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Folder Title: 08/21/2002 [H.R. 3380] [771407]

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Barcode Scanning SheetCollection Code: **SECLOG**

Staff Name:

Document Date:

Correspondent: **TIM SAUNDERS**

Subject/Description: **OVERSIZE ATTACHMENT # 9467 NARA # 9358 BOX 3
FOLDER 6F BILL FILES RECEIVED FROM THE OFFICE OF
THE EXECUTIVE CLERK - AUG 21 02 ENROLLED BILL
H.R. 3380 - RIGHT-OF-WAY PERMITS FOR NATURAL GAS
PIPELINES WITHING THE GREAT SMOKEY MOUNTAINS
NATIONAL PARK**



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

APPROVED

AUG 21 2002

August 15, 2002

THE DIRECTOR

08-21-02
THE PRESIDENT HAS SEEN

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3380 - Right-of-way permits for natural gas pipelines within
the Great Smoky Mountains National Park
Sponsor - Rep. Jenkins (R) Tennessee

Last Day for Action

August xx, 2002 - xxxday

Purpose

Authorizes the Department of the Interior to issue right-of-way permits for natural gas pipelines within the boundary of the Great Smoky Mountains National Park.

Agency Recommendations

Office of Management and Budget

Approval

Department of the Interior (DOI)

Approval

Department of Energy

No comment (Informally)

Department of Transportation

No comment (Informally)

Environmental Protection Agency

No comment (Informally)

Discussion

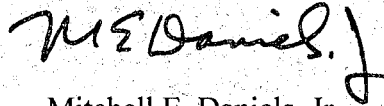
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H.R. 3380 would authorize DOI to issue right-of-way permits for natural gas pipelines within the boundaries of the Park. Rights-of-way could be issued only in three specific areas or for pipelines that exist as of September 1, 2001, and must be consistent with laws and regulations generally applicable to utility rights-of-way within NPS units. DOI also would be authorized to impose any additional terms and conditions deemed necessary, including to: (1) protect and restore Park resources that are disturbed by pipeline construction; and (2) assure that the construction and operation of the pipeline would not adversely affect the Park.

Conclusion and Recommendations

In its views letter, DOI recommends approval of H.R. 3380, advising that "[t]he single greatest natural resource problem in Great Smoky Mountains National Park is declining air quality." According to the Department, the authority provided by H.R. 3380 would enable greater usage of natural gas, which could aid progress in reducing emissions from power generation.

We join DOI in recommending the approval of H.R. 3380, which passed the House by voice vote and the Senate by unanimous consent.

A handwritten signature in black ink, appearing to read "M E Daniels, Jr.", with a stylized flourish at the end.

Mitchell E. Daniels, Jr.
Director

Enclosures

One Hundred Seventh Congress of the United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Wednesday,
the twenty-third day of January, two thousand and two*

An Act

To authorize the Secretary of the Interior to issue right-of-way permits for natural gas pipelines within the boundary of Great Smoky Mountains National Park.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. PERMITS FOR EXISTING NATURAL GAS PIPELINES.

(a) IN GENERAL.—The Secretary of the Interior may issue right-of-way permits for natural gas pipelines that exist as of September 1, 2001, within the boundary of Great Smoky Mountains National Park.

(b) TERMS AND CONDITIONS.—A permit issued under subsection (a) shall be—

(1) issued consistent with laws and regulations generally applicable to utility rights-of-way within units of the National Park System; and

(2) subject to any terms and conditions that the Secretary deems necessary.

SEC. 2. PERMITS FOR PROPOSED NATURAL GAS PIPELINES.

(a) IN GENERAL.—The Secretary of the Interior may issue right-of-way permits for natural gas pipelines within the boundary of Great Smoky Mountains National Park that are proposed to be constructed across the following:

(1) The Foothills Parkway.

(2) The Foothills Parkway Spur between Pigeon Forge and Gatlinburg.

(3) The Gatlinburg Bypass.

