

Calendar No. 614

118TH CONGRESS
2D SESSION**S. 4216**

To establish the Ocmulgee Mounds National Park and Preserve in the State of Georgia, and for other purposes.

 IN THE SENATE OF THE UNITED STATES

APRIL 30, 2024

Mr. OSSOFF (for himself and Mr. WARNOCK) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

NOVEMBER 21, 2024

Reported by Mr. MANCHIN, with an amendment

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

A BILL

To establish the Ocmulgee Mounds National Park and Preserve in the State of Georgia, 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 “Ocmulgee Mounds Na-
5 tional Park and Preserve Establishment Act”.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) **ADVISORY COUNCIL.**—The term “Advisory
4 Council” means the Ocmulgee Mounds National
5 Park and Preserve Advisory Council established
6 under section 5(a).

7 (2) **MAP.**—The term “Map” means the map en-
8 titled “Ocmulgee Mounds National Park and Pre-
9 serve Proposed Boundary”, numbered 363/193026,
10 and dated April 2024.

11 (3) **SECRETARY.**—The term “Secretary” means
12 the Secretary of the Interior.

13 (4) **STATE.**—The term “State” means the State
14 of Georgia.

15 (5) **TRIBE.**—The term “Tribe” means the
16 Museogee (Creek) Nation.

17 **SEC. 3. REDESIGNATION OF OCMULGEE MOUNDS NA-**
18 **TIONAL PARK AND ESTABLISHMENT OF**
19 **OCMULGEE MOUNDS NATIONAL PRESERVE.**

20 (a) **REDESIGNATION OF OCMULGEE MOUNDS NA-**
21 **TIONAL PARK; LAND ACQUISITION.**—

22 (1) **IN GENERAL.**—The Ocmulgee Mounds Na-
23 tional Historical Park designated by section
24 2102(b)(1)(A) of the John D. Dingell, Jr. Conserva-
25 tion, Management, and Recreation Act (16 U.S.C.

1 ~~410yyy-3(b)(1)(A)~~ shall be known and designated
 2 as the “Ocmulgee Mounds National Park”.

3 ~~(2) REFERENCES.~~—Any reference in a law,
 4 map, regulation, document, paper, or other record of
 5 the United States to the “Ocmulgee Mounds Na-
 6 tional Historical Park” shall be considered to be a
 7 reference to the “Ocmulgee Mounds National Park”.

8 ~~(3) LAND ACQUISITION FOR OCMULGEE~~
 9 ~~MOUNDS NATIONAL PARK.~~—

10 ~~(A) IN GENERAL.~~—The Secretary may ac-
 11 quire land or any interest in land within the
 12 area depicted as “National Park Area” on the
 13 Map for inclusion in the Ocmulgee Mounds Na-
 14 tional Park by purchase from a willing seller,
 15 donation, or exchange.

16 ~~(B) ADMINISTRATION.~~—Any land or inter-
 17 est in land acquired under subparagraph (A)
 18 shall be—

19 (i) incorporated into the Ocmulgee
 20 Mounds National Park; and

21 (ii) administered by the Secretary in
 22 accordance with section 4.

23 ~~(C) PROHIBITION ON USE OF EMINENT~~
 24 ~~DOMAIN.~~—Nothing in this paragraph authorizes

1 the use of eminent domain to acquire land or
2 an interest in land.

3 (D) BOUNDARIES.—The boundaries of the
4 Ocmulgee Mounds National Park shall reflect
5 the land and interests in land acquired for the
6 Ocmulgee Mounds National Park under sub-
7 paragraph (A).

8 (b) ESTABLISHMENT OF OCMULGEE MOUNDS NA-
9 TIONAL PRESERVE.—

10 (1) IN GENERAL.—Effective on the date on
11 which the Secretary publishes in the Federal Reg-
12 ister a notice that the Secretary has determined that
13 sufficient land within the area depicted as “National
14 Preserve Area” on the Map has been acquired under
15 paragraph (2) to constitute a manageable unit, there
16 is established the Ocmulgee Mounds National Pre-
17 serve in the State as a unit of the National Park
18 System.

