

Calendar No. 822

110TH CONGRESS
2D SESSION**H. R. 3998****[Report No. 110–390]**

IN THE SENATE OF THE UNITED STATES

DECEMBER 5, 2007

Received; read twice and referred to the Committee on Energy and Natural
Resources

JUNE 16, 2008

Reported by Mr. BINGAMAN, with an amendment

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

AN ACT

To authorize the Secretary of the Interior to conduct special resources studies of certain lands and structures to determine the appropriate means for preservation, use, and management of the resources associated with such lands and structures.

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 “America’s Historical and
5 Natural Legacy Study Act”.

1 **SEC. 2. SECRETARY.**

2 For the purposes of this Act, the term “Secretary”
 3 means the Secretary of the Interior.

4 **SEC. 3. TABLE OF CONTENTS.**

5 The table of contents is as follows:

Sec. 1. Short title.
 Sec. 2. Secretary.
 Sec. 3. Table of contents.

TITLE I—HARRY S TRUMAN BIRTHPLACE STUDY ACT

Sec. 101. Short title.
 Sec. 102. Special resource study.

TITLE II—LEWIS AND CLARK NATIONAL HISTORIC TRAIL
 EXTENSION STUDY ACT

Sec. 201. Short title.
 Sec. 202. Definitions.
 Sec. 203. Special resource study.

TITLE III—BATTLE OF MATEWAN STUDY ACT

Sec. 301. Short title.
 Sec. 302. Special resource study.

TITLE IV—BATTLE OF CAMDEN STUDY ACT

Sec. 401. Short title.
 Sec. 402. Special resource study.

TITLE V—MISSISSIPPI RIVER STUDY ACT

Sec. 501. Short title.
 Sec. 502. Special resource study.

TITLE VI—FORT SAN GERONIMO STUDY ACT

Sec. 601. Short title.
 Sec. 602. Definitions.
 Sec. 603. Special resource study.

TITLE VII—WOLF HOUSE STUDY ACT

Sec. 701. Short title.
 Sec. 702. Special resource study.

TITLE VIII—RIM OF THE VALLEY CORRIDOR STUDY ACT

Sec. 801. Short title.
 Sec. 802. Special resource study.

TITLE IX—BUTTERFIELD OVERLAND TRAIL STUDY ACT

Sec. 901. Short title.

Sec. 902. Special resource study.

TITLE X—HUNTING AND FISHING

Sec. 1001. Hunting and fishing.

TITLE XI—SENSE OF CONGRESS

Sec. 1101. Sense of congress.

1 **TITLE I—HARRY S TRUMAN** 2 **BIRTHPLACE STUDY ACT**

3 **SEC. 101. SHORT TITLE.**

4 This title may be cited as the “Harry S Truman
5 Birthplace Study Act”.

6 **SEC. 102. SPECIAL RESOURCE STUDY.**

7 ~~(a) IN GENERAL.~~—The Secretary shall complete a
8 special resource study of the Harry S Truman Birthplace
9 State Historic Site in Lamar, Missouri to determine—

10 ~~(1) the suitability and feasibility of adding the~~
11 ~~birthplace site to the Harry S Truman National His-~~
12 ~~toric Site or designating the site as a separate unit~~
13 ~~of the National Park System; and~~

14 ~~(2) the methods and means for the protection~~
15 ~~and interpretation of the Harry S Truman Birth-~~
16 ~~place State Historic Site by the National Park Serv-~~
17 ~~ice, other Federal, State, or local government enti-~~
18 ~~ties or private or non-profit organizations.~~

19 ~~(b) STUDY REQUIREMENTS.~~—The Secretary shall
20 conduct the study in accordance with section 8(c) of Pub-
21 lie Law 91–383 (16 U.S.C. 1a–5).

