

Union Calendar No. 245

107TH CONGRESS
2^D SESSION

H. R. 3421

[Report No. 107-410, Part 1]

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

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 6, 2001

Mr. RADANOVICH introduced the following bill; which was referred to the Committee on Resources, and in addition to the Committee on Education and the Workforce, 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

APRIL 16, 2002

Reported from the Committee on Resources, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italie*]

APRIL 16, 2002

Referral to the Committee on Education and the Workforce extended for a period ending not later than April 16, 2002

APRIL 16, 2002

The Committee on Education and the Workforce discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To provide adequate school facilities within 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. SHORT TITLE.**

4 *This Act may be cited as the “Yosemite National Park*
5 *Education Improvement Act”.*

6 **SEC. 2. FINDINGS AND PURPOSE.**

7 *(a) FINDINGS.—Congress finds the following:*

8 *(1) The three elementary schools serving the chil-*
9 *dren of employees of Yosemite National Park are*
10 *served by the Bass Lake Joint Union Elementary*
11 *School District and the Mariposa Unified School Dis-*
12 *trict.*

13 *(2) The schools are in remote mountainous areas*
14 *and long distances from other educational and ad-*
15 *ministrative facilities of the two local educational*
16 *agencies.*

17 *(3) Because of their remote locations and rel-*
18 *atively small number of students, schools serving the*
19 *children of employees of the Park provide fewer serv-*
20 *ices in more basic facilities than the educational serv-*

1 *ices and facilities provided to students that attend*
2 *other schools served by the two local educational agen-*
3 *cies.*

4 (4) *Because of the long distances involved and*
5 *adverse weather and road conditions that occur dur-*
6 *ing much of the school year, it is impractical for the*
7 *children of employees of the Park who live within or*
8 *near the Park to attend other schools served by the*
9 *two local educational agencies.*

10 (b) *PURPOSE.*—*The purpose of this Act is to authorize*
11 *the Secretary of the Interior to provide supplemental fund-*
12 *ing and other services that are necessary to assist the State*
13 *of California or local educational agencies in California in*
14 *providing educational services for students attending*
15 *schools located within the Park.*

16 **SEC. 3. PAYMENTS FOR EDUCATIONAL SERVICES.**

17 (a) *AUTHORITY TO PROVIDE FUNDS.*—*For fiscal years*
18 *2003 through 2007, the Secretary may provide funds to the*
19 *Bass Lake Joint Union Elementary School District and the*
20 *Mariposa Unified School District for educational services*
21 *to students who are dependents of persons engaged in the*
22 *administration, operation, and maintenance of the Park or*
23 *students who live at or near the Park upon real property*
24 *of the United States.*

1 (b) *LIMITATION ON USE OF FUNDS.*—*Payments made*
2 *by the Secretary under this section may not be used for*
3 *new construction, construction contracts, or major capital*
4 *improvements, and may be used only to pay public employ-*
5 *ees for services otherwise authorized by this Act.*

6 (c) *LIMITATION ON AMOUNT OF FUNDS.*—*Payments*
7 *made under this section shall not exceed the lesser of*
8 *\$750,000 in any fiscal year or the amount necessary to pro-*
9 *vide students described in subsection (a) with educational*
10 *services that are normally provided and generally available*
11 *to students who attend public schools elsewhere in the State*
12 *of California.*

13 (d) *ADJUSTMENT OF PAYMENTS.*—*Subject to sub-*
14 *section (c), the Secretary is authorized to adjust payments*
15 *made under this section if the State of California or the*
16 *appropriate local educational agencies do not continue to*
17 *provide funding for educational services at Park schools at*
18 *per student levels that are equivalent to or greater than*
19 *those provided in the fiscal year prior to the date of enact-*
20 *ment of this Act.*

21 (e) *SOURCE OF PAYMENTS.*—

22 (1) *AUTHORIZED SOURCES.*—*Except as provided*
23 *in paragraph (2), in order to make payments under*
24 *this section, the Secretary may use funds available to*

1 *the National Park Service from appropriations, dona-*
2 *tions, or fees.*

3 (2) *EXCEPTIONS.—Funds from the following*
4 *sources may not be used to make payments under this*
5 *section:*

6 (A) *Fees authorized and collected under the*
7 *Land and Water Conservation Fund Act of 1965*
8 *(16 U.S.C. 460l–4 et seq.).*

9 (B) *The recreational fee demonstration pro-*
10 *gram under section 315 of the Department of the*
11 *Interior and Related Agencies Appropriations*
12 *Act, 1996 (as contained in section 101(c) of Pub-*
13 *lic Law 104–134; 16 U.S.C. 460l–6a note).*

14 (C) *The national park passport program es-*
15 *tablished under section 602 of the National*
16 *Parks Omnibus Management Act of 1998 (16*
17 *U.S.C. 5992).*

18 (D) *Emergency appropriations for Yosemite*
19 *flood recovery.*

20 (f) *DEFINITIONS.—For the purposes of this Act, the fol-*
21 *lowing definitions apply:*

22 (1) *LOCAL EDUCATIONAL AGENCIES.—The term*
23 *“local educational agencies” has the meaning given*
24 *that term in section 9101(26) of the Elementary and*
25 *Secondary Education Act of 1965.*

1 (2) *EDUCATIONAL SERVICES.*—*The term “edu-*
2 *catinal services” means services that may include*
3 *maintenance and minor upgrades of facilities and*
4 *transportation to and from school.*

5 (3) *PARK.*—*The term “Park” means Yosemite*
6 *National Park.*

7 (4) *SECRETARY.*—*The term “Secretary” means*
8 *the Secretary of the Interior.*

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