19 (2) LAND ACQUISITION FOR OCMULGEE
20 MOUNDS NATIONAL PRESERVE.—

21 (A) IN GENERAL.—The Secretary may ac-
22 quire land or any interest in land within the
23 area depicted as “National Preserve Area” on
24 the Map for inclusion in the Ocmulgee Mounds

1 National Preserve by purchase from a willing
2 seller, donation, or exchange.

3 (B) ADMINISTRATION.—Any land or inter-
4 est in land acquired under subparagraph (A)
5 shall be—

6 (i) incorporated into the Oemulgee
7 Mounds National Preserve; and

8 (ii) administered by the Secretary in
9 accordance with section 4.

10 (C) PROHIBITION ON USE OF EMINENT
11 DOMAIN.—Nothing in this paragraph authorizes
12 the use of eminent domain to acquire land or
13 an interest in land.

14 (3) BOUNDARIES.—The boundaries of the
15 Oemulgee Mounds National Preserve shall reflect
16 the land and interests in land acquired for the
17 Oemulgee Mounds National Preserve under para-
18 graph (2)(A).

19 (c) MAPS AND LEGAL DESCRIPTIONS.—

20 (1) IN GENERAL.—The Secretary shall file with
21 the Committee on Energy and Natural Resources of
22 the Senate and the Committee on Natural Resources
23 of the House of Representatives—

24 (A) as soon as practicable after the date of
25 enactment of this Act, a map and legal descrip-

1 tion of the Ocmulgee Mounds National Park;
2 and

3 (B) as soon as practicable after the date of
4 establishment of the Ocmulgee Mounds Na-
5 tional Preserve, a map and legal description of
6 the Ocmulgee Mounds National Preserve.

7 (2) CORRECTIONS.—The maps and legal de-
8 scriptions filed under paragraph (1) shall have the
9 same force and effect as if included in this Act, ex-
10 cept that the Secretary may make technical correc-
11 tions to the maps and legal descriptions.

12 (3) AVAILABILITY.—The maps and legal de-
13 scriptions filed under paragraph (1) shall be on file
14 and available for public inspection in the appropriate
15 offices of the National Park Service.

16 **SEC. 4. ADMINISTRATION OF OCMULGEE MOUNDS NA-**
17 **TIONAL PARK AND PRESERVE.**

18 (a) IN GENERAL.—The Ocmulgee Mounds National
19 Park and the Ocmulgee Mounds National Preserve shall—

20 (1) be administered as a single unit of the Na-
21 tional Park System in accordance with—

22 (A) this section;

23 (B) the laws generally applicable to units
24 of the National Park System, including—

1 (i) section ~~100101(a)~~, chapter ~~1003~~,
 2 and sections ~~100751(a)~~, ~~100752~~, ~~100753~~,
 3 and ~~102101~~ of title 54, United States
 4 Code; and

5 (ii) chapter ~~3201~~ of title 54, United
 6 States Code; and

7 (C) any co-management agreement entered
 8 into under subsection (b); and

9 (2) collectively be known and designated as the
 10 “Ocmulgee Mounds National Park and Preserve”.

11 (b) CO-MANAGEMENT AGREEMENT.—Not later than
 12 1 year after the date of receipt of the recommendations
 13 of the Advisory Council under section 5(b)(2), the Sec-
 14 retary shall enter into an agreement with the Tribe to pro-
 15 vide for the co-management of the Ocmulgee Mounds Na-
 16 tional Park and Preserve by the Secretary and the Tribe.

17 (c) HUNTING AND FISHING.—

18 (1) HUNTING.—The Secretary shall allow hunt-
 19 ing on lands under the jurisdiction of the Secretary
 20 within the boundaries of the Ocmulgee Mounds Na-
 21 tional Preserve in accordance with applicable Fed-
 22 eral and State laws.

23 (2) FISHING.—The Secretary shall allow fishing
 24 on waters under the jurisdiction of the Secretary
 25 within the boundaries of the Ocmulgee Mounds Na-

1 tional Park and Preserve in accordance with applica-
2 ble Federal and State laws.

