

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—116th Cong., 2d Sess.

S. 2555

To designate the New River Gorge National River in the State of West Virginia as the “New River Gorge National Park and Preserve”, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by _____

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “New River Gorge Na-
5 tional Park and Preserve Designation Act”.

6 **SEC. 2. DESIGNATION OF NEW RIVER GORGE NATIONAL**
7 **PARK AND NEW RIVER GORGE NATIONAL**
8 **PRESERVE, WEST VIRGINIA.**

9 (a) REDESIGNATION.—The New River Gorge Na-
10 tional River established under section 1101 of the Na-
11 tional Parks and Recreation Act of 1978 (16 U.S.C.

1 460m–15) shall be known and designated as the “New
2 River Gorge National Park and Preserve”, consisting of—

3 (1) the New River Gorge National Park; and

4 (2) the New River Gorge National Preserve.

5 (b) **NEW RIVER GORGE NATIONAL PARK.**—The
6 boundaries of the New River Gorge National Park referred
7 to in subsection (a)(1) shall be the boundaries depicted
8 as “Proposed National Park Area” on the map entitled
9 “New River Gorge National Park and Preserve Proposed
10 Boundary”, numbered 637/163,199A, and dated Sep-
11 tember 2020.

12 (c) **NEW RIVER GORGE NATIONAL PRESERVE;**
13 **BOUNDARY.**—The boundaries of the New River Gorge Na-
14 tional Preserve referred to in subsection (a)(2) shall be
15 the boundaries depicted as “Proposed National Preserve
16 Area” on the map entitled “New River Gorge National
17 Park and Preserve Proposed Boundary”, numbered 637/
18 163,199A, and dated September 2020.

19 **SEC. 3. ADMINISTRATION.**

20 (a) **IN GENERAL.**—The New River Gorge National
21 Park and Preserve shall be administered by the Secretary
22 of the Interior (referred to in this Act as the “Secretary”)
23 in accordance with—

24 (1) this Act;

1 (2) the laws generally applicable to units of the
2 National Park System, including—

3 (A) section 100101(a), chapter 1003, and
4 sections 100751(a), 100752, 100753, and
5 102101 of title 54, United States Code; and

6 (B) chapter 3201 of title 54, United States
7 Code; and

8 (3) title XI of the National Parks and Recre-
9 ation Act of 1978 (16 U.S.C. 460m–15 et seq.), ex-
10 cept that the provisions of section 1106 of that Act
11 (16 U.S.C. 460m–20) relating to hunting shall not
12 apply to the New River Gorge National Park.

13 (b) HUNTING AND FISHING.—

14 (1) HUNTING.—Hunting within the New River
15 Gorge National Preserve shall be administered by
16 the Secretary—

17 (A) in the same manner as hunting was
18 administered on the day before the date of en-
19 actment of this Act in those portions of the
20 New River Gorge National River designated as
21 the New River Gorge National Preserve by sec-
22 tion 2(c); and

23 (B) in accordance with—

1 (i) section 1106 of the National Parks
2 and Recreation Act of 1978 (16 U.S.C.
3 460m–20); and

4 (ii) other applicable laws.

5 (2) FISHING.—Fishing within the New River
6 Gorge National Park and Preserve shall be adminis-
7 tered by the Secretary—

8 (A) in the same manner as fishing was ad-
9 ministered within the New River Gorge Na-
10 tional River on the day before the date of enact-
11 ment of this Act; and

12 (B) in accordance with—

13 (i) section 1106 of the National Parks
14 and Recreation Act of 1978 (16 U.S.C.
15 460m–20); and

16 (ii) other applicable laws.

17 (3) PRIVATE LAND.—Nothing in this Act pro-
18 hibits hunting, fishing, or trapping on private land
19 in accordance with applicable State and Federal
20 laws.

21 (c) LAND ACQUISITION.—

22 (1) ADDITIONAL LAND FOR NATIONAL PRE-
23 SERVE.—

24 (A) IN GENERAL.—The Secretary may ac-
25 quire land or any interest in land identified as

1 “Proposed Additional Lands” on the map enti-
2 tled “New River Gorge National Park and Pre-
3 serve Proposed Boundary”, numbered 637/
4 163,199A, and dated September 2020, by pur-
5 chase from a willing seller, donation, or ex-
6 change.

7 (B) BOUNDARY MODIFICATION.—On ac-
8 quisition of any land or interest in land under
9 subparagraph (A), the Secretary shall—

10 (i) modify the boundary of the New
11 River Gorge National Preserve to reflect
12 the acquisition; and

13 (ii) administer the land or interest in
14 land in accordance with the laws applicable
15 to the New River Gorge National Preserve.

16 (2) VISITOR PARKING.—

17 (A) IN GENERAL.—The Secretary may ac-
18 quire not more than 100 acres of land in the
19 vicinity of the New River Gorge National Park
20 and Preserve by purchase from a willing seller,
21 donation, or exchange to provide for—

22 (i) visitor parking; and

23 (ii) improved public access to the New
24 River Gorge National Park and Preserve.

1 (B) ADMINISTRATION.—On acquisition of
2 the land under subparagraph (A), the acquired
3 land shall be administered as part of the New
4 River Gorge National Park or the New River
5 Gorge National Preserve, as appropriate.

6 (d) COMMERCIAL RECREATIONAL WATERCRAFT
7 SERVICES.—Commercial recreational watercraft services
8 within the New River Gorge National Park and Preserve
9 shall be administered by the Secretary in accordance with
10 section 402 of the West Virginia National Interest River
11 Conservation Act of 1987 (16 U.S.C. 460m–15 note; Pub-
12 lic Law 100–534).

13 (e) REFERENCES.—Any reference in a law, map, reg-
14 ulation, document, paper, or other record of the United
15 States to the New River Gorge National River shall be
16 considered to be a reference to the “New River Gorge Na-
17 tional Park” or the “New River Gorge National Preserve”,
18 as appropriate.

19 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

20 There are authorized to be appropriated such sums
21 as are necessary to carry out this Act.