

107TH CONGRESS  
2D SESSION

# S. 2640

To provide for adequate school facilities in Yosemite National Park, and  
for other purposes.

---

IN THE SENATE OF THE UNITED STATES

JUNE 18, 2002

Mrs. FEINSTEIN introduced the following bill; which was read twice and  
referred to the Committee on Energy and Natural Resources

---

## A BILL

To provide for adequate school facilities in Yosemite 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. FINDINGS AND PURPOSE.**

4       (a) FINDINGS.—Congress finds that—

5               (1) the 3 elementary schools available for the  
6       children of employees of Yosemite National Park are  
7       administered by the Bass Lake Joint Union Elemen-  
8       tary School District and the Mariposa Unified  
9       School District;

1           (2) the elementary schools are in remote moun-  
2           tainous areas that are long distances from other  
3           educational and administrative facilities of the local  
4           school districts;

5           (3) because of the remote locations of and rel-  
6           atively small number of students at the elementary  
7           schools serving the children of employees of the  
8           Park, the elementary schools provide fewer services  
9           in more basic facilities than other schools located in  
10          the local school districts; and

11          (4) because of the long distances involved and  
12          adverse weather and road conditions that occur dur-  
13          ing much of the school year, it is impractical for the  
14          children of employees of the Park who live in or near  
15          the Park to attend other schools located in the local  
16          school districts.

17          (b) PURPOSE.—The purpose of this Act is to author-  
18          ize the Secretary of the Interior to provide supplemental  
19          funding and other services that are necessary to assist the  
20          State of California or local educational agencies in the  
21          State in providing educational services for students at-  
22          tending schools located in Yosemite National Park.

23          **SEC. 2. DEFINITIONS.**

24          In this Act:

25                  (1) DISTRICT.—The term “District” means—

1 (A) the Bass Lake Joint Union Elemen-  
2 tary School District; and

3 (B) the Mariposa Unified School District.

4 (2) EDUCATIONAL SERVICE.—The term “edu-  
5 cational service” includes—

6 (A) maintenance and minor upgrades of  
7 Park school facilities; and

8 (B) transportation to and from Park  
9 schools.

10 (3) ELIGIBLE STUDENT.—The term “eligible  
11 student” means a student who—

12 (A) is a dependent of a person engaged in  
13 the administration, operation, and maintenance  
14 of the Park; or

15 (B) lives at or near the Park on real prop-  
16 erty of the United States.

17 (4) LOCAL EDUCATIONAL AGENCY.—The term  
18 “local educational agency” has the meaning given  
19 the term in section 9101 of the Elementary and Sec-  
20 ondary Education Act of 1965 (20 U.S.C. 7801).

21 (5) PARK.—The term “Park” means Yosemite  
22 National Park, California.

23 (6) PARK SCHOOL.—The term “Park school”  
24 means a school in the Park that serves eligible stu-  
25 dents.

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

3           (8) STATE.—The term “State” means the State  
4           of California.

5 **SEC. 3. FUNDING FOR EDUCATIONAL SERVICES.**

6           (a) IN GENERAL.—For each of fiscal years 2003  
7           through 2007, the Secretary may provide to the Districts  
8           funding for educational services for eligible students.

9           (b) AMOUNT.—

10           (1) IN GENERAL.—Amounts made available to  
11           the Districts under this section for any fiscal year  
12           shall not exceed the lesser of—

13                   (A) \$750,000; or

14                   (B) the amount necessary to provide eligi-  
15           ble students with educational services that are  
16           normally provided and generally available to  
17           students who attend other public schools in the  
18           State.

19           (2) ADJUSTMENTS.—Subject to paragraph (1),  
20           the Secretary may adjust the amounts made avail-  
21           able under this section if the State or the appro-  
22           priate local educational agencies do not provide, for  
23           any fiscal year, amounts for educational services at  
24           Park schools at per student levels that are equal to

1 or greater than the amounts provided for the fiscal  
2 year before the date of enactment of this Act.

3 (c) LIMITATIONS ON USE OF FUNDS.—Amounts pro-  
4 vided by the Secretary to the Districts under this section  
5 may not be used by the Districts—

6 (1) for construction commenced after the date  
7 of enactment of this Act, construction contracts, or  
8 major capital improvements; or

9 (2) to pay public employees for providing edu-  
10 cational services not authorized by this Act.

11 (d) SOURCE OF FUNDS.—

12 (1) IN GENERAL.—Except as provided in para-  
13 graph (2), the Secretary may use amounts made  
14 available to the National Park Service from appro-  
15 priations, donations, or fees to provide funding to  
16 Districts under this section.

17 (2) EXCEPTIONS.—The Secretary may not pro-  
18 vide funding under this section from amounts made  
19 available from—

20 (A) the Land and Water Conservation  
21 Fund Act of 1965 (16 U.S.C. 460l–4 et seq.);

22 (B) the recreational fee demonstration pro-  
23 gram established under section 315 of the De-  
24 partment of the Interior and Related Agencies

1 Appropriations Act, 1996 (16 U.S.C. 460l–6a  
2 note; Public Law 104–134);

3 (C) the national park passport program es-  
4 tablished under section 602 of the National  
5 Parks Omnibus Management Act of 1998 (16  
6 U.S.C. 5992); and

7 (D) emergency appropriations for Park  
8 flood recovery.

9 **SEC. 4. AUTHORIZATION FOR PARK FACILITIES TO BE LO-**  
10 **CATED OUTSIDE THE BOUNDARIES OF YO-**  
11 **SEMITE NATIONAL PARK.**

12 Section 814(e) of the Omnibus Parks and Public  
13 Lands Management Act of 1996 (16 U.S.C. 346e) is  
14 amended—

15 (1) in the first sentence—

16 (A) by inserting “and Yosemite National  
17 Park” after “Zion National Park”; and

18 (B) by inserting “transportation systems  
19 and” before “the establishment of”; and

20 (2) by striking “park” each place it appears  
21 and inserting “parks”.

22 **SEC. 5. ADVISORY COMMISSIONS.**

23 (a) GOLDEN GATE NATIONAL RECREATION AREA  
24 ADVISORY COMMISSION.—Section 5 of Public Law 92–  
25 589 (16 U.S.C. 460bb–4) is amended—

1 (1) in subsection (b)—

2 (A) by striking “(b) The Commission” and  
 3 inserting the following:

4 “(b) MEMBERSHIP.—

5 “(1) IN GENERAL.—The Commission”;

6 (B) by striking “*Provided, That the*” and  
 7 all that follows through the period; and

8 (C) by inserting after paragraph (1) (as  
 9 designated by subparagraph (A)) the following:

10 “(2) CONSIDERATIONS.—In appointing mem-  
 11 bers to the Commission, the Secretary shall ensure  
 12 that the members represent the interests of local,  
 13 historic recreational users of the recreation area.”;  
 14 and

15 (2) in subsection (g), by striking “thirty” and  
 16 inserting “40”.

17 (b) MANZANAR NATIONAL HISTORIC SITE ADVISORY  
 18 COMMISSION.—Section 105(h) of Public Law 102–248  
 19 (16 U.S.C. 461 note) is amended by striking “10 years  
 20 after the date of enactment of this title” and inserting  
 21 “on December 31, 2012”.

○