

105TH CONGRESS  
1ST SESSION

# H. R. 193

To amend the National Historic Preservation Act to prohibit the inclusion of certain sites on the National Register of Historic Places and to prohibit the designation of the Mt. Shasta area in the State of California as a historic district, historic site, or national monument under the National Historic Preservation Act or the Antiquities Act.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 1997

Mr. HERGER introduced the following bill; which was referred to the  
Committee on Resources

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## A BILL

To amend the National Historic Preservation Act to prohibit the inclusion of certain sites on the National Register of Historic Places and to prohibit the designation of the Mt. Shasta area in the State of California as a historic district, historic site, or national monument under the National Historic Preservation Act or the Antiquities Act.

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. ELIGIBILITY FOR INCLUSION ON NATIONAL**  
2 **REGISTER OF HISTORIC PLACES.**

3 Section 101 of the National Historic Preservation Act  
4 (16 U.S.C. 470a) is amended by adding at the end the  
5 following new subsection:

6 “(k) SPECIAL RULE FOR INCLUSION OF CERTAIN  
7 NATURAL LANDSCAPE FEATURES.—(1) After the date of  
8 the enactment of this subsection, a natural landscape fea-  
9 ture described in paragraph (2) shall not be—

10 “(A) eligible for inclusion on the National Reg-  
11 ister of Historic Places or designation as a National  
12 Historic Landmark;

13 “(B) included on the National Register or des-  
14 igned as a National Historic Landmark; or

15 “(C) considered to be a historic or pre-historic  
16 property or historic resource for purposes of this Act  
17 or any other Federal law.

18 “(2) A natural landscape feature referred to in para-  
19 graph (1) is a natural landscape feature that is unim-  
20 proved or unmodified and does not—

21 “(A) contain artifacts or other physical evidence  
22 of human activity; or

23 “(B) have unique significance in history or pre-  
24 history as established by or pursuant to an Act of  
25 Congress.

1       “(3) Nothing in this subsection shall invalidate or  
2 otherwise affect any determination made under this Act  
3 or under any other Federal law prior to the enactment  
4 of this subsection with respect to any natural landscape  
5 feature.”.

6 **SEC. 2. PROHIBITION OF DESIGNATION OF MT. SHASTA.**

7       The Mt. Shasta area in the State of California, as  
8 generally depicted on the United States Forest Service  
9 map entitled “Geographic Limits Multiple Property Form  
10 Mt. Shasta Native American Culture and History”, num-  
11 bered 1, and dated April 1993, may not be designated by  
12 any agency or authority of the United States as a historic  
13 district, historic site, or national monument under the Na-  
14 tional Historic Preservation Act (16 U.S.C. 470 et seq.)  
15 or the Act of June 8, 1906 (commonly known as the An-  
16 tiquities Act of 1906; 16 U.S.C. 431 et seq.). Any such  
17 designation made before the date of the enactment of this  
18 Act which is inconsistent with this section shall cease to  
19 have any force and effect after such date. The map re-  
20 ferred to in this section shall be on file and available for  
21 public inspection in the offices of the United States Forest  
22 Service, Department of Agriculture.

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