

***APPENDIX A: WILDERNESS BOUNDARY ADJUSTMENT ACT (2004)***

# Union Calendar No. 456

108<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4887

[Report No. 108-738]

To adjust the boundary of the Cumberland Island Wilderness, to authorize tours of the Cumberland Island National Seashore, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 21, 2004

Mr. KINGSTON (for himself, Mr. SCOTT of Georgia, and Mr. BASS) introduced the following bill; which was referred to the Committee on Resources

OCTOBER 6, 2004

Additional sponsors: Mr. BISHOP of Georgia, Mr. CLYBURN, and Mr. CHANDLER

OCTOBER 6, 2004

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on July 21, 2004]

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## A BILL

To adjust the boundary of the Cumberland Island Wilderness, to authorize tours of the Cumberland Island National Seashore, 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 “Cumberland Island Wil-*  
3 *derness Boundary Adjustment Act of 2004”.*

4 **SEC. 2. CUMBERLAND ISLAND WILDERNESS BOUNDARY AD-**  
5 **JUSTMENT.**

6 *Public Law 97–250 (96 Stat. 709) is amended by*  
7 *striking section 2 and inserting the following:*

8 **“SEC. 2. CUMBERLAND ISLAND WILDERNESS.**

9 *“(a) DEFINITIONS.—In this section:*

10 *“(1) MAP.—The term ‘map’ means the map enti-*  
11 *tled ‘Cumberland Island Wilderness’, numbered 640/*  
12 *20,038I, and dated September 2004.*

13 *“(2) SECRETARY.—The term ‘Secretary’ means*  
14 *the Secretary of the Interior.*

15 *“(3) WILDERNESS.—The term ‘Wilderness’*  
16 *means the Cumberland Island Wilderness established*  
17 *by subsection (b).*

18 *“(4) POTENTIAL WILDERNESS.—The term ‘Po-*  
19 *tential Wilderness’ means the 10,500 acres of poten-*  
20 *tial wilderness described in subsection (c)(2), but does*  
21 *not include the area at the north end of Cumberland*  
22 *Island known as the ‘High Point Half-Moon Bluff*  
23 *Historic District’.*

24 *“(b) ESTABLISHMENT.—*

25 *“(1) IN GENERAL.—Approximately 9,886 acres*  
26 *of land in the Cumberland Island National Seashore*

1 *depicted on the map as ‘Wilderness’ is designated as*  
2 *a component of the National Wilderness Preservation*  
3 *System and shall be known as the ‘Cumberland Is-*  
4 *land Wilderness’.*

5 “(2) *EXCLUSIONS.*—*The 25-foot wide roadways*  
6 *depicted on the map as the ‘Main Road’, ‘Plum Or-*  
7 *chard’, and the ‘North Cut Road’ shall not be in-*  
8 *cluded in the Wilderness and shall be maintained by*  
9 *the Secretary for continued vehicle use.*

10 “(c) *ADDITIONAL LAND.*—*In addition to the land des-*  
11 *ignated under subsection (b), the Secretary shall—*

12 “(1) *on acquisition of the approximately 231*  
13 *acres of land identified on the map as ‘Areas Become*  
14 *Designated Wilderness upon Acquisition by the NPS’;*  
15 *and*

16 “(2) *on publication in the Federal Register of a*  
17 *notice that all uses of the approximately 10,500 acres*  
18 *of land depicted on the map as ‘Potential Wilderness’*  
19 *that are prohibited under the Wilderness Act (16*  
20 *U.S.C. 1131 et seq.) have ceased, adjust the boundary*  
21 *of the Wilderness to include the land.*

22 “(d) *AVAILABILITY OF MAP.*—*The map shall be on file*  
23 *and available for public inspection in the appropriate of-*  
24 *fices of the National Park Service.*

1       “(e) *ADMINISTRATION.*—Subject to valid existing  
2 *rights, the Wilderness shall be administered by the Sec-*  
3 *retary, in accordance with the applicable provisions of the*  
4 *Wilderness Act (16 U.S.C. 1131 et seq.) governing areas des-*  
5 *ignated by that Act as wilderness areas, except that—*

6               “(1) *any reference in such provisions to the effec-*  
7 *tive date of that Act shall be deemed to be a reference*  
8 *to the effective date of this Act; and*

9               “(2) *where appropriate, any reference in that*  
10 *Act to the Secretary of Agriculture shall be deemed to*  
11 *be a reference to the Secretary.*

12       “(f) *EFFECT.*—*Any person with a right to utility serv-*  
13 *ice on Cumberland Island on the date of enactment of this*  
14 *subsection shall continue to have the right to utility service*  
15 *in the Wilderness after the date of enactment of this sub-*  
16 *section.*

17       “(g) *MANAGEMENT PLAN FOR ACCESS TO MAIN ROAD*  
18 *AND NORTH CUT ROAD.*—*Not later than one year after the*  
19 *date of the enactment of the Cumberland Island Wilderness*  
20 *Boundary Adjustment Act of 2004, the Secretary shall com-*  
21 *plete a management plan to ensure that not more than 8*  
22 *and not less than 5 round trips are made available daily*  
23 *on the Main Road north of the Plum Orchard Spur and*  
24 *the North Cut Road by the National Park Service or a con-*

1 *cessionaire for the purpose of transporting visitors to and*  
2 *from the historic sites located adjacent to Wilderness.”.*

3 **SEC. 3. TOURS OF CUMBERLAND ISLAND NATIONAL SEA-**  
4 **SHORE.**

5 *Section 6 of Public Law 92-536 (86 Stat. 1066) is*  
6 *amended—*

7 *(1) in subsection (b), by inserting “, except as*  
8 *provided in subsection (c),” before “no development of*  
9 *the project”; and*

10 *(2) by adding at the end the following:*

11 *“(c) TOURS OF THE SEASHORE.—Notwithstanding*  
12 *subsection (b), the Secretary may enter into not more than*  
13 *3 concession contracts, as the Secretary determines appro-*  
14 *priate, for the provision of tours for visitors to the seashore*  
15 *that are consistent with—*

16 *“(1) this Act;*

17 *“(2) the Wilderness Act (16 U.S.C. 1131 et seq.);*

18 *and*

19 *“(3) Public Law 97-250 (96 Stat. 709).”.*