(b) TERMS AND CONDITIONS.—A permit issued under subsection (a) shall be—

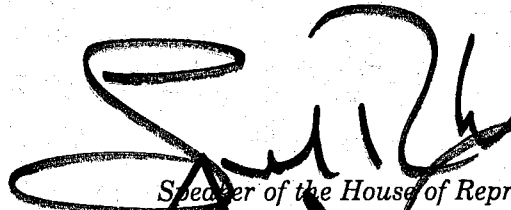
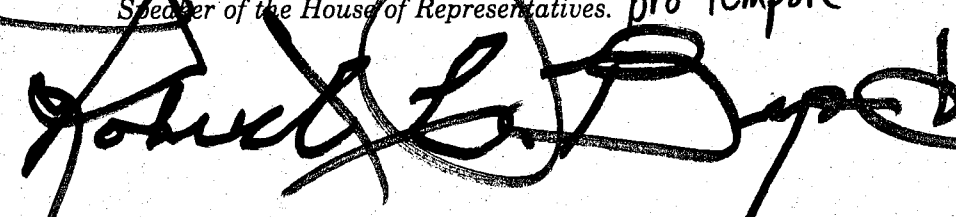
(1) issued consistent with laws and regulations generally applicable to utility rights-of-way within units of the National Park System; and

(2) subject to any terms and conditions that the Secretary deems necessary, including—

(A) provisions for the protection and restoration of park resources that are disturbed by pipeline construction; and

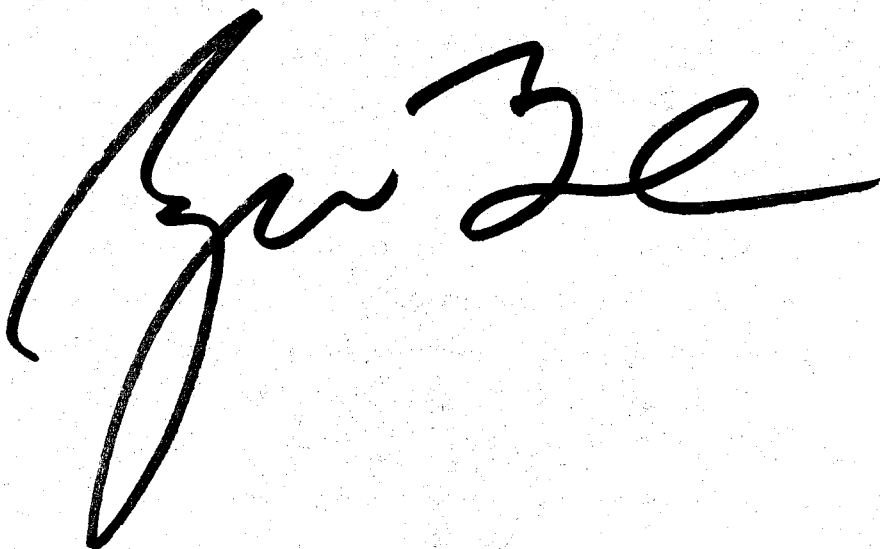
H. R. 3380—2

(B) assurances that construction and operation of the pipeline will not adversely affect Great Smoky Mountains National Park.