(c) REPORT.—Not later than 3 years after the date on which funds are made available to carry out this Act, the Secretary shall submit to the Committee on Natural Resources of the House of Representatives and the Committee on Energy and Natural Resources of the Senate a report containing—

(1) the results of the study; and

(2) any recommendations of the Secretary.

TITLE II—LEWIS AND CLARK NATIONAL HISTORIC TRAIL EXTENSION STUDY ACT

SEC. 201. SHORT TITLE.

This title may be cited as the “Lewis and Clark National Historic Trail Extension Study Act”.

SEC. 202. DEFINITIONS.

In this title:

(1) EASTERN LEGACY SITES.—The term “Eastern Legacy sites” means the sites associated with the preparation or return phases of the Lewis and Clark expedition, commonly known as the “Eastern Legacy”, including sites in Virginia, the District of Columbia, Maryland, Delaware, Pennsylvania, West Virginia, Ohio, Kentucky, Tennessee, Indiana, Missouri, and Illinois. This includes the routes followed

1 by Meriwether Lewis and William Clark, whether
2 independently or together.

3 (2) TRAIL.—The term “Trail” means the Lewis
4 and Clark National Historic Trail designated by sec-
5 tion 5(a)(6) of the National Trails System Act (16
6 U.S.C. 1244(a)(6)).

7 **SEC. 203. SPECIAL RESOURCE STUDY.**

8 (a) IN GENERAL.—The Secretary shall complete a
9 special resource study of the Eastern Legacy sites to de-
10 termine—

11 (1) the suitability and feasibility of adding
12 these sites to the Trail; and

13 (2) the methods and means for the protection
14 and interpretation of these sites by the National
15 Park Service, other Federal, State, or local govern-
16 ment entities or private or non-profit organizations.

17 (b) STUDY REQUIREMENTS.—The Secretary shall
18 conduct the study in accordance with section 5(b) of the
19 National Trails System Act (16 U.S.C. 1244(b)).

20 (c) REPORT.—Not later than 3 years after the date
21 on which funds are made available to carry out this title,
22 the Secretary shall submit to the Committee on Natural
23 Resources of the House of Representatives and the Com-
24 mittee on Energy and Natural Resources of the Senate
25 a report containing—

1 (1) the results of the study; and

2 (2) any recommendations of the Secretary.

3 **TITLE III—BATTLE OF MATEWAN** 4 **STUDY ACT**

5 **SEC. 301. SHORT TITLE.**

6 This title may be cited as the “Battle of Matewan
7 Study Act”.

8 **SEC. 302. SPECIAL RESOURCE STUDY.**

9 (a) **IN GENERAL.**—The Secretary shall complete a
10 special resource study of the sites and resources at
11 Matewan, West Virginia, associated with the Battle of
12 Matewan (also known as the Matewan Massacre) of May
13 19, 1920 to determine—

14 (1) the suitability and feasibility of designating
15 certain historic areas of Matewan, West Virginia as
16 a unit of the National Park System; and

17 (2) the methods and means for the protection
18 and interpretation of these sites by the National
19 Park Service, other Federal, State, or local govern-
20 ment entities or private or non-profit organizations.

21 (b) **STUDY REQUIREMENTS.**—The Secretary shall
22 conduct the study in accordance with section 8(c) of Pub-
23 lic Law 91–383 (16 U.S.C. 1a–5).

24 (c) **REPORT.**—Not later than 3 years after the date
25 on which funds are made available to carry out this title,

1 the Secretary shall submit to the Committee on Natural
2 Resources of the House of Representatives and the Com-
3 mittee on Energy and Natural Resources of the Senate
4 a report containing—

5 (1) the results of the study; and

6 (2) any recommendations of the Secretary.