3 ~~(3) LIMITATION.—The Secretary may designate~~
4 ~~zones in which, and establish periods during which,~~
5 ~~no hunting, fishing, or both, shall be allowed for rea-~~
6 ~~sons of public safety, administration, fish or wildlife~~
7 ~~management, or emergencies.~~

8 ~~(4) CONSULTATION.—The Secretary shall en-~~
9 ~~sure any regulations prescribing such restrictions~~
10 ~~under this subsection shall be put into effect only~~
11 ~~after consultation with the State.~~

12 ~~(5) PRIVATE LAND.—Nothing in this subsection~~
13 ~~prohibits hunting, fishing, or trapping on private~~
14 ~~land in accordance with applicable State and Federal~~
15 ~~laws.~~

16 ~~(6) CONGRESSIONAL INTENT.—Nothing in this~~
17 ~~Act is intended to affect the jurisdiction or respon-~~
18 ~~sibilities of the State with respect to fish and wild-~~
19 ~~life.~~

20 ~~(d) HIRING PREFERENCE.—The Secretary shall es-~~
21 ~~tablish policies to provide a preference for hiring members~~
22 ~~of the Tribe for positions at the Ocmulgee Mounds Na-~~
23 ~~tional Park and Preserve, consistent with the Indian pref-~~
24 ~~erence policy established by the Secretary of the Interior~~
25 ~~under section 12 of the Act of June 18, 1934 (commonly~~

1 known as the “Indian Reorganization Act”) (48 Stat. 986;
 2 chapter 576; 25 U.S.C. 5116).

3 (c) EFFECT ON ADMINISTRATION OF BOND SWAMP
 4 NATIONAL WILDLIFE REFUGE.—

5 (1) IN GENERAL.—Except as provided in para-
 6 graph (2), nothing in this Act affects the continued
 7 administration of the Bond Swamp National Wildlife
 8 Refuge by the Director of the United States Fish
 9 and Wildlife Service as a unit of the National Wild-
 10 life Refuge System.

11 (2) CULTURAL INTERPRETATION ACTIVITIES.—
 12 The Director of the National Park Service shall con-
 13 sult with the Tribe to provide cultural programs and
 14 related activities with respect to the Bond Swamp
 15 National Wildlife Refuge with the consent of the Di-
 16 rector of the United States Fish and Wildlife Serv-
 17 ice.

18 (f) TRIBAL USES.—Subject to any terms and condi-
 19 tions that the Secretary determines to be necessary and
 20 in accordance with applicable law, the Secretary shall
 21 allow for the continued use of the Ocmulgee Mounds Na-
 22 tional Park and Preserve by members of the Tribe for—

23 (1) traditional ceremonies; and

24 (2) hunting, fishing, and trapping.

1 (g) ~~MILITARY ACTIVITIES.~~—Nothing in this Act pre-
2 eludes—

3 (1) ~~low-level overflights of military aircraft over~~
4 the Ocmulgee Mounds National Park and Preserve;

5 (2) the designation of new units of special use
6 airspace over the Ocmulgee Mounds National Park
7 and Preserve;

8 (3) the use or establishment of military flight
9 training routes over the Ocmulgee Mounds National
10 Park and Preserve;

11 (4) access to electronic tracking and commu-
12 nications sites associated with special use airspace or
13 military flight training routes over the Ocmulgee
14 Mounds National Park and Preserve;

15 (5) ground access to respond to emergency or
16 accident locations relating to special use airspace or
17 military flight training routes over the Ocmulgee
18 Mounds National Park and Preserve;

19 (6) continued use of the Ocmulgee Mounds Na-
20 tional Park and Preserve by tactical ground parties
21 or the maintenance of existing associated ground in-
22 strumentation; in accordance with any applicable
23 interagency agreements in effect on the date of en-
24 actment of this Act; or

1 (7) the Secretary of Defense from entering into
2 new or renewed agreements with the Secretary relat-
3 ing to the use by military aircraft of airspace over
4 the Ocmulgee Mounds National Park and Preserve
5 or the maintenance of associated ground instrumen-
6 tation or tactical ground parties—

7 (A) that will not interfere with the man-
8 agement of the Ocmulgee Mounds National
9 Park and Preserve for the purposes for which
10 the Ocmulgee Mounds National Park and Pre-
11 serve was established; and

12 (B) in accordance with applicable laws.

13 **SEC. 5. ADVISORY COUNCIL.**

14 (a) **ESTABLISHMENT.**—The Secretary shall establish
15 an advisory council, to be known as the “Ocmulgee
16 Mounds National Park and Preserve Advisory Council”.