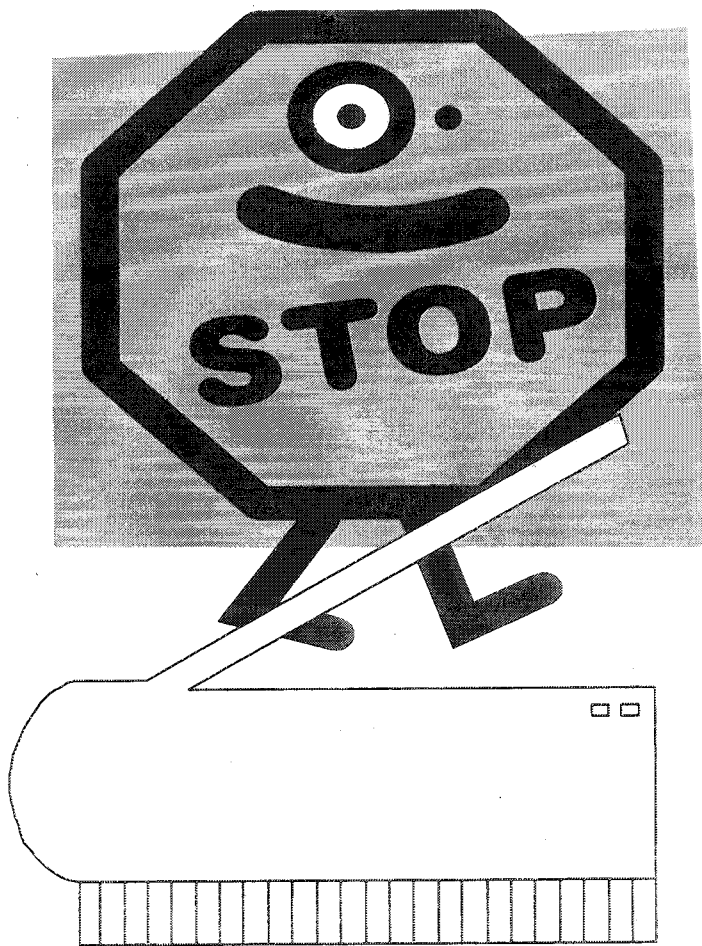

~~Speaker of the House of Representatives.~~ pro tempore

~~Vice President of the United States and~~
~~President of the Senate.~~ pro tempore

APPROVED

AUG 21 2002



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Scanning insert sheet



Remainder of case not scanned



United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, D.C. 20240

AUG 07 2002

Honorable Mitchell E. Daniels, Jr.
Director, Office of Management and Budget
Attention: Assistant Director for Legislative Reference
Washington, DC 20503

Dear Mr. Daniels:

This letter responds to your request for the views of the Department of the Interior with respect to H.R. 3380, which would provide legal authority to permit existing and future natural gas pipelines within a portion of Great Smoky Mountains National Park near Gatlinburg, Tennessee.

We recommend that the President approve the enrolled bill.

H.R. 3380 would provide authority for the continuing operation and maintenance of an existing gas main that runs through Great Smoky Mountains National Park that has been in place since the 1960's. In addition, the bill would allow the Secretary of the Interior to authorize construction of new gas lines, where otherwise appropriate, across several linear park lands managed by Great Smoky Mountains National Park. The areas where the new pipelines would be allowed are: the Foothills Parkway, which extends parallel to the north boundary of the park for 70 miles; the Foothills Parkway Spur, a four-mile-long park road (also U.S. 441) which connects the gateway communities of Pigeon Forge and Gatlinburg; and the Gatlinburg Bypass which links the Spur to the main body of the park. All three areas are linear lands that are managed as scenic transportation corridors. H.R. 3380 would not allow construction of natural gas lines across the main body of the park.

The need for this legislation came to the attention of the National Park Service last year, when Great Smoky Mountains National Park received a request from Sevier County Utility District in Tennessee for permission to install a new natural gas pipeline across the park-owned Gatlinburg-Pigeon Forge Spur right-of-way (U.S. 441) in order to provide gas service to a new development in the city of Gatlinburg. Under 16 U.S.C. 79, the Secretary of the Interior may permit rights-of-way through units of the National Park System for electrical, phone, water, sewer and some other utility services, but that general authority explicitly does not authorize installation of natural gas or petroleum product-bearing lines.

Between the 1990 Census and the 2000 Census the population of Sevier County, Tennessee, which includes Gatlinburg and Pigeon Forge, grew by 39 percent, making it the state's third fastest-growing county. Within the county some of the most rapid growth is occurring between the Foothills Parkway and the main body of the park in areas not currently served by natural gas, other than the single six-inch line along the Spur to Gatlinburg.

The single greatest natural resource problem in Great Smoky Mountains National Park is declining air quality. Its vistas are reduced by particulate emissions. Ozone levels in the park's higher elevations reaches levels that pose a hazard to human health under Environmental Protection Agency standards. High elevation streams and soils are becoming increasingly acidified by airborne acid deposition which is threatening plants, wildlife and aquatic systems. A large proportion of this pollution is produced by coal-generated electrical power plants. Significant progress is being made to reduce emissions from power generation, and that progress could be aided by the use of natural gas. The authority provided by H.R. 3380 would enable greater usage of natural gas.