7 **TITLE IV—BATTLE OF CAMDEN**
8 **STUDY ACT**

9 **SEC. 401. SHORT TITLE.**

10 This title may be cited as the “Battle of Camden
11 Study Act”.

12 **SEC. 402. SPECIAL RESOURCE STUDY.**

13 (a) IN GENERAL.—The Secretary shall complete a
14 special resource study of the site of the Battle of Camden
15 fought in South Carolina on August 16, 1780, and the
16 site of Historic Camden, which is currently a National
17 Park System Affiliated Area, to determine—

18 (1) the suitability and feasibility of designating
19 these sites as a unit or units of the National Park
20 System; and

21 (2) the methods and means for the protection
22 and interpretation of these sites by the National
23 Park Service, other Federal, State, or local govern-
24 ment entities or private or non-profit organizations.

(b) **STUDY REQUIREMENTS.**—The Secretary shall conduct the study in accordance with section 8(e) of Public Law 91–383 (16 U.S.C. 1a–5).

(c) **REPORT.**—Not later than 3 years after the date on which funds are made available to carry out this title, the Secretary shall submit to the Committee on Natural Resources of the House of Representatives and the Committee on Energy and Natural Resources of the Senate a report containing—

(1) the results of the study; and

(2) any recommendations of the Secretary.

TITLE V—MISSISSIPPI RIVER STUDY ACT

SEC. 501. SHORT TITLE.

This title may be cited as the “Mississippi River Study Act”.

SEC. 502. SPECIAL RESOURCE STUDY.

(a) **IN GENERAL.**—The Secretary shall complete a special resource study along the route of the Mississippi River in the counties contiguous to the river from its headwaters in the State of Minnesota to the Gulf of Mexico to evaluate—

(1) a range of alternatives for protecting and interpreting the resources along the route of the Mississippi River, including alternatives for potential

1 addition of all or portions of the route to the Na-
 2 tional Trails System; and

3 ~~(2) the methods and means for the protection~~
 4 ~~and interpretation of the route by the National Park~~
 5 ~~Service, other Federal, State, or local government~~
 6 ~~entities or private or non-profit organizations.~~

7 (b) STUDY REQUIREMENTS.—The Secretary shall
 8 conduct the study in accordance with section 8 (c) of Pub-
 9 lic Law 91-383 (16 U.S.C. 1a-5) or section 5(b) of the
 10 National Trails System Act (16 U.S.C. 1244(b)) as appro-
 11 priate.

12 (c) REPORT.—Not later than 3 years after the date
 13 on which funds are made available to carry out this title,
 14 the Secretary shall submit to the Committee on Natural
 15 Resources of the House of Representatives and the Com-
 16 mittee on Energy and Natural Resources of the Senate
 17 a report containing—

18 (1) the results of the study; and

19 (2) any recommendations of the Secretary.

20 **TITLE VI—FORT SAN GERONIMO** 21 **STUDY ACT**

22 **SEC. 601. SHORT TITLE.**

23 This title may be cited as the “Fort San Gerónimo
 24 Study Act”.

1 **SEC. 602. DEFINITIONS.**

2 For the purposes of this title:

3 (1) **FORT SAN GERÓNIMO.**—The term “Fort
4 San Gerónimo” (also known as “Fortín de San
5 Gerónimo del Boquerón”) means the fort and
6 grounds listed on the National Register of Historic
7 Places and located near Old San Juan, Puerto Rico.

8 (2) **RELATED RESOURCES.**—The term “related
9 resources” means other parts of the fortification sys-
10 tem of old San Juan that are not currently included
11 within the boundary of San Juan National Historic
12 Site, such as sections of the City Wall or other for-
13 tifications.

14 **SEC. 603. SPECIAL RESOURCE STUDY.**

15 (a) **IN GENERAL.**—The Secretary shall complete a
16 special resource study of Fort San Gerónimo and other
17 related resources, to determine—

18 (1) the suitability and feasibility of including
19 Fort San Gerónimo and other related resources in
20 the Commonwealth of Puerto Rico as part of San
21 Juan National Historic Site; and

22 (2) the methods and means for the protection
23 and interpretation of Fort San Gerónimo and other
24 related resources by the National Park Service,
25 other Federal, State, or local government entities or
26 private or non-profit organizations.