17 (b) **DUTIES.**—The Advisory Council shall—

18 (1) advise the Secretary with respect to the
19 preparation and implementation of a management
20 plan for the Ocmulgee Mounds National Park and
21 Preserve; and

22 (2) not later than 3 years after the date of en-
23 actment of this Act, submit to the Secretary rec-
24 ommendations relating to the management of the
25 Ocmulgee Mounds National Park and Preserve, in-

1 eluding the role of the Tribe with respect to the del-
 2 egation of any aspects of Federal decisionmaking,
 3 including land management, species management,
 4 and the interpretation of cultural resources and re-
 5 sources of the Tribe at the Oemulgee Mounds Na-
 6 tional Park and Preserve.

7 ~~(c)~~ MEMBERS.—The Advisory Council shall consist of
 8 9 members, to be appointed by the Secretary, as follows:

9 (1) 1 member, who shall be the superintendent
 10 of the Oemulgee Mounds National Park and Pre-
 11 serve.

12 (2) 1 member, who shall be the Secretary of
 13 Culture and Humanities of the Tribe.

14 (3) 1 member, who shall be the Secretary of In-
 15 terior Affairs of the Tribe.

16 (4) 1 member, who shall be the Principal Chief
 17 of the Tribe.

18 (5) 1 member, who shall be a representative of
 19 the applicable National Park Service regional office
 20 for the State.

21 (6) 1 member, who shall be a representative of
 22 the applicable United States Fish and Wildlife Serv-
 23 ice regional office for the State.

1 (7) 1 member, who shall be the United States
2 Fish and Wildlife Service project leader of the Bond
3 Swamp National Wildlife Refuge.

4 (8) 1 member, who shall be a representative of
5 the State Department of Natural Resources.

6 (9) 1 member, who shall be a representative of
7 the Middle Georgia Regional Commission.

8 (d) APPLICABLE LAW.—The Advisory Council shall
9 be subject to chapter 10 of title 5, United States Code
10 (commonly referred to as the “Federal Advisory Com-
11 mittee Act”) and other applicable laws.

12 (e) VACANCY.—A vacancy on the Advisory Council
13 shall be filled in the same manner as the original appoint-
14 ment.

15 (f) QUORUM.—A majority of the members of the Ad-
16 visory Council (including not fewer than 1 member who
17 is a designated representative of the Tribe) shall con-
18 stitute a quorum.

19 (g) CHAIRPERSON.—The Advisory Council shall—

20 (1) elect a chairperson of the Advisory Council
21 from among the members of the Advisory Council;
22 and

23 (2) establish any rules and procedures for the
24 Advisory Council that the Advisory Council deter-
25 mines to be appropriate.

1 (h) **NO COMPENSATION.**—Members of the Advisory
2 Council shall serve without compensation.

3 (i) **TERMINATION.**—The Advisory Council shall ter-
4minate on the date on which the Advisory Council com-
5pletes the management plan for the Ocmulgee Mounds
6 National Park and Preserve.

7 **SEC. 6. LAND TO BE HELD IN TRUST.**

8 All right, title, and interest of the United States in
9 and to the approximately 126 acres of land in the
10 Ocmulgee Mounds National Park and Preserve owned in
11 fee by the Tribe are hereby taken into trust for the benefit
12 of the Tribe. Such land—

13 (1) is part of Indian country (as defined in sec-
14 tion 1151 of title 18, United States Code) of the
15 Tribe; and

16 (2) shall be administered in accordance with the
17 laws and regulations generally applicable to property
18 held in trust by the United States for the benefit of
19 an Indian Tribe.

20 **SEC. 7. AUTHORIZATION OF APPROPRIATIONS.**

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

23 **SECTION 1. SHORT TITLE.**

24 *This Act may be cited as the “Ocmulgee Mounds Na-*
25 *tional Park and Preserve Establishment Act”.*

1 **SEC. 2. DEFINITIONS.**

2 *In this Act:*

3 (1) *ADVISORY COUNCIL.*—*The term “Advisory*
 4 *Council” means the Ocmulgee Mounds National Park*
 5 *and Preserve Advisory Council established under sec-*
 6 *tion 5(a).*

7 (2) *MAP.*—*The term “Map” means the map enti-*
 8 *tled “Ocmulgee Mounds National Park and Preserve*
 9 *Proposed Boundary”, numbered 363/193026, and*
 10 *dated September 2024.*

11 (3) *SECRETARY.*—*The term “Secretary” means*
 12 *the Secretary of the Interior.*

