville National Historic Site in the State of Georgia, and for other purposes", to provide for the addition of certain donated lands to the Andersonville National Historic Site; was ordered favorably reported to the House, without amendment, by unanimous consent.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands was discharged from further consideration of H.R. 4692.

H.R. 4734 To expand Alaska Native contracting of Federal land management functions and activities and to promote hiring of Alaska Natives by the Federal Government within the State of Alaska, and for other purposes; was ordered favorably reported to the House, amended, by a Voice Vote.

The following amendment was offered:

An Amendment in the Nature of a Substitute offered by Mr. Young, (#1) to make technical corrections; was AGREED TO by a Voice Vote.

H.R. 4830 To direct the Secretary of the Interior to conduct a study of the suitability and feasibility of establishing the Southern Campaign of the Revolution Heritage Area in South Carolina, and for other purposes; was ordered favorably reported to the House, without amendment, by unanimous consent.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands was discharged from further consideration of H.R. 4830.

H.R. 4844 To enhance ecosystem protection and the range of outdoor opportunities protected by statute in the Skykomish River valley of the State of Washington by designating certain lower_elevation Federal lands as wilderness, and for other purposes; was ordered favorably reported to the House, amended, by unanimous consent.

By unanimous consent, the Subcommittee on Forests and Forest Health was discharged from further consideration of H.R. 4844.

The following amendment was offered:

An en bloc amendment offered by Mr. Rahall; (#1) to create a management regime for float planes; was AGREED TO by unanimous consent.

H.R. 4853 To provide that land which is owned by the Seminole Tribe of Florida but which is not held in trust by the United States for the Tribe may be mortgaged, leased, or transferred by the Tribe without further approval by the United

States; was ordered favorably reported to the House, amended, by unanimous consent.

The following amendment was offered:

An Amendment in the Nature of a Substitute offered by Mr. Hansen, (#1) to make the bill applicable only to the lands held in fee by the tribe at the time of enactment; was AGREED TO by unanimous consent.

By unanimous consent, the title of the bill is amended to read: "A Bill to provide that real property interests owned by the Seminole Tribe of Florida on September 1, 2002, which are not held in trust by the United States for the Tribe may be obligated or transferred by the Tribe without further approval by the United States."

H.R. 4874 To direct the Secretary of the Interior to disclaim any Federal interest in lands adjacent to Spirit Lake and Twin Lakes in the State of Idaho resulting from possible omission of lands from an 1880 survey; was ordered favorably reported to the House, without amendment, by unanimous consent.

H.R. 4910 To authorize the Secretary of the Interior to revise a repayment contract with the Tom Green County Water Control and Improvement District No. 1, San Angelo project, Texas, and for other purposes; was ordered favorably reported to the House, as amended, by unanimous consent.

By unanimous consent, the Committee Print showing the text of the bill as amended by the Subcommittee on Water and Power on July 25, 2002 was considered as original text.

H.R. 4919 To provide for the exchange of certain lands in the Coconino and Tonto National Forests in Arizona, and for other purposes; was ordered favorably reported to the House, amended, by a Voice Vote.

The following amendment was offered:

An Amendment in the Nature of a Substitute offered by Mr. Hayworth (#1), to (1) reduce the acreage to 143 acres; (2) correct the map reference; (3) add "without further appropriation" after "shall" on page 6, line 4 and page 7, line 10; (4) clarify exchange procedures; and (5) insert a new section 6(e) entitled "Transfer of Land to Park Service"; was AGREED TO by a Voice Vote.

H.R. 4944 To designate the Cedar Creek Battlefield and Belle Grove Plantation National Historical Park as a unit of the National Park System, and for other purposes; was ordered favorably reported to the House, amended, by unanimous consent.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands was discharged from further consideration of H.R. 4944.

The following amendment was offered:

An Amendment in the Nature of a Substitute offered by Mr. Radanovich, (#1) to make a name change and other technical changes; was AGREED TO by unanimous consent.