1 (b) **STUDY REQUIREMENTS.**—The Secretary shall
 2 conduct the study in accordance with section 8(e) of Pub-
 3 lie Law 91–383 (16 U.S.C. 1a–5).

4 (c) **REPORT.**—Not later than 3 years after the date
 5 on which funds are made available to carry out this title;
 6 the Secretary shall submit to the Committee on Natural
 7 Resources of the House of Representatives and the Com-
 8 mittee on Energy and Natural Resources of the Senate
 9 a report containing—

10 (1) the results of the study; and

11 (2) any recommendations of the Secretary.

12 **TITLE VII—WOLF HOUSE STUDY** 13 **ACT**

14 **SEC. 701. SHORT TITLE.**

15 This title may be cited as the “Wolf House Study
 16 Act”.

17 **SEC. 702. SPECIAL RESOURCE STUDY.**

18 (a) **IN GENERAL.**—The Secretary shall complete a
 19 special resource study of the Wolf House located on High-
 20 way 5 in Norfork, Arkansas, to determine—

21 (1) the suitability and feasibility of designating
 22 the Wolf House as a unit of the National Park Sys-
 23 tem; and

24 (2) the methods and means for the protection
 25 and interpretation of the Wolf House by the Na-

1 tional Park Service, other Federal, State, or local
 2 government entities or private or non-profit organi-
 3 zations.

4 (b) **STUDY REQUIREMENTS.**—The Secretary shall
 5 conduct the study in accordance with section 8(e) of Pub-
 6 lie Law 91–383 (16 U.S.C. 1a–5).

7 (c) **REPORT.**—Not later than 3 years after the date
 8 on which funds are made available to carry out this title,
 9 the Secretary shall submit to the Committee on Natural
 10 Resources of the House of Representatives and the Com-
 11 mittee on Energy and Natural Resources of the Senate
 12 a report containing—

13 (1) the results of the study; and

14 (2) any recommendations of the Secretary.

15 **TITLE VIII—RIM OF THE VALLEY** 16 **CORRIDOR STUDY ACT**

17 **SEC. 801. SHORT TITLE.**

18 This title may be cited as the “Rim of the Valley Cor-
 19 ridor Study Act”.

20 **SEC. 802. SPECIAL RESOURCE STUDY.**

21 (a) **IN GENERAL.**—The Secretary shall complete a
 22 special resource study of the area known as the Rim of
 23 the Valley Corridor, generally including the mountains en-
 24 circling the San Fernando, La Crescenta, Santa Clarita,
 25 Simi, and Conejo Valleys in California, to determine—

1 (1) the suitability and feasibility of designating
2 all or a portion of the corridor as a unit of the
3 Santa Monica Mountains National Recreation Area;
4 and

5 (2) the methods and means for the protection
6 and interpretation of this corridor by the National
7 Park Service, other Federal, State, or local govern-
8 ment entities or private or non-profit organizations.

9 (b) DOCUMENTATION.—In conducting the study au-
10 thorized under subsection (a), the Secretary shall docu-
11 ment—

12 (1) the process used to develop the existing
13 Santa Monica Mountains National Recreation Area
14 Fire Management Plan and Environmental Impact
15 Statement (September 2005); and

16 (2) all activity conducted pursuant to the plan
17 referred to in paragraph (1) designed to protect lives
18 and property from wildfire.

19 (c) STUDY REQUIREMENTS.—The Secretary shall
20 conduct the study in accordance with section 8(e) of Pub-
21 lic Law 91–383 (16 U.S.C. 1a–5).

22 (d) REPORT.—Not later than 3 years after the date
23 on which funds are made available to carry out this title,
24 the Secretary shall submit to the Committee on Natural
25 Resources of the House of Representatives and the Com-

1 mittee on Energy and Natural Resources of the Senate
2 a report containing—

3 (1) the results of the study; and

4 (2) any recommendations of the Secretary.