The need for an authorization for existing natural gas pipelines stems from the developments that led to current National Park Service management of the Foothills Parkway Spur. The Foothills Parkway Spur was built by the Federal government in the 1950's on land acquired by the State of Tennessee and donated to the Federal government. In 1963, an agreement was signed between the National Park Service and the State of Tennessee that called for the Spur to be transferred back to the State after the Federal government built the Gatlinburg Bypass on other lands donated by the State. Subsequent to the 1963 agreement, the National Park Service allowed construction of a six-inch natural gas main down the Spur which still provides the only gas service to Gatlinburg.

At that time, the National Park Service's only concern was to ensure that the line's installation was acceptable to the State of Tennessee as the land's future owner. Although the Gatlinburg Bypass was completed in 1968, the State has declined, for a variety of reasons, to accept the Spur back into State ownership, leaving the National Park Service with a pipeline it has no current authority to permit. This legislation will allow for the continued operation and maintenance of this line.

The Department testified in support of H.R. 3380 before the House Subcommittee on National Parks, Recreation, and Public Lands on March 19, 2002, and in support of S. 1097 before the Senate Subcommittee on National Parks, Historic Preservation and Recreation on July 17, 2001. S. 1097, as amended and passed by the Senate, is identical to H. R. 3380. Accordingly, we are pleased to recommend the approval of H.R. 3380 to the President.

Sincerely,

A handwritten signature in black ink, appearing to read 'W. G. Myers, III', with a long horizontal flourish extending to the right.

William G. Myers, III
Solicitor

Bills Received at the White House

Date received and
notification to OMB: **8/13/2002**

Last day for action: **8/24/2002**

Official Title	
H.R.3380	An Act to authorize the Secretary of the Interior to issue right-of-way permits for natural gas pipelines within the boundary of Great Smoky Mountains National Park.
	518675

WHITE HOUSE STAFFING MEMORANDUM

Date: 8-15-02, 11:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 8-16-02, 5:00 PM

ENROLLED BILL H.R. 3380, RIGHT-OF-WAY PERMITS FOR NATURAL GAS
 Subject: PIPELINES WITHIN THE GREAT SMOKY MOUNTAINS NATIONAL PARK

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT <i>wp</i>	☒	☐	HUBBARD	☐	☐
CARD <i>ok</i>	☒	☐	IRASTORZA	☐	☐
BARTLETT <i>✓</i>	☒	☐	JOHNSON	☐	☐
BLAKEMAN	☐	☐	LINDSEY	☐	☐
BOLTEN <i>n/c</i>	☒	☐	MARBURGER	☐	☐
BRIDGELAND	☐	☐	MIERS	☐	☒
CALIO <i>ok</i>	☒	☐	RICE	☐	☐
CONNAUGHTON <i>ok</i>	☒	☐	RIDGE	☐	☐
DANIELS	☐	☒	ROVE <i>PIC</i>	☒	☐
FLEISCHER	☐	☐	SPELLINGS <i>ok</i>	☒	☐
GERSON	☐	☐	CLERK	☐	☒
GONZALES <i>n/c but see question</i>	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☐	☐	_____	☐	☐

REMARKS:

PLEASE SEND COMMENTS TO JOHN BURNIM, EXT. 57302, FAX 55691, NO LATER THAN 5:00 PM FRIDAY, 8-16-02, WITH COPY TO STAFF SECRETARY. THANK YOU.

RESPONSE:

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

August 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3380 - Right-of-way permits for natural gas pipelines within
the Great Smoky Mountains National Park
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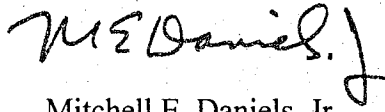
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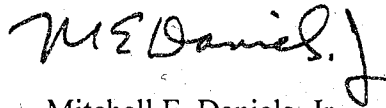
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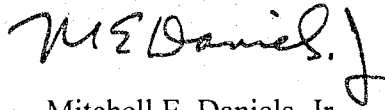
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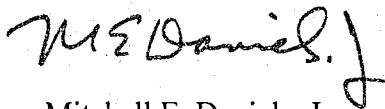
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BARTLETT	☒	☐	JOHNSON	☐	☐
BLAKEMAN	☐	☐	LINDSEY	☐	☐
BOLTEN	☒	☐	MARBURGER	☐	☐
BRIDGELAND	☐	☐	MIERS	☐	☒
CALIO	☒	☐	RICE	☐	☐
CONNAUGHTON	☒	☐	RIDGE	☐	☐
DANIELS	☐	☒	ROVE	☒	☐
FLEISCHER	☐	☐	SPELLINGS	☒	☐
GERSON	☐	☐	CLERK	☐	☒
GONZALES	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☐	☐	_____	☐	☐