13 (4) *STATE.*—*The term “State” means the State*
 14 *of Georgia.*

15 (5) *TRIBE.*—*The term “Tribe” means the*
 16 *Muscogee (Creek) Nation.*

17 **SEC. 3. REDESIGNATION OF OCMULGEE MOUNDS NATIONAL**
 18 **PARK AND ESTABLISHMENT OF OCMULGEE**
 19 **MOUNDS NATIONAL PRESERVE.**

20 (a) *REDESIGNATION OF OCMULGEE MOUNDS NA-*
 21 *TIONAL PARK; LAND ACQUISITION.*—

22 (1) *IN GENERAL.*—*The Ocmulgee Mounds Na-*
 23 *tional Historical Park designated by section*
 24 *2102(b)(1)(A) of the John D. Dingell, Jr. Conserva-*
 25 *tion, Management, and Recreation Act (16 U.S.C.*

1 410yyy-3(b)(1)(A)) shall be known and designated as
 2 the “Ocmulgee Mounds National Park”.

3 (2) *REFERENCES.*—Any reference in a law, map,
 4 regulation, document, paper, or other record of the
 5 United States to the “Ocmulgee Mounds National
 6 Historical Park” shall be considered to be a reference
 7 to the “Ocmulgee Mounds National Park”.

8 (3) *LAND ACQUISITION FOR OCMULGEE MOUNDS*
 9 *NATIONAL PARK.*—

10 (A) *IN GENERAL.*—The Secretary may ac-
 11 quire land or any interest in land within the
 12 area depicted as “National Park Area” on the
 13 Map for inclusion in the Ocmulgee Mounds Na-
 14 tional Park by purchase from a willing seller,
 15 donation, or exchange.

16 (B) *ADMINISTRATION.*—Any land or inter-
 17 est in land acquired under subparagraph (A)
 18 shall be—

19 (i) incorporated into the Ocmulgee
 20 Mounds National Park; and

21 (ii) administered by the Secretary in
 22 accordance with section 4.

23 (C) *PROHIBITION ON USE OF EMINENT DO-*
 24 *MAIN.*—Nothing in this paragraph authorizes the

1 *use of eminent domain to acquire land or an in-*
2 *terest in land.*

3 **(b) ESTABLISHMENT OF OCMULGEE MOUNDS NA-**
4 **TIONAL PRESERVE.—**

5 **(1) IN GENERAL.—***Effective on the date on which*
6 *the Secretary publishes in the Federal Register a no-*
7 *tice that the Secretary has determined that sufficient*
8 *land within the area depicted as “National Preserve*
9 *Area” on the Map has been acquired under paragraph*
10 **(2) to constitute a manageable unit, there is estab-**
11 *lished the Ocmulgee Mounds National Preserve in the*
12 *State as a unit of the National Park System.*

13 **(2) LAND ACQUISITION FOR OCMULGEE MOUNDS**
14 **NATIONAL PRESERVE.—**

15 **(A) IN GENERAL.—***The Secretary may ac-*
16 *quire land or any interest in land within the*
17 *area depicted as “National Preserve Area” on*
18 *the Map for inclusion in the Ocmulgee Mounds*
19 *National Preserve by purchase from a willing*
20 *seller, donation, or exchange.*

21 **(B) ADMINISTRATION.—***Any land or inter-*
22 *est in land acquired under subparagraph (A)*
23 *shall be—*

24 **(i) incorporated into the Ocmulgee**
25 **Mounds National Preserve; and**

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

5 (ii) chapter 3201 of title 54, United
6 States Code; and

7 (C) any management plan developed under
8 subsection (b); and

9 (2) collectively be known and designated as the
10 “Ocmulgee Mounds National Park and Preserve”.

11 (b) *MANAGEMENT PLAN.*—

12 (1) *IN GENERAL.*—Not later than 3 years after
13 the date of enactment of this Act, the Secretary, in
14 consultation with the Advisory Council, shall develop
15 a general management plan for the preservation and
16 use of the Ocmulgee Mounds National Park and Pre-
17 serve in accordance with section 100502 of title 54,
18 United States Code.

