

# Union Calendar No. 198

112<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 535

**[Report No. 112-298]**

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IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 3, 2011

Referred to the Committee on Natural Resources

DECEMBER 1, 2011

Committed to the Committee of the Whole House on the State of the Union  
and ordered to be printed

# **A BILL**

To authorize the Secretary of the Interior to lease certain lands within Fort Pulaski National Monument, 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 “Fort Pulaski National  
 5       Monument Lease Authorization Act”.

6       **SEC. 2. LEASE AUTHORIZATION.**

7       (a) IN GENERAL.—The Secretary of the Interior (re-  
 8       ferred to in this section as the “Secretary”) may lease to  
 9       the Savannah Bar Pilots Association, or a successor orga-  
 10      nization, no more than 30,000 square feet of land and im-  
 11      provements within Fort Pulaski National Monument (re-  
 12      ferred to in this section as the “Monument”) at the loca-  
 13      tion on Cockspur Island that has been used continuously  
 14      by the Savannah Bar Pilots Association since 1940.

15      (b) RENTAL FEE AND PROCEEDS.—

16           (1) RENTAL FEE.—For the lease authorized by  
 17      this Act, the Secretary shall require a rental fee  
 18      based on fair market value adjusted, as the Sec-  
 19      retary deems appropriate, for amounts to be ex-  
 20      pended by the lessee for property preservation,  
 21      maintenance, or repair and related expenses.

22           (2) PROCEEDS.—Disposition of the proceeds  
 23      from the rental fee required pursuant to paragraph  
 24      (1) shall be made in accordance with section 3(k)(5)  
 25      of Public Law 91–383 (16 U.S.C. 1a–2(k)(5)).

1       (c) TERMS AND CONDITIONS.—A lease entered into  
2 under this section—

3           (1) shall be for a term of no more than 10  
4 years and, at the Secretary’s discretion, for succes-  
5 sive terms of no more than 10 years at a time; and

6           (2) shall include any terms and conditions the  
7 Secretary determines to be necessary to protect the  
8 resources of the Monument and the public interest.

9       (d) EXEMPTION FROM APPLICABLE LAW.—Except  
10 as provided in section 2(b)(2) of this Act, the lease author-  
11 ized by this Act shall not be subject to section 3(k) of  
12 Public Law 91–383 (16 U.S.C. 1a–2(k)) or section 321  
13 of Act of June 30, 1932 (40 U.S.C. 1302).



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