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RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



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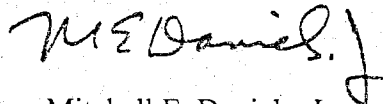
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BRIDGELAND	☐	☐	MIERS	☐	☒
CALIO	☒	☐	RICE	☐	☐
CONNAUGHTON	☒	☐	RIDGE	☐	☐
DANIELS	☐	☒	ROVE	☒	☐
FLEISCHER	☐	☐	SPELLINGS	☒	☐
GERSON	☐	☐	CLERK	☐	☒
GONZALES	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☐	☐	_____	☐	☐

REMARKS:

PLEASE SEND COMMENTS TO JOHN BURNIM, EXT. 57302, FAX 55691, NO LATER THAN 5:00 PM FRIDAY, 8-16-02, WITH COPY TO STAFF SECRETARY. THANK YOU.

RESPONSE:

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

August 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3380 - Right-of-way permits for natural gas pipelines within
the Great Smoky Mountains National Park
Sponsor - Rep. Jenkins (R) Tennessee

Last Day for Action

August xx, 2002 - xxxday

Purpose

Authorizes the Department of the Interior to issue right-of-way permits for natural gas pipelines within the boundary of the Great Smoky Mountains National Park.

Agency Recommendations

Office of Management and Budget	Approval
Department of the Interior (DOI)	Approval
Department of Energy	No comment (Informally)
Department of Transportation	No comment (Informally)
Environmental Protection Agency	No comment (Informally)

Discussion

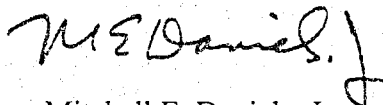
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H.R. 3380 would authorize DOI to issue right-of-way permits for natural gas pipelines within the boundaries of the Park. Rights-of-way could be issued only in three specific areas or for pipelines that exist as of September 1, 2001, and must be consistent with laws and regulations generally applicable to utility rights-of-way within NPS units. DOI also would be authorized to impose any additional terms and conditions deemed necessary, including to: (1) protect and restore Park resources that are disturbed by pipeline construction; and (2) assure that the construction and operation of the pipeline would not adversely affect the Park.

Conclusion and Recommendations

In its views letter, DOI recommends approval of H.R. 3380, advising that "[t]he single greatest natural resource problem in Great Smoky Mountains National Park is declining air quality." According to the Department, the authority provided by H.R. 3380 would enable greater usage of natural gas, which could aid progress in reducing emissions from power generation.

We join DOI in recommending the approval of H.R. 3380, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

One Hundred Seventh Congress of the United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Wednesday,
the twenty-third day of January, two thousand and two*

An Act

To authorize the Secretary of the Interior to issue right-of-way permits for natural gas pipelines within the boundary of Great Smoky Mountains National Park.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. PERMITS FOR EXISTING NATURAL GAS PIPELINES.

(a) IN GENERAL.—The Secretary of the Interior may issue right-of-way permits for natural gas pipelines that exist as of September 1, 2001, within the boundary of Great Smoky Mountains National Park.

(b) TERMS AND CONDITIONS.—A permit issued under subsection (a) shall be—

(1) issued consistent with laws and regulations generally applicable to utility rights-of-way within units of the National Park System; and

(2) subject to any terms and conditions that the Secretary deems necessary.

SEC. 2. PERMITS FOR PROPOSED NATURAL GAS PIPELINES.

(a) IN GENERAL.—The Secretary of the Interior may issue right-of-way permits for natural gas pipelines within the boundary of Great Smoky Mountains National Park that are proposed to be constructed across the following:

(1) The Foothills Parkway.

(2) The Foothills Parkway Spur between Pigeon Forge and Gatlinburg.

(3) The Gatlinburg Bypass.

