

113TH CONGRESS
2D SESSION

H. R. 4988

To amend the Act popularly known as the Antiquities Act of 1906 to provide for congressional approval of national monuments and restrictions on the use of national monuments, to establish requirements for declaration of marine national monuments, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 26, 2014

Mr. SOUTHERLAND (for himself and Mr. YOUNG of Alaska) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To amend the Act popularly known as the Antiquities Act of 1906 to provide for congressional approval of national monuments and restrictions on the use of national monuments, to establish requirements for declaration of marine national monuments, 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 “Marine Access and
5 State Transparency” or the “MAST Act”.

1 **SEC. 2. DESIGNATION OF NATIONAL MONUMENTS.**

2 The Act of June 8, 1906 (16 U.S.C. 431 et seq.),
3 popularly known as the “Antiquities Act of 1906”, is
4 amended—

5 (1) in section 2 (16 U.S.C. 431)—

6 (A) by striking “**SEC. 2.** That the” and in-
7 serting the following:

8 **“SEC. 2. DESIGNATION OF NATIONAL MONUMENTS.**

9 “(a) IN GENERAL.—After obtaining congressional
10 approval of the proposed national monument and certi-
11 fying compliance with the National Environmental Policy
12 Act of 1969 (42 U.S.C. 4321 et seq.) with respect to the
13 proposed national monument, the”; and

14 (B) in subsection (a) (as designated by the
15 amendment made by paragraph (1)), by insert-
16 ing “subject to subsection (b),” after “is hereby
17 authorized,”; and

18 (C) by adding at the end the following:

19 “(b) REQUIREMENTS FOR DECLARATION OF MARINE
20 NATIONAL MONUMENTS.—

21 “(1) REQUIREMENTS.—The President may not
22 declare any area of the exclusive economic zone to
23 be a national monument unless—

24 “(A) such declaration is specifically au-
25 thorized by an Act of Congress;

1 “(B) the President has submitted a pro-
2 posal to make such declaration to the Governor
3 of each State, and of each territory, any part
4 of which is located within 100 nautical miles of
5 that area;

6 “(C) each such Governor submits to the
7 President notice that the legislature of that
8 State or territory has approved the proposal;
9 and

10 “(D) the declaration is substantially the
11 same as the proposal.

12 “(2) EXCLUSIVE ECONOMIC ZONE DEFINED.—
13 In this subsection the term ‘exclusive economic zone’
14 means the zone established by Proclamation Num-
15 bered 5030, dated March 10, 1983.”; and

16 (2) by adding at the end the following:

17 **“SEC. 5. RESTRICTIONS ON PUBLIC USE.**

18 “The Secretary of the Interior, and the Secretary of
19 Commerce with respect to any area of the exclusive eco-
20 nomic zone (as defined in section 2(b)) designated as a
21 national monument, shall not implement any restrictions
22 on the public use of a national monument until the expira-
23 tion of an appropriate review period (as determined by

- 1 such Secretary) providing for public input and congres-
- 2 sional approval.”.

