

105TH CONGRESS
1ST SESSION

H. R. 190

To amend the Act entitled “An Act to provide for the establishment of the Everglades National Park in the State of Florida and for other purposes”, approved May 30, 1934, to clarify certain rights of the Miccosukee Tribe of Indians of Florida.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 1997

Mr. HASTINGS of Florida (for himself and Mrs. MEEK of Florida) introduced the following bill; which was referred to the Committee on Resources

A BILL

To amend the Act entitled “An Act to provide for the establishment of the Everglades National Park in the State of Florida and for other purposes”, approved May 30, 1934, to clarify certain rights of the Miccosukee Tribe of Indians of Florida.

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. AMENDMENT.**

4 The Act entitled “An Act to provide for the establish-
5 ment of the Everglades National Park in the State of
6 Florida and for other purposes”, approved May 30, 1934

1 (16 U.S.C. 410–410c), is amended by adding at the end
2 the following new sections:

3 “SEC. 5. The Miccosukee Tribe may use the Permit
4 Area in accordance with the Permit, except that—

5 “(1) condition 7 of the Permit, relating to re-
6 moval of improvements, shall not apply;

7 “(2) condition 15 of the Permit, relating to rev-
8 ocation of the Permit, shall not apply;

9 “(3) notwithstanding any condition of the Per-
10 mit, the approval of, the consent of, or a permit
11 from the Director shall not be required if the
12 Miccosukee Tribe has met all other requirements of
13 Federal law related to such approval, consent, or
14 permit; and

15 “(4) the Miccosukee Tribe may exercise juris-
16 diction over the Permit Area to the same extent as
17 the Miccosukee Tribe exercises jurisdiction over the
18 Miccosukee Indian Reservation.

19 “SEC. 6. For purposes of this Act—

20 “(1) the term ‘Director’ means the Director,
21 National Park Service, and includes the Super-
22 intendent of the Everglades National Park;

23 “(2) the term ‘Miccosukee Tribe’ means the
24 Miccosukee Tribe of Indians of Florida, a tribe of
25 American Indians recognized by the United States

1 and organized under section 16 of the Act of June
2 18, 1934 (48 Stat. 987; 25 U.S.C. 476);

3 “(3) the term ‘Permit’ means the Special Use
4 Permit issued by the National Park Service to the
5 Miccosukee Tribe, approved by the Secretary of the
6 Interior on February 1, 1973;

7 “(4) the term ‘Permit Area’ means the property
8 described in the Permit; and

9 “(5) the term ‘Seminole Indians’ includes the
10 Miccosukee Tribe.”.

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