By unanimous consent, the title of the bill is amended to read: "A bill to designate the Cedar Creek and Belle Grove National Historical Parks as a unit of the National Park System, and for other purposes."

H.R. 4966 To improve the conservation and management of coastal and ocean resources by reenacting and clarifying provisions of a reorganization plan authorizing the National Oceanic and Atmospheric Administration; was ordered favorably reported to the House, amended, by unanimous consent.

By unanimous consent, the Subcommittee on Fisheries Conservation, Wildlife and Oceans was discharged from further consideration of H.R. 4966.

The following amendment was offered:

An Amendment in the Nature of a Substitute offered by Mr. Gilchrest, (#1) to (1) replace Reorganization Plan #4; (2) establish NOAA's primary missions; (3) authorize appropriations for NOAA's program support and ocean research programs; (4) authorizes a new coastal ocean observing system ; was AGREED TO by unanimous consent.

H.R. 4968 To provide for the exchange of certain lands in Utah; was ordered favorably reported to the House, amended, by a Voice Vote.

By a previous motion, the Committee Print showing the text of the bill as passed by the Subcommittee on National Parks, Recreation and Public Lands on July 18, 2002; was AGREED TO.

The following amendment was offered:

An Amendment in the Nature of a Substitute offered by Mr. Cannon (#1), to (1) ensure a reservation for coal; (2) require the Secretary to identify, prior to conveyance, lands containing wildlife species, or habitat of species, which are listed as candidate, threatened, or endangered under the Endangered Species Act; (3) authorized the Secretary and Governor to enter into an agreement for the State to take appropriate action to avoid, offset or mitigate adverse effects to an species or habitat identified; and (4) require an independent review, prior to conveyance, of the parcel of land known as the UA/UB tract and allows for the Secretary and the State of Utah to make adjustments to the exchange to make the exchange fair and equitable if a contrary determination is raised by the review ; was AGREED TO by a Voice Vote.

H.R. 5032 To authorize the Secretary of Agriculture to convey certain National Forest System lands in the Mendocino National Forest, California, to authorize the use of the proceeds from such conveyances for National Forest purposes, and for other purposes; was ordered favorably reported to the House, amended, by unanimous consent.

By unanimous consent, the Subcommittee on Forests and Forest Health was discharged from further consideration of H.R. 5032.

The following amendment was offered:

An amendment offered by Mr. McInnis (#1), to modify the time for conveyance; was AGREED TO by unanimous consent.

H.R. 5097 To adjust the boundaries of the Salt River Bay National Historical Park and Ecological Preserve located in St. Croix, Virgin Islands; was ordered favorably reported to the House, amended, by unanimous consent.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands was discharged from further consideration of H.R. 5097.

The following amendment was offered:

An Amendment in the Nature of a Substitute offered by Ms. Christensen, (#1) to correct a map reference and make technical corrections; was AGREED TO by unanimous consent.

H.R. 5099 To extend the periods of authorization for the Secretary of the Interior to implement capital construction projects associated with the endangered fish recovery implementation programs for the Upper Colorado and San Juan River Basins; was ordered favorably reported to the House, without amendment, by unanimous consent.

By unanimous consent, the Subcommittee on Water and Power was discharged from further consideration of H.R. 5099.

H.R. 5108 To authorize leases for terms not to exceed 99 years on lands held in trust for the Yurok Tribe and the Hopland Band of Pomo Indians; was ordered favorably reported to the House, without amendment, by unanimous consent.

H.R. 5109 To direct the Secretary of Energy to convey a parcel of land at the facility of the Southwestern Power Administration in Tupelo, Oklahoma; was ordered favorably reported to the House, amended, by unanimous consent.

By unanimous consent, the Subcommittee on Water and Power was discharged from further consideration of H.R. 5109.

The following amendment was offered:

An En Bloc amendment offered by Mr. Calvert (#1), to (1) clarify fair market value and conditions of conveyance; and (2) to add at the end of the bill new subsections entitled "Underpreciated Value" and "Valuation of Land To Be Conveyed"; was AGREED TO by unanimous consent.

