

108TH CONGRESS  
2D SESSION

# H. R. 2619

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IN THE SENATE OF THE UNITED STATES

JULY 20, 2004

Received; read twice and referred to the Committee on Environment and  
Public Works

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## AN ACT

To provide for the expansion of Kilauea Point National  
Wildlife Refuge.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Kilauea Point National  
3 Wildlife Refuge Expansion Act of 2004”.

4 **SEC. 2. EXPANSION OF KILAUEA POINT NATIONAL WILD-  
5 LIFE REFUGE.**

6 (a) IN GENERAL.—The Secretary of the Interior may  
7 acquire by donation, purchase with donated or appro-  
8 priated funds, or exchange, all or a portion of the land  
9 or interests in land described in subsection (b), as depicted  
10 on a map on file with the United States Fish and Wildlife  
11 Service entitled “Kilauea Point Wildlife Refuge Expansion  
12 Area” and dated April 22, 2004.

13 (b) DESCRIPTION OF LAND.—The land referred to in  
14 subsection (a) is the following:

15 (1) Parcel 1, consisting of approximately 12  
16 acres known as the Kilauea Bay property.

17 (2) Parcel 2, consisting of approximately 40  
18 acres known as the Kilauea Vistas property.

19 (3) Parcel 3, consisting of approximately 162  
20 acres known as the Kilauea Falls Ranch.

21 (4) Parcel 4, consisting of approximately 5  
22 acres known as the Kauai Public Land Trust Kahili  
23 Beach property.

24 (5) Parcel 5, comprised of lot 10c of the parcel  
25 known as Kilauea Garden Farms, and consisting of  
26 approximately 15 acres.

1 (c) BOUNDARY REVISIONS.—The Secretary may  
2 make such minor revisions in the boundaries of any of the  
3 parcels described in subsection (b) as may be appropriate  
4 to facilitate the acquisition of land or interests under sub-  
5 section (a).

6 (d) INCLUSION IN REFUGE.—Land and interests ac-  
7 quired under this section shall become part of the Kilauea  
8 Point National Wildlife Refuge.

9 (e) MANNER OF ACQUISITION.—All acquisitions of  
10 land or waters under this Act shall be made in a voluntary  
11 manner and shall not be the result of forced takings.

12 (f) ADDITIONAL PURPOSES.—In addition to the pur-  
13 poses of the Refuge under other laws, regulations, Execu-  
14 tive orders, and comprehensive conservation plans, the  
15 Refuge shall be managed for—

16 (1) the protection and recovery of endangered  
17 Hawaiian water birds and other endangered birds,  
18 including the Nene (Hawaiian goose); and

19 (2) the conservation and management of native  
20 coastal strand, riparian, and aquatic biological diver-  
21 sity.

22 (g) PRIORITY GENERAL PUBLIC USES.—Nothing in  
23 this Act shall be considered to affect any policy or require-  
24 ment, under paragraph (3) or (4), respectively, of section  
25 4(a) of the National Wildlife Refuge Administration Act

1 of 1966 (16 U.S.C. 668dd(a)), to treat compatible wildlife-  
2 dependent recreational uses as priority general public uses  
3 of the Refuge.

4 **SEC. 3. ADMINISTRATION.**

5 (a) IN GENERAL.—The Secretary shall administer all  
6 federally owned land, water, and interests in land and  
7 water that are located within the boundaries of the  
8 Kilauea Point National Wildlife Refuge in accordance  
9 with—

10 (1) the National Wildlife Refuge System Ad-  
11 ministration Act of 1966 (16 U.S.C. 668dd et seq.);

12 and

13 (2) this Act.

14 (b) ADDITIONAL AUTHORITY.—The Secretary may,  
15 in the administration of the Kilauea Point National Wild-  
16 life Refuge, use such additional statutory authority avail-  
17 able to the Secretary for the conservation of fish and wild-  
18 life, and the provision of opportunities for fish- and wild-  
19 life-dependent recreation, as the Secretary determines to  
20 be appropriate to carry out this Act.

21 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

22 There are authorized to be appropriated such sums  
23 as may be necessary—

24 (1) to acquire land and water within the Refuge  
25 under section 2(a); and

