

110TH CONGRESS  
1ST SESSION

# H. R. 1387

To adjust the boundary of the Barataria Preserve Unit of the Jean Lafitte National Historical Park and Preserve in the State of Louisiana, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 7, 2007

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

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## A BILL

To adjust the boundary of the Barataria Preserve Unit of the Jean Lafitte National Historical Park and Preserve in the State of Louisiana, 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 “Jean Lafitte National  
5       Historical Park and Preserve Boundary Adjustment Act  
6       of 2007”.

1 **SEC. 2. JEAN LAFITTE NATIONAL HISTORICAL PARK AND**  
2 **PRESERVE BOUNDARY ADJUSTMENT.**

3 (a) IN GENERAL.—Section 901 of the National Parks  
4 and Recreation Act of 1978 (16 U.S.C. 230) is amended  
5 in the second sentence by striking “of approximately twenty  
6 thousand acres generally depicted on the map entitled  
7 ‘Barataria Marsh Unit-Jean Lafitte National Historical  
8 Park and Preserve’ numbered 90,000B and dated April  
9 1978,” and inserting “generally depicted on the map entitled  
10 ‘Boundary Map, Barataria Preserve Unit, Jean Lafitte  
11 National Historical Park and Preserve’, numbered  
12 \_\_\_\_\_, and dated \_\_\_\_\_,”.

13 (b) ACQUISITION OF LAND.—Section 902 of the National  
14 Parks and Recreation Act of 1978 (16 U.S.C. 230a)  
15 is amended—

16 (1) in subsection (a)—

17 (A) by striking “(a) Within the” and all  
18 that follows through the first sentence and inserting the following:

19 “(a) IN GENERAL.—

20 “(1) BARATARIA PRESERVE UNIT.—

21 “(A) IN GENERAL.—The Secretary may  
22 acquire any land, water, and interests in land  
23 and water within the area, as depicted on the  
24 map described in section 901, by donation, purchase  
25 with donated or appropriated funds,

1 transfer from any other Federal agency, or ex-  
2 change.

3 “(B) LIMITATIONS.—

4 “(i) IN GENERAL.—Any private land  
5 located in the area, as depicted on the map  
6 described in section 901, may be acquired  
7 by the Secretary only with the consent of  
8 the owner of the land.

9 “(ii) BOUNDARY ADJUSTMENT.—On  
10 the date on which the Secretary, under  
11 subparagraph (A), completes the acquisi-  
12 tion of a parcel of private land located in  
13 the area, as depicted on the map described  
14 in section 901, the boundary of the histor-  
15 ical park and preserve shall be adjusted to  
16 reflect the acquisition.

17 “(iii) JURISDICTION OF NATIONAL  
18 PARK SERVICE.—Any Federal land ac-  
19 quired in the areas shall be transferred  
20 without consideration to the administrative  
21 jurisdiction of the National Park Service.

22 “(iv) EASEMENTS.—To ensure ade-  
23 quate hurricane protection of communities  
24 located in the area, any land in the area  
25 identified on the map that is acquired or

1                   transferred shall be subject to any easements that have been agreed to by the Secretary and the Secretary of the Army.”;

4                   (B) in the second sentence, by striking  
5                   “The Secretary may also” and inserting the following:

7                   “(2) FRENCH QUARTER.—The Secretary may”;

8                   (C) in the third sentence, by striking  
9                   “Lands, waters, and interests therein” and inserting the following:

11                  “(3) ACQUISITION OF STATE LAND.—Land,  
12                  water, and interests in land and water”; and

13                  (D) in the fourth sentence, by striking “In  
14                  acquiring” and inserting the following:

15                  “(4) ACQUISITION OF OIL AND GAS RIGHTS.—  
16                  In acquiring”;

17                  (2) by striking subsections (b) through (f) and  
18                  inserting the following:

19                  “(b) RESOURCE PROTECTION.—With respect to the  
20                  land, water, and interests in land and water of the  
21                  Barataria Preserve Unit, the Secretary shall preserve and  
22                  protect—

23                  “(1) fresh water drainage patterns;

24                  “(2) vegetative cover;

1               “(3) the integrity of ecological and biological  
2       systems; and

3               “(4) water and air quality.”; and

4               (3) by redesignating subsection (g) as sub-  
5       section (c).

6               (c) HUNTING, FISHING, AND TRAPPING.—Section  
7       905 of the National Parks and Recreation Act of 1978  
8       (16 U.S.C. 230d) is amended in the first sentence by  
9       striking “, except that within the core area and on those  
10      lands acquired by the Secretary pursuant to section 902(c)  
11      of this title, he” and inserting “on land, and interests in  
12      land and water managed by the Secretary, except that the  
13      Secretary”.

14               (d) ADMINISTRATION.—Section 906 of the National  
15      Parks and Recreation Act of 1978 (16 U.S.C. 230e) is  
16      amended—

17               (1) by striking the first sentence; and  
18               (2) in the second sentence, by striking “Pend-  
19       ing such establishment and thereafter the” and in-  
20       serting “The”.

21 **SEC. 3. REFERENCES IN LAW.**

22               (a) IN GENERAL.—Any reference in a law (including  
23       regulations), map, document, paper, or other record of the  
24       United States—

7 (b) CONFORMING AMENDMENTS.—Title IX of the  
8 National Parks and Recreation Act of 1978 (16 U.S.C.  
9 230 et seq.) is amended—

10 (1) by striking “Barataria Marsh Unit” each  
11 place it appears and inserting “Barataria Preserve  
12 Unit”; and

13 (2) by striking “Jean Lafitte National Histor-  
14 ical Park” each place it appears and inserting “Jean  
15 Lafitte National Historical Park and Preserve”.

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