5 **TITLE IX—BUTTERFIELD**
6 **OVERLAND TRAIL STUDY ACT**

7 **SEC. 901. SHORT TITLE.**

8 This title may be cited as the “Butterfield Overland
9 Trail Study Act”.

10 **SEC. 902. SPECIAL RESOURCE STUDY.**

11 (a) IN GENERAL.—The Secretary shall complete a
12 special resource study along the “Ox-Bow Route” of the
13 Butterfield Overland Trail in the States of Missouri, Ten-
14 nessee, Arkansas, Oklahoma, Texas, New Mexico, Ari-
15 zona, and California to evaluate—

16 (1) a range of alternatives for protecting and
17 interpreting the resources of the trail area, including
18 alternatives for potential addition of the trail area to
19 the National Trails System; and

20 (2) the methods and means for the protection
21 and interpretation of this trail by the National Park
22 Service, other Federal, State, or local government
23 entities or private or non-profit organizations.

24 (b) STUDY REQUIREMENTS.—The Secretary shall
25 conduct the study in accordance with section 8(c) of Pub-

1 lie Law ~~91-383~~ (16 U.S.C. ~~1a-5~~) or section 5(b) of the
 2 National Trails System Act (16 U.S.C. 1244(b)) as appro-
 3 priate.

4 (c) REPORT.—Not later than 3 years after the date
 5 on which funds are made available to carry out this title,
 6 the Secretary shall submit to the Committee on Natural
 7 Resources of the House of Representatives and the Com-
 8 mittee on Energy and Natural Resources of the Senate
 9 a report containing—

10 (1) the results of the study; and

11 (2) any recommendations of the Secretary.

12 **TITLE X—HUNTING AND** 13 **FISHING**

14 **SEC. 1001. HUNTING AND FISHING.**

15 Each study authorized by this Act shall document the
 16 State and local laws governing hunting and fishing within
 17 the study area.

18 **TITLE XI—SENSE OF CONGRESS**

19 **SEC. 1101. SENSE OF CONGRESS.**

20 It is the sense of Congress that any subsequent legis-
 21 lation affecting the status of the areas subject to the spe-
 22 cial resources studies authorized under this Act shall be
 23 supported by the results of the relevant studies authorized
 24 by this Act.

1 **SECTION 1. SHORT TITLE.**

2 *This Act may be cited as “America’s Historical and*
 3 *Natural Legacy Study Act”.*

4 **SEC. 2. DEFINITION OF SECRETARY.**

5 *In this Act, the term “Secretary” means the Secretary*
 6 *of the Interior.*

7 **SEC. 3. HARRY S TRUMAN NATIONAL HISTORIC SITE SPE-**
 8 **CIAL RESOURCE STUDY.**

9 (a) *IN GENERAL.*—*The Secretary shall conduct a spe-*
 10 *cial resource study of the Harry S Truman Birthplace*
 11 *State Historic Site (referred to in this section as the “birth-*
 12 *place site”) in Lamar, Missouri, to determine—*

13 (1) *the suitability and feasibility of—*

14 (A) *adding the birthplace site to the Harry*
 15 *S Truman National Historic Site; or*

16 (B) *designating the birthplace site as a sep-*
 17 *arate unit of the National Park System; and*

18 (2) *the methods and means for the protection*
 19 *and interpretation of the birthplace site by the Na-*
 20 *tional Park Service, other Federal, State, or local gov-*
 21 *ernment entities, or private or nonprofit organiza-*
 22 *tions.*

23 (b) *STUDY REQUIREMENTS.*—*The Secretary shall con-*
 24 *duct the study required under subsection (a) in accordance*
 25 *with section 8(c) of Public Law 91–383 (16 U.S.C. 1a–*
 26 *5(c)).*

1 (c) *REPORT*.—Not later than 3 years after the date on
2 which funds are made available to carry out this section,
3 the Secretary shall submit to the Committee on Natural Re-
4 sources of the House of Representatives and the Committee
5 on Energy and Natural Resources of the Senate a report
6 containing—

7 (1) the results of the study conducted under sub-
8 section (a); and

9 (2) any recommendations of the Secretary with
10 respect to the birthplace site.

