

# Calendar No. 139

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

# S. 535

[Report No. 112-59]

To authorize the Secretary of the Interior to lease certain lands within Fort Pulaski National Monument, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

MARCH 9, 2011

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

AUGUST 30 (legislative day, AUGUST 2), 2011

Reported under authority of the order of the Senate of August 2, 2011, by Mr. BINGAMAN, without amendment

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## 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”.

1 **SEC. 2. LEASE AUTHORIZATION.**

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

10 (b) RENTAL FEE AND PROCEEDS.—

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

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

21 (c) TERMS AND CONDITIONS.—A lease entered into  
22 under this section—

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

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

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

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