

106TH CONGRESS  
1ST SESSION

# S. 134

To direct the Secretary of the Interior to study whether the Apostle Islands National Lakeshore should be protected as a wilderness area.

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## IN THE SENATE OF THE UNITED STATES

JANUARY 19, 1999

Mr. FEINGOLD (for himself and Mr. KOHL) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To direct the Secretary of the Interior to study whether the Apostle Islands National Lakeshore should be protected as a wilderness area.

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 “Gaylord Nelson Apos-  
5 tle Islands Stewardship Act of 1999”.

6 **SEC. 2. GAYLORD NELSON APOSTLE ISLANDS.**

7 (a) DECLARATIONS.—Congress declares that—

8 (1) the Apostle Islands National Lakeshore is a  
9 national and a Wisconsin treasure;

1           (2) the State of Wisconsin is particularly in-  
2           debted to former Senator Gaylord Nelson for his  
3           leadership in the creation of the Lakeshore;

4           (3) after more than 28 years of enjoyment,  
5           some issues critical to maintaining the overall eco-  
6           logical, recreational, and cultural vision of the Lake-  
7           shore need additional attention;

8           (4) the general management planning process  
9           for the Lakeshore has identified a need for a formal  
10          wilderness study;

11          (5) all land within the Lakeshore that might be  
12          suitable for designation as wilderness are zoned and  
13          managed to protect wilderness characteristics pend-  
14          ing completion of such a study;

15          (6) several historic lighthouses within the Lake-  
16          shore are in danger of structural damage due to se-  
17          vere erosion;

18          (7) the Secretary of the Interior has been un-  
19          able to take full advantage of cooperative agree-  
20          ments with Federal, State, local, and tribal govern-  
21          mental agencies, institutions of higher education,  
22          and other nonprofit organizations that could assist  
23          the National Park Service by contributing to the  
24          management of the Lakeshore;

1           (8) because of competing needs in other units  
2 of the National Park System, the standard authoriz-  
3 ing and budgetary process has not resulted in up-  
4 dated legislative authority and necessary funding for  
5 improvements to the Lakeshore; and

6           (9) the need for improvements to the Lakeshore  
7 and completion of a wilderness study should be ac-  
8 corded a high priority among National Park Service  
9 activities.

10 (b) DEFINITIONS.—In this section:

11           (1) LAKESHORE.—The term “Lakeshore”  
12 means the Apostle Islands National Lakeshore.

13           (2) SECRETARY.—The term “Secretary” means  
14 the Secretary of the Interior, acting through the Di-  
15 rector of the National Park Service.

16 (c) WILDERNESS STUDY.—In fulfillment of the re-  
17 sponsibilities of the Secretary under the Wilderness Act  
18 (16 U.S.C. 1131 et seq.) and of applicable agency policy,  
19 the Secretary shall evaluate areas of land within the Lake-  
20 shore for inclusion in the National Wilderness System.

21 (d) APOSTLE ISLANDS LIGHTHOUSES.—The Sec-  
22 retary shall undertake appropriate action (including pro-  
23 tection of the bluff toe beneath the lighthouses, stabiliza-  
24 tion of the bank face, and dewatering of the area imme-  
25 diately shoreward of the bluffs) to protect the lighthouse

1 structures at Raspberry Lighthouse and Outer Island  
2 Lighthouse on the Lakeshore.

3 (e) COOPERATIVE AGREEMENTS.—Section 6 of Pub-  
4 lic Law 91–424 (16 U.S.C. 460w–5) is amended—

5 (1) by striking “SEC. 6. The lakeshore” and in-  
6 serting the following:

7 **“SEC. 6. MANAGEMENT.**

8 “(a) IN GENERAL.—The lakeshore”; and

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

10 “(b) COOPERATIVE AGREEMENTS.—The Secretary  
11 may enter into a cooperative agreement with a Federal,  
12 State, tribal, or local government agency or a nonprofit  
13 private entity if the Secretary determines that a coopera-  
14 tive agreement would be beneficial in carrying out section  
15 7.”.

16 (f) AUTHORIZATION OF APPROPRIATIONS.—There  
17 are authorized to be appropriated—

18 (1) \$200,000 to carry out subsection (e); and

19 (2) \$3,900,000 to carry out subsection (d).

20 (g) FUNDING.—

21 (1) IN GENERAL.—Of the funds made available  
22 under the heading “CLEAN COAL TECHNOLOGY”  
23 under the heading “DEPARTMENT OF EN-  
24 ERGY” for obligation in prior years, in addition to  
25 the funds deferred under the heading “CLEAN COAL

1 TECHNOLOGY” under the heading “DEPARTMENT  
2 OF ENERGY” under section 101(e) of division A of  
3 Public Law 105–277—

4 (A) \$5,000,000 shall not be available until  
5 October 1, 2000; and

6 (B) \$5,000,000 shall not be available until  
7 October 1, 2001.

8 (2) ONGOING PROJECTS.—Funds made avail-  
9 able in previous appropriations Acts shall be avail-  
10 able for any ongoing project regardless of the sepa-  
11 rate request for proposal under which the project  
12 was selected.

13 (3) TRANSFER OF FUNDS.—In addition to any  
14 amounts made available under subsection (f),  
15 amounts made available under paragraph (1) shall  
16 be transferred to the Secretary for use in carrying  
17 out subsections (c) and (d).

18 (4) UNEXPECTED BALANCE.—Any balance of  
19 funds transferred under paragraph (3) that remain  
20 unexpended at the end of fiscal year 1999 shall be  
21 returned to the Treasury.

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