(b) TERMS AND CONDITIONS.—A permit issued under subsection (a) shall be—

(1) issued consistent with laws and regulations generally applicable to utility rights-of-way within units of the National Park System; and

(2) subject to any terms and conditions that the Secretary deems necessary, including—

(A) provisions for the protection and restoration of park resources that are disturbed by pipeline construction; and

H. R. 3380—2

(B) assurances that construction and operation of the pipeline will not adversely affect Great Smoky Mountains National Park.

Speaker of the House of Representatives.

*Vice President of the United States and
President of the Senate.*

SS/ RM NO. 518675

WHITE HOUSE STAFFING MEMORANDUM

Date: 8-15-02, 11:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 8-16-02, 5:00 PMSubject: ENROLLED BILL H.R. 3380, RIGHT-OF-WAY PERMITS FOR NATURAL GAS
PIPELINES WITHIN THE GREAT SMOKY MOUNTAINS NATIONAL PARK

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD	☒	☐	IRASTORZA	☐	☐
BARTLETT	☒	☐	JOHNSON	☐	☐
BLAKEMAN	☐	☐	LINDSEY	☐	☐
BOLTEN	☒	☐	MARBURGER	☐	☐
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CONNAUGHTON	☒	☐	RIDGE	☐	☐
DANIELS	☐	☒	ROVE	☒	☐
FLEISCHER	☐	☐	SPELLINGS	☒	☐
GERSON	☐	☐	CLERK	☐	☒
GONZALES	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☐	☐	_____	☐	☐

REMARKS:

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NO COMMENT

RESPONSE:

2002 AUG 16 AM 7:46

EXEC. SEC. PRESIDENT
WH STAFFING INITIATIVES

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

4

WHITE HOUSE STAFFING MEMORANDUM

02 AUG 15 AM 10:54

Date: 8-15-02, 11:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 8-16-02, 5:00 PM

ENROLLED BILL H.R. 3380, RIGHT-OF-WAY PERMITS FOR NATURAL GAS
 Subject: PIPELINES WITHIN THE GREAT SMOKY MOUNTAINS NATIONAL PARK

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
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RESPONSE:

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

August 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3380 - Right-of-way permits for natural gas pipelines within
the Great Smoky Mountains National Park
Sponsor - Rep. Jenkins (R) Tennessee

Last Day for Action

August xx, 2002 - xxxday

Purpose

Authorizes the Department of the Interior to issue right-of-way permits for natural gas pipelines within the boundary of the Great Smoky Mountains National Park.

Agency Recommendations

Office of Management and Budget

Approval

Department of the Interior (DOI)

Approval

Department of Energy

No comment (Informally)

Department of Transportation

No comment (Informally)

Environmental Protection Agency

No comment (Informally)

Discussion

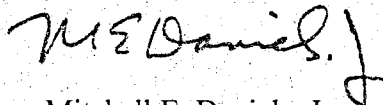
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Conclusion and Recommendations

In its views letter, DOI recommends approval of H.R. 3380, advising that "[t]he single greatest natural resource problem in Great Smoky Mountains National Park is declining air quality." According to the Department, the authority provided by H.R. 3380 would enable greater usage of natural gas, which could aid progress in reducing emissions from power generation.

We join DOI in recommending the approval of H.R. 3380, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

SS/ RM NO. 518675

02 AUG 16 PM 09

WHITE HOUSE STAFFING MEMORANDUM

Date: 8-15-02, 11:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 8-16-02, 5:00 PM

Subject: ENROLLED BILL H.R. 3380, RIGHT-OF-WAY PERMITS FOR NATURAL GAS
PIPELINES WITHIN THE GREAT SMOKY MOUNTAINS NATIONAL PARK

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD	☒	☐	IRASTORZA	☐	☐
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BLAKEMAN	☐	☐	LINDSEY	☐	☐
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GONZALES	☒	☐	_____	☐	☐
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HAWKINS	☐	☐	_____	☐	☐

REMARKS:

PLEASE SEND COMMENTS TO JOHN BURNIM, EXT. 57302, FAX 55691, NO LATER THAN 5:00 PM FRIDAY, 8-16-02, WITH COPY TO STAFF SECRETARY. THANK YOU.

