

104TH CONGRESS
2D SESSION

H. R. 3534

To authorize the Secretary of the Interior to renew certain permits in the Mineral King Addition of the Sequoia National Park and to protect historic and cultural resources in that National Park, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 23, 1996

Mr. RADANOVICH (for himself, Mr. COOLEY of Oregon, Mr. HERGER, Mr. CALVERT, Mrs. SEASTRAND, Mr. FARR of California, Mr. DOOLEY of California, and Mr. CONDIT) introduced the following bill; which was referred to the Committee on Resources

A BILL

To authorize the Secretary of the Interior to renew certain permits in the Mineral King Addition of the Sequoia National Park and to protect historic and cultural resources in that National Park, 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 “Mineral King Act of
5 1996”.

1 **SEC. 2. RENEWAL OF CERTAIN HISTORIC CABIN PERMITS**
2 **IN THE MINERAL KING ADDITION OF THE SE-**
3 **QUOIA NATIONAL PARK.**

4 Paragraph (2) of section 314(d) of the National
5 Parks and Recreation Act of 1978 (16 U.S.C. 45f(d)) is
6 amended by adding at the end the following:

7 “(C)(i) Notwithstanding subparagraphs (A) and (B),
8 until the date of the death of the last cabin permittee of
9 record on the date of enactment of this Act, the Secretary
10 may renew or extend permits or leases continued under
11 subparagraph (A) or (B) to the heirs of lessees or permit-
12 tees (including heirs to whom such leases or permits have
13 been renewed or extended) who have died prior to the en-
14 actment of this subparagraph or may die after its enact-
15 ment in the same manner (including by requiring the pay-
16 ment of annual fees based on fair market value) as leases
17 or permits may be renewed or extended under subpara-
18 graph (B), unless—

19 “(I) the permit or lease is incompatible with the
20 protection of the parks resources; or

21 “(II) the land occupied under the leases or per-
22 mit will be used for some other park purpose in ac-
23 cordance with the comprehensive management plan
24 prepared under subsection (e), and the Secretary
25 has available sufficient funds to carry out such use.

1 “(ii) For the purposes of this subparagraph, the term
2 ‘heirs’ means—

3 “(I) those family members of the deceased per-
4 mittee or lessee, designated by the permittee or les-
5 see, in a manner prescribed by the Secretary, as
6 heirs eligible for renewals or extensions under this
7 subparagraph, and

8 “(II) in the absence of such designation, those
9 family members of the deceased permittee or lessee
10 who are entitled to inherit the estate of the permit-
11 tee or lessee.”.

12 **SEC. 3. PROTECTION OF HISTORIC AND CULTURAL RE-**
13 **SOURCES.**

14 Section 314 of the National Parks and Recreation
15 Act of 1978 (16 U.S.C. 45f) is amended by adding at the
16 end the following new subsection:

17 “(i)(1) After receiving an opinion of the State His-
18 toric Preservation Officer as to whether any portion or
19 portions of the area added to the park under this section
20 appear to be eligible for listing as a historic district or
21 districts on the National Register of Historic Places, the
22 Secretary shall—

23 “(A) develop and implement a plan for the ap-
24 propriate protection of historic and cultural re-
25 sources located in any such portion or portions of

1 the park, which, in the opinion of the State Historic
2 Preservation Officer, appear to be eligible for such
3 listing; and

4 “(B) modify the comprehensive management
5 plan prepared under subsection (e) accordingly.

6 “(2) The development and implementation of the
7 plan under subparagraph (A) shall be in consultation with
8 the Mineral King District Association and the Mineral
9 King Historic Preservation Society.

10 “(3) The plan developed under subparagraph (A)
11 May authorize cabin occupancy consistent with protection
12 of historic and cultural resources and consistent with the
13 authority the Secretary otherwise has to permit such occu-
14 pancy.”.

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