

Calendar No. 64

115TH CONGRESS
1ST SESSION

H. R. 560

[Report No. 115–51]

IN THE SENATE OF THE UNITED STATES

JANUARY 31, 2017

Received

MARCH 7, 2017

Read twice and referred to the Committee on Energy and Natural Resources

MAY 9, 2017

Reported by Ms. MURKOWSKI, without amendment

AN ACT

To amend the Delaware Water Gap National Recreation Area Improvement Act to provide access to certain vehicles serving residents of municipalities adjacent to the Delaware Water Gap National Recreation Area, 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,*

1 **SECTION 1. VEHICULAR ACCESS AND FEES.**

2 Section 4 of the Delaware Water Gap National Recre-
 3 ation Area Improvement Act (Public Law 109–156) is
 4 amended to read as follows:

5 **“SEC. 4. USE OF CERTAIN ROADS WITHIN THE RECREATION**
 6 **AREA.**

7 “(a) IN GENERAL.—Except as otherwise provided in
 8 this section, Highway 209, a federally owned road within
 9 the boundaries of the Recreation Area, shall be closed to
 10 all commercial vehicles.

11 “(b) EXCEPTION FOR LOCAL BUSINESS USE.—Until
 12 September 30, 2021, subsection (a) shall not apply with
 13 respect to the use of commercial vehicles that have four
 14 or fewer axles and are—

15 “(1) owned and operated by a business phys-
 16 ically located in—

17 “(A) the Recreation Area; or

18 “(B) one or more adjacent municipalities;

19 or

20 “(2) necessary to provide services to businesses
 21 or persons located in—

22 “(A) the Recreation Area; or

23 “(B) one of more adjacent municipalities.

24 “(c) FEE.—The Secretary shall establish a fee and
 25 permit program for the use by commercial vehicles of
 26 Highway 209 under subsection (b). The program shall in-

1 clude an annual fee not to exceed \$200 per vehicle. All
2 fees received under the program shall be set aside in a
3 special account and be available, without further appro-
4 priation, to the Secretary for the administration and en-
5 forcement of the program, including registering vehicles,
6 issuing permits and vehicle identification stickers, and
7 personnel costs.

8 “(d) EXCEPTIONS.—The following vehicles may use
9 Highway 209 and shall not be subject to a fee or permit
10 requirement under subsection (c):

11 “(1) Local school buses.

12 “(2) Fire, ambulance, and other safety and
13 emergency vehicles.

14 “(3) Commercial vehicles using Federal Road
15 Route 209, from—

16 “(A) Milford to the Delaware River Bridge
17 leading to U.S. Route 206 in New Jersey; and

18 “(B) mile 0 of Federal Road Route 209 to
19 Pennsylvania State Route 2001.”.

20 **SEC. 2. DEFINITIONS.**

21 Section 2 of the Delaware Water Gap National Recre-
22 ation Area Improvement Act (Public Law 109–156) is
23 amended—

24 (1) by redesignating paragraphs (1) through
25 (5) as paragraphs (2) through (6), respectively; and

1 (2) by inserting before paragraph (2) (as so re-
2 designated by paragraph (1) of this section) the fol-
3 lowing:

4 “(1) ADJACENT MUNICIPALITIES.—The term
5 ‘adjacent municipalities’ means Delaware Township,
6 Dingman Township, Lehman Township, Matamoras
7 Borough, Middle Smithfield Township, Milford Bor-
8 ough, Milford Township, Smithfield Township and
9 Westfall Township, in Pennsylvania.”.

10 **SEC. 3. CONFORMING AMENDMENT.**

11 Section 702 of the Omnibus Parks and Public Lands
12 Management Act of 1996 (Public Law 104–333) is re-
13 pealed.

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