

Calendar No. 37109TH CONGRESS
1ST SESSION**S. 207****[Report No. 109–25]**

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.

IN THE SENATE OF THE UNITED STATES

JANUARY 31, 2005

Ms. LANDRIEU (for herself and Mr. VITTER) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

MARCH 9, 2005

Reported by Mr. DOMENICI, without amendment

A BILL

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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Jean Lafitte National
3 Historical Park and Preserve Boundary Adjustment Act
4 of 2005”.

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

7 (a) IN GENERAL.—Section 901 of the National Parks
8 and Recreation Act of 1978 (16 U.S.C. 230) is amended
9 in the second sentence by striking “twenty thousand acres
10 generally depicted on the map entitled ‘Barataria Marsh
11 Unit-Jean Lafitte National Historical Park and Preserve’
12 numbered 90,000B and dated April 1978,” and inserting
13 “23,000 acres generally depicted on the map entitled
14 ‘Boundary Map, Barataria Preserve Unit, Jean Lafitte
15 National Historical Park and Preserve’, numbered 467/
16 80100, and dated August 2002,”.

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

20 (1) in subsection (a)—

21 (A) by striking “(a) Within the” and all
22 that follows through the first sentence and in-
23 serting the following:

24 “(a) IN GENERAL.—

25 “(1) BARATARIA PRESERVE UNIT.—

1 “(A) IN GENERAL.—The Secretary may
2 acquire any land, water, and interests in land
3 and water within the boundary of the Barataria
4 Preserve Unit, as depicted on the map de-
5 scribed in section 901, by donation, purchase
6 with donated or appropriated funds, transfer
7 from any other Federal agency, or exchange.

8 “(B) LIMITATIONS.—

9 “(i) IN GENERAL.—With respect to
10 the areas on the map identified as ‘Bayou
11 aux Carpes Addition’ and ‘CIT Tract Ad-
12 dition’—

13 “(I) any Federal land acquired in
14 the areas shall be transferred without
15 consideration to the administrative ju-
16 risdiction of the National Park Serv-
17 ice; and

18 “(II) any private land in the
19 areas may be acquired by the Sec-
20 retary only with the consent of the
21 owner of the land.

22 “(ii) EASEMENTS.—Any Federal land
23 in the area identified on the map as ‘CIT
24 Tract Addition’ that is transferred under
25 clause (i)(I) shall be subject to any ease-

1 ments that have been agreed to by the Sec-
2 retary and the Secretary of the Army.”;

3 (B) in the second sentence, by striking
4 “The Secretary may also” and inserting the fol-
5 lowing:

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

7 (C) in the third sentence, by striking
8 “Lands, waters, and interests therein” and in-
9 serting the following:

10 “(3) ACQUISITION OF STATE LAND.—Land,
11 water, and interests in land and water”; and

12 (D) in the fourth sentence, by striking “In
13 acquiring” and inserting the following:

14 “(4) ACQUISITION OF OIL AND GAS RIGHTS.—
15 In acquiring”;

16 (2) by striking subsections (b) through (f) and
17 inserting the following:

18 “(b) RESOURCE PROTECTION.—With respect to the
19 land, water, and interests in land and water of the
20 Barataria Preserve Unit, the Secretary shall preserve and
21 protect—

22 “(1) fresh water drainage patterns;

23 “(2) vegetative cover;

24 “(3) the integrity of ecological and biological
25 systems; and

1 “(4) water and air quality.”; and

2 (3) by redesignating subsection (g) as sub-
3 section (c).

4 (c) HUNTING, FISHING, AND TRAPPING.—Section
5 905 of the National Parks and Recreation Act of 1978
6 (16 U.S.C. 230d) is amended in the first sentence by
7 striking “within the core area and on those lands acquired
8 by the Secretary pursuant to section 902(c) of this title,
9 he” and inserting “the Secretary”.

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

13 (1) by striking the first sentence; and

14 (2) in the second sentence, by striking “Pend-
15 ing such establishment and thereafter the” and in-
16 serting “The”.

17 **SEC. 3. REFERENCES IN LAW.**

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

21 (1) to the Barataria Marsh Unit shall be con-
22 sidered to be a reference to the Barataria Preserve
23 Unit; or

1 (2) to the Jean Lafitte National Historical
2 Park shall be considered to be a reference to the
3 Jean Lafitte National Historical Park and Preserve.

4 (b) CONFORMING AMENDMENTS.—Title IX of the
5 National Parks and Recreation Act of 1978 (16 U.S.C.
6 230 et seq.) is amended—

7 (1) by striking “Barataria Marsh Unit” each
8 place it appears and inserting “Barataria Preserve
9 Unit”; and

10 (2) by striking “Jean Lafitte National Histor-
11 ical Park” each place it appears and inserting “Jean
12 Lafitte National Historical Park and Preserve”.

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