

Calendar No. 304

111TH CONGRESS
2^D SESSION**H. R. 2330****[Report No. 111–154]**

IN THE SENATE OF THE UNITED STATES

JUNE 3, 2009

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

MARCH 2, 2010

Reported by Mr. BINGAMAN, with an amendment

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

AN ACT

To direct the Secretary of the Interior to carry out a study
to determine the suitability and feasibility of establishing
Camp Hale as a unit of the National Park System.

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 “Camp Hale Study
5 ~~Act~~”.

1 **SEC. 2. SPECIAL RESOURCE STUDY OF THE SUITABILITY**
2 **AND FEASIBILITY OF ESTABLISHING CAMP**
3 **HALE AS A UNIT OF THE NATIONAL PARK**
4 **SYSTEM.**

5 (a) **IN GENERAL.**—The Secretary of the Interior, act-
6 ing through the Director of the National Park Service
7 (hereinafter referred to as the “Secretary”), shall com-
8 plete a special resource study of Camp Hale to deter-
9 mine—

10 (1) the suitability and feasibility of designating
11 Camp Hale as a separate unit of the National Park
12 System; and

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

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

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

26 (1) the results of the study; and

1 ~~(2) any recommendations of the Secretary.~~

2 **SEC. 3. EFFECT OF STUDY.**

3 ~~Nothing in this Act shall affect valid existing rights,~~
4 ~~including—~~

5 ~~(1) all interstate water compacts in existence on~~
6 ~~the date of the enactment of this Act (including full~~
7 ~~development of any apportionment made in accord-~~
8 ~~ance with the compacts);~~

9 ~~(2) water rights decreed at the Camp Hale site~~
10 ~~or flowing within, below, or through the Camp Hale~~
11 ~~site;~~

12 ~~(3) water rights in the State of Colorado;~~

13 ~~(4) water rights held by the United States; and~~

14 ~~(5) the management and operation of any res-~~
15 ~~ervoir, including the storage, management, release,~~
16 ~~or transportation of water.~~

17 **SECTION 1. SHORT TITLE.**

18 *This Act may be cited as the “Camp Hale Study Act”.*

19 **SEC. 2. DEFINITIONS.**

20 *In this Act:*

21 (1) *CAMP HALE.*—*The term “Camp Hale” means*
22 *the area comprising approximately 200,000 acres on*
23 *the White River and San Isabel National Forests in*
24 *west-central Colorado located within portions of*
25 *Eagle, Lake, Pitkin, and Summit counties.*

1 (2) *SECRETARIES.*—*The term “Secretaries”*
 2 *means the Secretary of the Interior and the Secretary*
 3 *of Agriculture, acting jointly.*

4 **SEC. 3. SPECIAL RESOURCE STUDY.**

5 (a) *IN GENERAL.*—*The Secretaries shall conduct a*
 6 *study of Camp Hale to determine—*

7 (1) *the suitability and feasibility of designating*
 8 *Camp Hale as a unit of the National Park System,*
 9 *in accordance with section 8(c) of Public Law 91–383*
 10 *(16 U.S.C. 1a–5(c)); or*

11 (2) *any other designation or management option*
 12 *that would provide for the protection of resources*
 13 *within Camp Hale, including continued management*
 14 *of Camp Hale by the Forest Service.*

15 (b) *REQUIRED ANALYSIS.*—*The study under subsection*
 16 (a) *shall include an analysis of—*

17 (1) *the significance of Camp Hale in relation to*
 18 *national security during World War II and the Cold*
 19 *War, including—*

20 (A) *the use of Camp Hale for training of*
 21 *the 10th Mountain Division and other elements*
 22 *of the United States Armed Forces; and*

23 (B) *the use of Camp Hale for training by*
 24 *the Central Intelligence Agency of Tibetan refu-*

1 *gees seeking to resist the Chinese occupation of*
2 *Tibet;*

3 *(2) opportunities for public enjoyment and recre-*
4 *ation at Camp Hale; and*

5 *(3) any operational, management, or private*
6 *property issues relating to Camp Hale.*

7 *(c) CONGRESSIONAL INTENT.—It is the intent of Con-*
8 *gress that, in conducting the study under subsection (a),*
9 *the Secretaries not propose any designation that would af-*
10 *fect valid existing rights, including—*

11 *(1) all interstate water compacts in existence on*
12 *the date of enactment of this Act (including full devel-*
13 *opment of any apportionment made in accordance*
14 *with the compacts);*

15 *(2) water rights—*

16 *(A) decreed at Camp Hale; or*

17 *(B) flowing within, below, or through Camp*
18 *Hale;*

19 *(3) water rights in the State of Colorado;*

20 *(4) water rights held by the United States; and*

21 *(5) the management and operation of any res-*
22 *ervoir, including the storage, management, release, or*
23 *transportation of water.*

1 **SEC. 4. REPORT.**

2 *Not later than 3 years after the date on which funds*
3 *are made to available to carry out this Act, the Secretaries*
4 *shall submit to the Committee on Energy and Natural Re-*
5 *sources of the Senate and the Committee on Natural Re-*
6 *sources of the House of Representatives—*

7 *(1) the study conducted under section 3; and*

8 *(2) any recommendations of the Secretaries re-*
9 *lating to Camp Hale.*

10 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

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

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