11 **SEC. 4. BATTLE OF MATEWAN SPECIAL RESOURCE STUDY.**

12 (a) *IN GENERAL*.—The Secretary shall conduct a spe-
13 cial resource study of the sites and resources at Matewan,
14 West Virginia, associated with the Battle of Matewan (also
15 known as the “Matewan Massacre”) of May 19, 1920, to
16 determine—

17 (1) the suitability and feasibility of designating
18 certain historic areas of Matewan, West Virginia, as
19 a unit of the National Park System; and

20 (2) the methods and means for the protection
21 and interpretation of the historic areas by the Na-
22 tional Park Service, other Federal, State, or local gov-
23 ernment entities, or private or nonprofit organiza-
24 tions.

1 (b) *STUDY REQUIREMENTS.*—*The Secretary shall con-*
 2 *duct the study required under subsection (a) in accordance*
 3 *with section 8(c) of Public Law 91–383 (16 U.S.C. 1a–*
 4 *5(c)).*

5 (c) *REPORT.*—*Not later than 3 years after the date on*
 6 *which funds are made available to carry out this section,*
 7 *the Secretary shall submit to the Committee on Natural Re-*
 8 *sources of the House of Representatives and the Committee*
 9 *on Energy and Natural Resources of the Senate a report*
 10 *containing—*

11 (1) *the results of the study conducted under sub-*
 12 *section (a); and*

13 (2) *any recommendations of the Secretary with*
 14 *respect to the historic areas.*

15 **SEC. 5. BUTTERFIELD OVERLAND TRAIL SPECIAL RE-**
 16 **SOURCE STUDY.**

17 (a) *IN GENERAL.*—*The Secretary shall conduct a spe-*
 18 *cial resource study along the route known as the “Ox-Bow*
 19 *Route” of the Butterfield Overland Trail (referred to in this*
 20 *section as the “route”) in the States of Missouri, Tennessee,*
 21 *Arkansas, Oklahoma, Texas, New Mexico, Arizona, and*
 22 *California to evaluate—*

23 (1) *a range of alternatives for protecting and in-*
 24 *terpreting the resources of the route, including alter-*

1 *natives for potential addition of the Trail to the Na-*
2 *tional Trails System; and*

3 *(2) the methods and means for the protection*
4 *and interpretation of the route by the National Park*
5 *Service, other Federal, State, or local government en-*
6 *tities, or private or nonprofit organizations.*

7 *(b) STUDY REQUIREMENTS.—The Secretary shall con-*
8 *duct the study required under subsection (a) in accordance*
9 *with section 8(c) of Public Law 91–383 (16 U.S.C. 1a–5(c))*
10 *or section 5(b) of the National Trails System Act (16 U.S.C.*
11 *1244(b)), as appropriate.*

12 *(c) REPORT.—Not later than 3 years after the date on*
13 *which funds are made available to carry out this section,*
14 *the Secretary shall submit to the Committee on Natural Re-*
15 *sources of the House of Representatives and the Committee*
16 *on Energy and Natural Resources of the Senate a report*
17 *containing—*

18 *(1) the results of the study conducted under sub-*
19 *section (a); and*

20 *(2) any recommendations of the Secretary with*
21 *respect to the route.*

Calendar No. 822

110TH CONGRESS
2^D Session

H. R. 3998

[Report No. 110-390]

AN ACT

To authorize the Secretary of the Interior to conduct special resources studies of certain lands and structures to determine the appropriate means for preservation, use, and management of the resources associated with such lands and structures.

JUNE 16, 2008

Reported with an amendment