

106TH CONGRESS  
2D SESSION

# S. 2638

To adjust the boundaries of the Gulf Islands National Seashore to include  
Cat Island, Mississippi.

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IN THE SENATE OF THE UNITED STATES

MAY 25, 2000

Mr. COCHRAN (for himself and Mr. LOTT) 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 adjust the boundaries of the Gulf Islands National  
Seashore to include Cat Island, Mississippi.

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. BOUNDARY ADJUSTMENT TO INCLUDE CAT IS-**  
4 **LAND.**

5 (a) IN GENERAL.—The first section of Public Law  
6 91–660 (16 U.S.C. 459h) is amended—

7 (1) in the first sentence, by striking “That, in”  
8 and inserting the following:

9 **“SECTION 1. GULF ISLANDS NATIONAL SEASHORE.**

10 **“(a) ESTABLISHMENT.—In”; and**

1 (2) in the second sentence—

2 (A) by redesignating paragraphs (1)  
3 through (6) as subparagraphs (A) through (F),  
4 respectively, and indenting appropriately;

5 (B) by striking “The seashore shall com-  
6 prise” and inserting the following:

7 “(b) COMPOSITION.—

8 “(1) IN GENERAL.—The seashore shall com-  
9 prise the areas described in paragraphs (2) and (3).

10 “(2) AREAS INCLUDED IN BOUNDARY PLAN  
11 NUMBERED NS-GI-7100J.—The areas described in  
12 this paragraph are”: and

13 (C) by adding at the end the following:

14 “(3) CAT ISLAND.—The area described in this  
15 paragraph is the parcel consisting of approximately  
16 2,000 acres of land on Cat Island, Mississippi, as  
17 generally depicted on the map entitled ‘Boundary  
18 Map, Gulf Islands National Seashore, Cat Island,  
19 Mississippi’, numbered 635/80085, and dated No-  
20 vember 9, 1999 (referred to in this Act as the ‘Cat  
21 Island Map’).

22 “(4) AVAILABILITY OF MAP.—The Cat Island  
23 Map shall be on file and available for public inspec-  
24 tion in the appropriate offices of the National Park  
25 Service.”.

1 (b) ACQUISITION AUTHORITY.—Section 2 of Public  
2 Law 91–660 (16 U.S.C. 459h–1) is amended—

3 (1) in the first sentence of subsection (a), by  
4 striking “lands,” and inserting “submerged land,  
5 land,”; and

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

7 “(e) ACQUISITION AUTHORITY.—

8 “(1) IN GENERAL.—The Secretary may acquire,  
9 from a willing seller only—

10 “(A) all land comprising the parcel de-  
11 scribed in subsection (b)(3) that is above the  
12 mean line of ordinary high tide, lying and being  
13 situated in Harrison County, Mississippi, con-  
14 sisting of—

15 “(i) Sections 25 and 26, Township 9  
16 South, Range 12 West;

17 “(ii) Sections 22, 27, 28, 29, 30, 31,  
18 32, 33, and 34, Township 9 South, Range  
19 11 West; and

20 “(iii) Section 4, Township 10 South,  
21 Range 11 West;

22 “(B) an easement over the approximately  
23 150-acre parcel depicted as the ‘Boddie Family  
24 Tract’ on the Cat Island Map for the purpose  
25 of implementing an agreement with the owners

1 of the parcel concerning the development and  
2 use of the parcel; and

3 “(C)(i) land and interests in land on Cat  
4 Island outside the 2,000-acre area depicted on  
5 the Cat Island Map; and

6 “(ii) submerged land that lies within 1  
7 mile seaward of Cat Island (referred to in this  
8 Act as the ‘buffer zone’), except that submerged  
9 land owned by the State of Mississippi (or a  
10 subdivision of the State) may be acquired only  
11 by donation.

12 “(2) ADMINISTRATION.—

13 “(A) IN GENERAL.—Land and interests in  
14 land acquired under this subsection shall be ad-  
15 ministered by the Secretary, acting through the  
16 Director of the National Park Service.

17 “(B) BUFFER ZONE.—Nothing in this Act  
18 or any other provision of law shall require the  
19 State of Mississippi to convey to the Secretary  
20 any right, title, or interest in or to the buffer  
21 zone as a condition for the establishment of the  
22 buffer zone.