(EQ ok. 8-16)

RESPONSE:

per DRA

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



OFFICE OF THE VICE PRESIDENT
WASHINGTON

'02 AUG 16 PM 3:26

August 16, 2002

MEMORANDUM FOR JOHN BURNIM

FROM: JONATHAN BURKS
DEPUTY STAFF SECRETARY TO THE VICE PRESIDENT

**SUBJECT: Enrolled Bill H.R. 3380 – Right-of-Way Permits for
Natural Gas Pipelines within the Great Smoky
Mountains National Park**

The Office of the Vice President has reviewed the above-referenced draft and has no objection to the President signing the enrolled bill.

cc: Harriet Miers
Staff Secretary

WHITE HOUSE STAFFING MEMORANDUM

Date: 8-15-02, 11:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 8-16-02, 5:00 PM

ENROLLED BILL H.R. 3380, RIGHT-OF-WAY PERMITS FOR NATURAL GAS
 Subject: PIPELINES WITHIN THE GREAT SMOKY MOUNTAINS NATIONAL PARK

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD	☒	☐	IRASTORZA	☐	☐
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RESPONSE:

Handwritten: 8/16 1:40
 HAWKINS

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

August 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3380 - Right-of-way permits for natural gas pipelines within
the Great Smoky Mountains National Park
Sponsor - Rep. Jenkins (R) Tennessee

Last Day for Action

August xx, 2002 - xxxday

Purpose

Authorizes the Department of the Interior to issue right-of-way permits for natural gas pipelines within the boundary of the Great Smoky Mountains National Park.

Agency Recommendations

Office of Management and Budget	Approval
Department of the Interior (DOI)	Approval
Department of Energy	No comment (Informally)
Department of Transportation	No comment (Informally)
Environmental Protection Agency	No comment (Informally)

Discussion

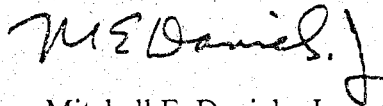
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We join DOI in recommending the approval of H.R. 3380, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 8-15-02, 11:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 8-16-02, 5:00 PM

ENROLLED BILL H.R. 3380, RIGHT-OF-WAY PERMITS FOR NATURAL GAS
 Subject: PIPELINES WITHIN THE GREAT SMOKY MOUNTAINS NATIONAL PARK

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
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OK

RESPONSE:

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

August 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3380 - Right-of-way permits for natural gas pipelines within
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Last Day for Action

August xx, 2002 - xxxday

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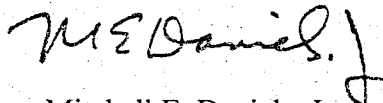
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Mitchell E. Daniels, Jr.
Director

Enclosures

SS/ RM NO. 518675

Hyde

WHITE HOUSE STAFFING MEMORANDUM

Date: 8-15-02, 11:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 8-16-02, 5:00 PM

Subject: ENROLLED BILL H.R. 3380, RIGHT-OF-WAY PERMITS FOR NATURAL GAS
PIPELINES WITHIN THE GREAT SMOKY MOUNTAINS NATIONAL PARK

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VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD	☒	☐	IRASTORZA	☐	☐
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REMARKS:

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No comment. — last day for action?

RESPONSE:

*Kyle Sanger
WHCO
6-5857*Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

August 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

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Last Day for Action

August xx, 2002 - xxxday

Purpose

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Agency Recommendations

Office of Management and Budget

Approval

Department of the Interior (DOI)

Approval

Department of Energy

No comment (Informally)

Department of Transportation

No comment (Informally)

Environmental Protection Agency

No comment (Informally)

Discussion

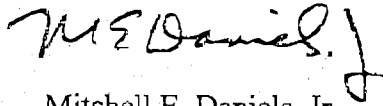
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Mitchell E. Daniels, Jr.
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Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 8-15-02, 11:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 8-16-02, 5:00 PM

Subject: ENROLLED BILL H.R. 3380, RIGHT-OF-WAY PERMITS FOR NATURAL GAS
PIPELINES WITHIN THE GREAT SMOKY MOUNTAINS NATIONAL PARK

	ACTION	FYI		ACTION	FYI
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GONZALES	☒	☐		☐	☐
HAGIN	☐	☐		☐	☐
HAWKINS	☐	☐		☐	☐

