

108TH CONGRESS
2D SESSION

S. 2287

AN ACT

To adjust the boundary of the Barataria Preserve Unit of the Jean Lafitte National Historical Park and Preserve in the State of Louisiana, 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 “Jean Lafitte National
5 Historical Park and Preserve Boundary Adjustment Act
6 of 2004”.

1 **SEC. 2. JEAN LAFITTE NATIONAL HISTORICAL PARK AND**
 2 **PRESERVE BOUNDARY ADJUSTMENT.**

3 (a) IN GENERAL.—Section 901 of the National Parks
 4 and Recreation Act of 1978 (16 U.S.C. 230) is amended
 5 in the second sentence by striking “twenty thousand acres
 6 generally depicted on the map entitled ‘Barataria Marsh
 7 Unit-Jean Lafitte National Historical Park and Preserve’
 8 numbered 90,000B and dated April 1978,” and inserting
 9 “23,000 acres generally depicted on the map entitled
 10 ‘Boundary Map, Barataria Preserve Unit, Jean Lafitte
 11 National Historical Park and Preserve’, numbered 467/
 12 80100, and dated August 2002,”.

13 (b) ACQUISITION OF LAND.—Section 902 of the Na-
 14 tional Parks and Recreation Act of 1978 (16 U.S.C. 230a)
 15 is amended—

16 (1) in subsection (a)—

17 (A) by striking “(a) Within the” and all
 18 that follows through the first sentence and in-
 19 serting the following:

20 “(a) IN GENERAL.—

21 “(1) BARATARIA PRESERVE UNIT.—

22 “(A) IN GENERAL.—The Secretary may
 23 acquire any land, water, and interests in land
 24 and water within the boundary of the Barataria
 25 Preserve Unit, as depicted on the map de-
 26 scribed in section 901, by donation, purchase

1 with donated or appropriated funds, transfer
2 from any other Federal agency, or exchange.

3 “(B) LIMITATIONS.—

4 “(i) IN GENERAL.—With respect to
5 the areas on the map identified as ‘Bayou
6 aux Carpes Addition’ and ‘CIT Tract
7 Addition’—

8 “(I) any Federal land acquired in
9 the areas shall be transferred without
10 consideration to the administrative ju-
11 risdiction of the National Park Serv-
12 ice; and

13 “(II) any private land in the
14 areas may be acquired by the Sec-
15 retary only with the consent of the
16 owner of the land.

17 “(ii) EASEMENTS.—Any Federal land
18 in the area identified on the map as ‘CIT
19 Tract Addition’ that is transferred under
20 clause (i)(I) shall be subject to any ease-
21 ments that have been agreed to by the Sec-
22 retary and the Secretary of the Army.”;

23 (B) in the second sentence, by striking
24 “The Secretary may also” and inserting the fol-
25 lowing:

1 “(2) FRENCH QUARTER.—The Secretary may”;

2 (C) in the third sentence, by striking

3 “Lands, waters, and interests therein” and in-

4 sserting the following:

5 “(3) ACQUISITION OF STATE LAND.—Land,

6 water, and interests in land and water”;

7 (D) in the fourth sentence, by striking “In

8 acquiring” and inserting the following:

9 “(4) ACQUISITION OF OIL AND GAS RIGHTS.—

10 In acquiring”;

11 (2) by striking subsections (b) through (f) and

12 inserting the following:

13 “(b) RESOURCE PROTECTION.—With respect to the

14 land, water, and interests in land and water of the

15 Barataria Preserve Unit, the Secretary shall preserve and

16 protect—

17 “(1) fresh water drainage patterns;

18 “(2) vegetative cover;

19 “(3) the integrity of ecological and biological

20 systems; and

21 “(4) water and air quality.”; and

22 (3) by redesignating subsection (g) as sub-

23 section (c).

24 (c) HUNTING, FISHING, AND TRAPPING.—Section

25 905 of the National Parks and Recreation Act of 1978

1 (16 U.S.C. 230d) is amended in the first sentence by
2 striking “within the core area and on those lands acquired
3 by the Secretary pursuant to section 902(c) of this title,
4 he” and inserting “the Secretary”.

5 (d) ADMINISTRATION.—Section 906 of the National
6 Parks and Recreation Act of 1978 (16 U.S.C. 230e) is
7 amended—

8 (1) by striking the first sentence; and

9 (2) in the second sentence, by striking “Pend-
10 ing such establishment and thereafter the” and in-
11 serting “The”.

12 **SEC. 3. REFERENCES IN LAW.**

13 (a) IN GENERAL.—Any reference in a law (including
14 regulations), map, document, paper, or other record of the
15 United States—

16 (1) to the Barataria Marsh Unit shall be con-
17 sidered to be a reference to the Barataria Preserve
18 Unit; or

19 (2) to the Jean Lafitte National Historical
20 Park shall be considered to be a reference to the
21 Jean Lafitte National Historical Park and Preserve.

22 (b) CONFORMING AMENDMENTS.—Title IX of the
23 National Parks and Recreation Act of 1978 (16 U.S.C.
24 230 et seq.) is amended—

1 (1) by striking “Barataria Marsh Unit” each
2 place it appears and inserting “Barataria Preserve
3 Unit”; and

4 (2) by striking “Jean Lafitte National Histor-
5 ical Park” each place it appears and inserting “Jean
6 Lafitte National Historical Park and Preserve”.

Passed the Senate September 15, 2004.

Attest:

Secretary.

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