H.R. 5125 To amend the American Battlefield Protection Act of 1996 to authorize the Secretary of the Interior to establish a battlefield acquisition grant program; was ordered favorably reported to the House, amended, by unanimous consent.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands was

discharged from further consideration of H.R. 5125.

The following amendment was offered:

An amendment offered by Mr. Radanovich (#1), to strike "1 year" and insert "2 years" on page 5 line 11; was AGREED TO by unanimous consent.

H.R. 5168 To provide a process for the establishment of the Blue Ridge National Heritage Area in the State of North Carolina, and for other purposes; the motion to order the bill reported to the House was NOT AGREED TO by a Roll Call Vote of 12 yeas to 20 nays (Roll Call Vote No. 40).

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands was discharged from further consideration of H.R. 5168.

The following amendment was offered:

An amendment offered by Mr. Radanovich (#1), to insert in section 2(e) "Funds appropriated pursuant to this authorization of appropriations may not be used for the acquisition of real property or any interest in real property"; was AGREED TO by a Voice Vote.

H.R. 5180 To direct the Secretary of Agriculture to convey certain real property in the Dixie National Forest in the State of Utah; was ordered favorably reported to the House, amended, by unanimous consent.

By unanimous consent, the Subcommittee on Forests and Forest Health was discharged from further consideration of H.R. 5180.

The following amendment was offered:

An Amendment in the Nature of a Substitute offered by Mr. Hansen, (#1) to (1) reduce the size of the conveyance under 100 acres; and (2) make technical and conforming changes; was AGREED TO by unanimous consent.

S. 434 To provide equitable compensation to the Yankton Sioux Tribe of South Dakota and the Santee Sioux Tribe of Nebraska for the loss of value of certain lands; was ordered favorably reported to the House, without amendment, by unanimous consent.

S. 491 To authorize the Secretary of the Interior, pursuant to the provisions of the Reclamation Wastewater and Groundwater Study and Facilities Act to participate in the design, planning, and construction of the Denver Water Reuse project; was ordered favorably reported to the House, without amendment, by unanimous consent.

By unanimous consent, the Subcommittee on Water and Power was discharged from further consideration of S. 491.

S. 691 To direct the Secretary of Agriculture to convey certain land in the Lake Tahoe Basin Management Unit, Nevada, to the Secretary of the Interior, in trust for the Washoe Indian Tribe of Nevada and California; was ordered favorably reported to the House, without amendment, by unanimous consent.

S. 941 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; was ordered favorably reported to the House, amended, by unanimous consent.

By unanimous consent, the Subcommittee on National Parks, Recreation and Public Lands was discharged from further consideration of S. 941.

The following amendment was offered:

An Amendment in the Nature of a Substitute offered by Mr. Radanovich, (#1) to (1) add a new title entitled "Yosemite National Parks"; (2) add a new title entitled "Establishment of Golden Chain Highway as a National Heritage Corridor Study"; (3) add a new title entitled "John Muir National Historic Site Boundary Adjustment"; (4) add a new title entitled "San Gabriel River Watersheds Study"; and (5) make technical corrections; was AGREED TO by unanimous consent.

S. 1227 To authorize the Secretary of the Interior to conduct a study of the suitability and feasibility of establishing the Niagara Falls National Heritage Area in the State of New York, and for other purposes; was ordered favorably

reported to the House, without amendment, by unanimous consent.

- S. 1240 To provide for the acquisition of land and construction of an interagency administrative and visitor facility at the entrance to American Fork Canyon, Utah, and for other purposes; was ordered favorably reported to the House, without amendment, by unanimous consent.
- S. 1907 To direct the Secretary of the Interior to convey certain land to the city of Haines, Oregon; was ordered favorably reported to the House, without amendment, by unanimous consent.
- S. 1946 To amend the National Trails System Act to designate the Old Spanish Trail as a National Historic Trail; was ordered favorably reported to the House, without amendment, by unanimous consent.