REMARKS:

PLEASE SEND COMMENTS TO JOHN BURNIM, EXT. 57302, FAX 55691, NO LATER THAN 5:00 PM FRIDAY, 8-16-02, WITH COPY TO STAFF SECRETARY. THANK YOU.

no comment

RESPONSE:

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

August 15, 2002

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3380 - Right-of-way permits for natural gas pipelines within
the Great Smoky Mountains National Park
Sponsor - Rep. Jenkins (R) Tennessee

Last Day for Action

August xx, 2002 - xxxday

Purpose

Authorizes the Department of the Interior to issue right-of-way permits for natural gas pipelines within the boundary of the Great Smoky Mountains National Park.

Agency Recommendations

Office of Management and Budget

Approval

Department of the Interior (DOI)

Approval

Department of Energy

No comment (Informally)

Department of Transportation

No comment (Informally)

Environmental Protection Agency

No comment (Informally)

Discussion

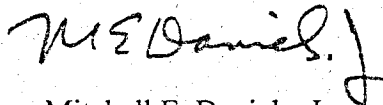
The Great Smoky Mountain National Park includes within its borders an existing underground natural gas pipeline that runs along U.S. Highway 441. In 2000, a local utility district in rural east Tennessee requested that DOI grant it permission to connect a new natural gas pipeline to the existing pipeline. The new pipeline is intended to service the growing population in nearby Gatlinburg, Tennessee. While preparing to grant the request, DOI discovered that it lacks explicit authority to authorize installation of natural gas or petroleum pipelines, although it has authority to grant rights-of-way through National Park System (NPS) units for electrical, phone, water, sewer, and other utility services.

H.R. 3380 would authorize DOI to issue right-of-way permits for natural gas pipelines within the boundaries of the Park. Rights-of-way could be issued only in three specific areas or for pipelines that exist as of September 1, 2001, and must be consistent with laws and regulations generally applicable to utility rights-of-way within NPS units. DOI also would be authorized to impose any additional terms and conditions deemed necessary, including to: (1) protect and restore Park resources that are disturbed by pipeline construction; and (2) assure that the construction and operation of the pipeline would not adversely affect the Park.

Conclusion and Recommendations

In its views letter, DOI recommends approval of H.R. 3380, advising that "[t]he single greatest natural resource problem in Great Smoky Mountains National Park is declining air quality." According to the Department, the authority provided by H.R. 3380 would enable greater usage of natural gas, which could aid progress in reducing emissions from power generation.

We join DOI in recommending the approval of H.R. 3380, which passed the House by voice vote and the Senate by unanimous consent.



Mitchell E. Daniels, Jr.
Director

Enclosures

WHITE HOUSE STAFFING MEMORANDUM

Date: 8-15-02, 11:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 8-16-02, 5:00 PMSubject: ENROLLED BILL H.R. 3380, RIGHT-OF-WAY PERMITS FOR NATURAL GAS
PIPELINES WITHIN THE GREAT SMOKY MOUNTAINS NATIONAL PARK

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD	☒	☐	IRASTORZA	☐	☐
BARTLETT	☒	☐	JOHNSON	☐	☐
BLAKEMAN	☐	☐	LINDSEY	☐	☐
BOLTEN	☒	☐	MARBURGER	☐	☐
BRIDGELAND	☐	☐	MIERS	☐	☒
CALIO	☒	☐	RICE	☐	☐
CONNAUGHTON	☒	☐	RIDGE	☐	☐
DANIELS	☐	☒	ROVE	☒	☐
FLEISCHER	☐	☐	SPELLINGS	☒	☐
GERSON	☐	☐	CLERK	☐	☒
GONZALES	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☐	☐	_____	☐	☐

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OK

RESPONSE:

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Assistant to the President
and Staff Secretary
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Agency Recommendations

Office of Management and Budget	Approval
Department of the Interior (DOI)	Approval
Department of Energy	No comment (Informally)
Department of Transportation	No comment (Informally)
Environmental Protection Agency	No comment (Informally)

Discussion

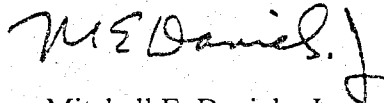
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