23 “(3) MODIFICATION OF BOUNDARY.—The  
24 boundary of the seashore shall be modified to reflect  
25 the acquisition of land under this subsection.”.

1 (c) REGULATION OF FISHING.—Section 3 of Public  
2 Law 91–660 (16 U.S.C. 459h–2) is amended—

3 (1) by inserting “(a) IN GENERAL.—” before  
4 “The Secretary”; and

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

6 “(b) NO AUTHORITY TO REGULATE MARITIME AC-  
7 TIVITIES.—Nothing in this Act or any other provision of  
8 law shall affect any right of the State of Mississippi, or  
9 give the Secretary any authority, to regulate maritime ac-  
10 tivities, including nonseashore fishing activities (including  
11 shrimping), in any area that, on the date of enactment  
12 of this subsection, is outside the designated boundary of  
13 the seashore (including the buffer zone).”.

14 (d) AUTHORIZATION OF MANAGEMENT AGREE-  
15 MENTS.—Section 5 of Public Law 91–660 (16 U.S.C.  
16 459h–4) is amended—

17 (1) by inserting “(a) IN GENERAL.—” before  
18 “Except”; and

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

20 “(b) AGREEMENTS.—

21 “(1) IN GENERAL.—The Secretary may enter  
22 into agreements—

23 “(A) with the State of Mississippi for the  
24 purposes of managing resources and providing  
25 law enforcement assistance, subject to author-

1           ization by State law, and emergency services on  
2           or within any land on Cat Island and any water  
3           and submerged land within the buffer zone; and

4                   “(B) with the owners of the approximately  
5           150-acre parcel depicted as the ‘Boddie Family  
6           Tract’ on the Cat Island Map concerning the  
7           development and use of the land.

8           “(2) NO AUTHORITY TO ENFORCE CERTAIN  
9           REGULATIONS.—Nothing in this subsection author-  
10          izes the Secretary to enforce Federal regulations  
11          outside the land area within the designated bound-  
12          ary of the seashore.”.

13          (e) AUTHORIZATION OF APPROPRIATIONS.—Section  
14 11 of Public Law 91–660 (16 U.S.C. 459h–10) is  
15 amended—

16           (1) by inserting “(a) IN GENERAL.—” before  
17          “‘There’”; and

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

19          “(b) AUTHORIZATION FOR ACQUISITION OF LAND.—  
20 In addition to the funds authorized by subsection (a),  
21 there are authorized to be appropriated such sums as are  
22 necessary to acquire land and submerged land on and ad-  
23 jacent to Cat Island, Mississippi.”.

1 **SEC. 2. MINERAL RIGHTS.**

2 Section 2 of Public Law 91–660 (16 U.S.C. 459h–  
3 1) (as amended by section 1(b)(2)) is amended by adding  
4 at the end the following:

5 “(f) MINERAL RIGHTS.—The United States did not  
6 intend to acquire, and did not acquire, any right in or  
7 to any oil, gas, or other minerals through the acquisition,  
8 from the State of Mississippi, of land that comprises the  
9 seashore, including any right in or to—

10 “(1) oil, gas, or any other liquid or gaseous  
11 mineral (including the constituent products of the  
12 mineral) producible through the boring of any well  
13 through land described in this section; or

14 “(2) coal, lignite, uranium, sand, gravel, or any  
15 other solid or hard mineral producible by surface or  
16 subsurface mining on or under land described in this  
17 section.”.

18 **SEC. 3. RELIEF FOR BEGGERLY FAMILY.**

19 (a) IN GENERAL.—The Secretary of the Treasury  
20 shall pay to the heirs of Clark M. Beggerly, Sr., of Jack-  
21 son County, Mississippi, an amount for the full settlement  
22 of all claims of those heirs arising from the taking by the  
23 United States of certain parcels of land on Horn Island,  
24 Mississippi, owned or occupied by Clark M. Beggerly, Sr.,  
25 or his heirs.

1       (b) AUTHORIZATION OF APPROPRIATIONS.—There  
2 are authorized to be appropriated such sums as are nec-  
3 essary to carry out subsection (a).

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