19 (2) *CULTURAL RESOURCES AND LANDSCAPES.*—
20 The general management plan developed under para-
21 graph (1) shall provide for—

22 (A) the interpretation and preservation of
23 cultural resources of the Ocmulgee Mounds Na-
24 tional Park and Preserve, including burial

1 *grounds and other sites that are sacred to the*
2 *Tribe; and*

3 *(B) an inventory of important cultural*
4 *landscapes, including flora, that should be pre-*
5 *served, managed, developed, and maintained be-*
6 *cause of the cultural, natural, and public use sig-*
7 *nificance of the cultural landscapes, including to*
8 *the Tribe.*

9 *(c) HUNTING AND FISHING.—*

10 *(1) HUNTING.—The Secretary shall allow hunt-*
11 *ing on land under the jurisdiction of the Secretary*
12 *within the boundaries of the Ocmulgee Mounds Na-*
13 *tional Preserve in accordance with applicable Federal*
14 *and State laws.*

15 *(2) FISHING.—The Secretary shall allow fishing*
16 *on waters under the jurisdiction of the Secretary*
17 *within the boundaries of the Ocmulgee Mounds Na-*
18 *tional Park and Preserve in accordance with applica-*
19 *ble Federal and State laws.*

20 *(3) LIMITATION.—The Secretary may designate*
21 *zones in which, and establish periods during which,*
22 *no hunting, fishing, or both, shall be allowed for rea-*
23 *sons of public safety, administration, fish or wildlife*
24 *management, or emergencies.*

1 (4) *CONSULTATION.*—*The Secretary shall ensure*
2 *any regulations prescribing such restrictions under*
3 *this subsection shall be put into effect only after con-*
4 *sultation with the State.*

5 (5) *PRIVATE LAND.*—*Nothing in this subsection*
6 *prohibits hunting, fishing, or trapping on private*
7 *land in accordance with applicable State and Federal*
8 *laws.*

9 (6) *CONGRESSIONAL INTENT.*—*Nothing in this*
10 *Act is intended to affect the jurisdiction or respon-*
11 *sibilities of the State with respect to fish and wildlife.*

12 (d) *HIRING PREFERENCE.*—*The Secretary shall estab-*
13 *lish policies to provide a preference for hiring members of*
14 *the Tribe for positions at the Ocmulgee Mounds National*
15 *Park and Preserve, consistent with the Indian preference*
16 *policy established by the Secretary of the Interior under sec-*
17 *tion 12 of the Act of June 18, 1934 (commonly known as*
18 *the “Indian Reorganization Act”) (48 Stat. 986, chapter*
19 *576; 25 U.S.C. 5116).*

20 (e) *EFFECT ON ADMINISTRATION OF BOND SWAMP NA-*
21 *TIONAL WILDLIFE REFUGE.*—

22 (1) *IN GENERAL.*—*Except as provided in para-*
23 *graph (2), nothing in this Act affects the continued*
24 *administration of the Bond Swamp National Wildlife*
25 *Refuge by the Director of the United States Fish and*

1 *Wildlife Service as a unit of the National Wildlife*
2 *Refuge System.*

3 (2) *CULTURAL INTERPRETATION ACTIVITIES.—*

4 *The Director of the National Park Service shall con-*
5 *sult with the Tribe to provide cultural programs and*
6 *related activities with respect to the Bond Swamp*
7 *National Wildlife Refuge with the consent of the Di-*
8 *rector of the United States Fish and Wildlife Service.*

9 (f) *TRIBAL CONSULTATION.—Nothing in this Act pre-*
10 *vents continued consultation with federally recognized In-*
11 *dian Tribes pursuant to Executive Order 13175 (25 U.S.C.*
12 *5301 note; relating to consultation and coordination with*
13 *Indian Tribal governments).*

14 (g) *MILITARY OVERFLIGHTS.—Nothing in this Act*
15 *precludes—*

16 (1) *low-level overflights of military aircraft over*
17 *the Ocmulgee Mounds National Park and Preserve;*

18 (2) *the designation of new units of special use*
19 *airspace over the Ocmulgee Mounds National Park*
20 *and Preserve; or*

21 (3) *the use or establishment of military flight*
22 *training routes over the Ocmulgee Mounds National*
23 *Park and Preserve.*

24 (h) *SACRED AND CULTURAL SITES.—The Secretary*
25 *shall ensure the protection of sacred sites and cultural sites*

1 *within the Ocmulgee Mounds National Park and Preserve*
2 *and provide access to the sites by members of Indian Tribes*
3 *who have ancestral connections to the Ocmulgee River Cor-*
4 *ridor, in accordance with Public Law 95–341 (commonly*
5 *known as the “American Indian Religious Freedom Act”)*
6 *(42 U.S.C. 1996 et seq.) and Executive Order 13007 (42*
7 *U.S.C. 1996 note; relating to Indian sacred sites).*

