

108TH CONGRESS  
2D SESSION

# S. 2716

To provide for the acquisition of land for administrative and visitor facilities for Death Valley National Park, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JULY 22, 2004

Mr. REID (for himself and Mr. ENSIGN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To provide for the acquisition of land for administrative and visitor facilities for Death Valley National Park, 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 “Death Valley National  
5       Park Administrative and Visitor Facilities Act of 2004”.

6       **SEC. 2. DEFINITIONS.**

7       In this Act:

8               (1) PARK.—The term “Park” means the Death  
9       Valley National Park.

1           (2) SECRETARY.—The term “Secretary” means  
2           the Secretary of the Interior.

3   **SEC. 3. DEATH VALLEY NATIONAL PARK ADMINISTRATIVE**  
4                           **AND VISITOR FACILITIES.**

5           (a) IN GENERAL.—Subject to subsection (c), the Sec-  
6   retary may acquire by donation all right, title, and interest  
7   in and to the parcel of land (including improvements to  
8   the land) described in subsection (b) for inclusion in the  
9   Park.

10          (b) DESCRIPTION OF LAND.—The land referred to in  
11   subsection (a) is the parcel of land in Nye County, Ne-  
12   vada—

13               (1) consisting of not more than 15 acres;

14               (2) comprising a portion of Tract 37 located  
15   north of the center line of Nevada State Highway  
16   374; and

17               (3) located in the E<sup>1</sup>/<sub>2</sub>NW<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub> sec.  
18   22, T. 12 S., R. 46 E., Mount Diablo Base and Me-  
19   ridian.

20          (c) CONDITIONS.—Before accepting a donation of  
21   land under subsection (a), the Secretary shall obtain a  
22   phase I environmental assessment prepared by an inde-  
23   pendent party that—

24               (1) evaluates the condition of the land (includ-  
25   ing any structures on the land); and

1           (2) determines that the land or structure, or a  
2           portion of the land or structure, is not contaminated  
3           with—

4                   (A) hazardous substances, pollutants, or  
5                   contaminants, as defined in section 101 of the  
6                   Comprehensive Environmental Response, Com-  
7                   pensation, and Liability Act of 1980 (42 U.S.C.  
8                   9601); or

9                   (B) any petroleum substance, fraction, or  
10                  derivative.

11          (d) BOUNDARY REVISION.—On acquisition of the  
12          land under subsection (a), the Secretary shall revise the  
13          boundary of the Park to reflect the acquisition.

14          (e) ADMINISTRATION.—Any land acquired under sub-  
15          section (a) shall be administered by the Secretary as part  
16          of the Park.

17          (f) USE OF LAND.—The parcel of land acquired  
18          under subsection (a) shall be used by the Secretary for  
19          the development, operation, and maintenance of adminis-  
20          trative and visitor facilities for the Park.

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