

109TH CONGRESS
1ST SESSION

H. R. 372

To include in St. Marks National Wildlife Refuge, Florida, the land and facilities comprising St. Marks lighthouse.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 26, 2005

Mr. BOYD introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To include in St. Marks National Wildlife Refuge, Florida, the land and facilities comprising St. Marks lighthouse.

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. INCLUSION OF LIGHTHOUSE IN ST. MARKS NA-**
4 **TIONAL WILDLIFE REFUGE, FLORIDA.**

5 (a) REVOCATION OF EXECUTIVE ORDER DATED NO-
6 VEMBER 12, 1838.—Any reservation of public land de-
7 scribed in subsection (b) for lighthouse purposes by the
8 Executive Order dated November 12, 1838, as amended

1 by Public Land Order 5655, dated January 9, 1979, is
2 revoked.

3 (b) DESCRIPTION OF LAND.—The public land re-
4 ferred to in subsection (a) consists of approximately 8
5 acres within the external boundaries of St. Marks National
6 Wildlife Refuge in Wakulla County, Florida, that is east
7 of the Tallahassee Meridian, Florida, in Township 5
8 South, Range 1 East, Section 1 (fractional) and con-
9 taining all that remaining portion of the unsurveyed frac-
10 tional section, more particularly described as follows: A
11 parcel of land, including submerged areas, beginning at
12 a point which marks the center of the light structure,
13 thence due North (magnetic) a distance of 350 feet to the
14 point of beginning a strip of land 500 feet in width, the
15 axial centerline of which runs from the point of beginning
16 due South (magnetic) a distance of 700 feet, more or less,
17 to the shoreline of Apalachee Bay, comprising 8.0 acres,
18 more or less, as shown on plat dated January 2, 1902,
19 by Office of L. H. Engineers, 7th and 8th District, Mobile,
20 Alabama.

21 (c) TRANSFER OF ADMINISTRATIVE JURISDIC-
22 TION.—Subject to subsection (e), administrative jurisdic-
23 tion over the public land described in subsection (b), and
24 over all improvements, structures, and fixtures located
25 thereon, is transferred from the department in which the

1 Coast Guard is operating to the Secretary of the Interior,
2 without reimbursement.

3 (d) INCLUSION IN REFUGE.—

4 (1) INCLUSION.—The public land described in
5 subsection (b) shall be part of St. Marks National
6 Wildlife Refuge.

7 (2) ADMINISTRATION.—Subject to subsection
8 (e), the Secretary of the Interior shall administer the
9 public land described in subsection (b)—

10 (A) through the Director United States
11 Fish and Wildlife Service; and

12 (B) in accordance with the National Wild-
13 life Refuge System Administration Act of 1966
14 (16 U.S.C. 668dd et seq.) and such other laws
15 as apply to Federal real property under the sole
16 jurisdiction of the United States Fish and Wild-
17 life Service.

18 (e) MAINTENANCE OF NAVIGATION FUNCTIONS.—
19 The transfer under subsection (c), and the administration
20 of the public land described in subsection (b), shall be sub-
21 ject to such conditions and restrictions as the Secretary
22 of Homeland Security considers necessary to ensure
23 that—

24 (1) the Federal aids to navigation located at St.
25 Marks National Wildlife Refuge continue to be oper-

1 ated and maintained by the Coast Guard for as long
2 as they are needed for navigational purposes;

3 (2) the Coast Guard may remove, replace, or
4 install any Federal aid to navigation at the St.
5 Marks National Wildlife Refuge as may be necessary
6 for navigational purposes;

7 (3) the United States Fish and Wildlife Service
8 will not interfere or allow interference in any man-
9 ner with any Federal aid to navigation, nor hinder
10 activities required for the operation and maintenance
11 of any Federal aid to navigation, without express
12 written approval by the Secretary of Homeland Se-
13 curity; and

14 (4) the Coast Guard may, at any time, enter
15 the St. Marks National Wildlife Refuge, without no-
16 tice, for purposes of operating, maintaining, and in-
17 specting any Federal aid to navigation and ensuring
18 compliance with this subsection, to the extent that
19 it is not possible to provide advance notice.

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