8 **SEC. 5. ADVISORY COUNCIL.**

9 (a) *ESTABLISHMENT.—The Secretary shall establish*
10 *an advisory council, to be known as the “Ocmulgee Mounds*
11 *National Park and Preserve Advisory Council”.*

12 (b) *DUTIES.—The Advisory Council shall—*

13 (1) *advise the Secretary with respect to the devel-*
14 *opment and implementation of the management plan*
15 *for the Ocmulgee Mounds National Park and Pre-*
16 *serve; and*

17 (2) *not later than 3 years after the date of enact-*
18 *ment of this Act, submit to the Secretary rec-*
19 *ommendations regarding how the Secretary would*
20 *consider and accommodate Tribal interests in the*
21 *management of the Ocmulgee Mounds National Park*
22 *and Preserve, including recommendations regarding*
23 *how the Secretary and the Tribe may collaborate with*
24 *respect to land management, species management,*
25 *and the interpretation of cultural resources and re-*

1 *sources of the Tribe at the Ocmulgee Mounds National*
2 *Park and Preserve.*

3 (c) *MEMBERS.—The Advisory Council shall consist of*
4 *7 members, to be appointed by the Secretary, as follows:*

5 (1) *1 member, who shall be a representative of*
6 *the applicable National Park Service office.*

7 (2) *1 member, who shall be a representative of*
8 *the applicable United States Fish and Wildlife Serv-*
9 *ice office.*

10 (3) *3 members, who shall be representatives of*
11 *the Tribe.*

12 (4) *1 member, who shall be a representative of*
13 *the State Department of Natural Resources.*

14 (5) *1 member, who shall be appointed after con-*
15 *sidering recommendations from the Middle Georgia*
16 *Regional Commission.*

17 (d) *APPLICABLE LAW.—The Advisory Council shall be*
18 *subject to chapter 10 of title 5, United States Code (com-*
19 *monly referred to as the “Federal Advisory Committee Act”)*
20 *(other than section 1013 of that title), and other applicable*
21 *laws.*

22 (e) *VACANCY.—A vacancy on the Advisory Council*
23 *shall be filled in the same manner as the original appoint-*
24 *ment.*

1 (f) *QUORUM.*—*A majority of the members of the Advi-*
 2 *sory Council (including not fewer than 1 member who is*
 3 *a designated representative of the Tribe) shall constitute a*
 4 *quorum.*

5 (g) *FREQUENCY OF MEETINGS.*—*The Advisory Council*
 6 *shall meet 2 times per year, or more often as the Chair-*
 7 *person of the Advisory Council determines to be appro-*
 8 *priate.*

9 (h) *CHAIRPERSON.*—*The Advisory Council shall—*

10 (1) *elect a chairperson of the Advisory Council*
 11 *from among the members of the Advisory Council;*
 12 *and*

13 (2) *establish any rules and procedures for the*
 14 *Advisory Council that the Advisory Council deter-*
 15 *mines to be appropriate.*

16 (i) *NO COMPENSATION.*—*Members of the Advisory*
 17 *Council shall serve without compensation.*

18 **SEC. 6. LAND TO BE HELD IN TRUST.**

19 *All right, title, and interest of the United States in*
 20 *and to the approximately 126 acres of land owned in fee*
 21 *by the Tribe are hereby taken into trust for the benefit of*
 22 *the Tribe. Such land—*

23 (1) *is part of Indian country (as defined in sec-*
 24 *tion 1151 of title 18, United States Code) of the*
 25 *Tribe; and*

1 (2) *shall be administered in accordance with the*
2 *laws and regulations generally applicable to property*
3 *held in trust by the United States for the benefit of*
4 *an Indian Tribe.*

5 **SEC. 7. AUTHORIZATION OF APPROPRIATIONS.**

6 *There are authorized to be appropriated such sums as*
7 *are necessary to carry out this Act.*

Calendar No. 614

118TH CONGRESS
2^D SESSION

S. 4216

A BILL

To establish the Ocmulgee Mounds National Park and Preserve in the State of Georgia, and for other purposes.

NOVEMBER 21, 2024

Reported with an amendment