

111TH CONGRESS  
2D SESSION

# S. 3612

To amend the Marsh-Billings-Rockefeller National Historical Park Establishment Act to expand the boundary of the Marsh-Billings-Rockefeller National Historical Park in the State of Vermont, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JULY 19, 2010

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

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## A BILL

To amend the Marsh-Billings-Rockefeller National Historical Park Establishment Act to expand the boundary of the Marsh-Billings-Rockefeller National Historical Park in the State of Vermont, 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 “Marsh-Billings-Rocke-  
5       feller National Historical Park Establishment Amend-  
6       ments Act of 2010”.

1 **SEC. 2. BOUNDARY EXPANSION.**

2 Section 3 of the Marsh-Billings-Rockefeller National  
3 Historical Park Establishment Act (16 U.S.C. 410vv–1)  
4 is amended by striking subsection (b) and inserting the  
5 following:

6 “(b) BOUNDARIES; MAP.—

7 “(1) IN GENERAL.—The park shall consist of  
8 the following:

9 “(A) A historic zone, including the Marsh-  
10 Billings-Rockefeller Mansion, surrounding  
11 buildings, and a portion of the area known as  
12 ‘Mt. Tom’, comprising approximately 555 acres,  
13 as depicted on the map entitled ‘Marsh-Billings-  
14 Rockefeller National Historical Park Boundary  
15 Map’ and dated November 19, 1991.

16 “(B) A protection zone, including the areas  
17 occupied by the Billings Farm and Museum,  
18 comprising approximately 88 acres, as depicted  
19 on the map entitled ‘Marsh-Billings-Rockefeller  
20 National Historical Park Boundary Map’ and  
21 dated November 19, 1991.

22 “(C) The King Farm, located in Wood-  
23 stock, Vermont, comprising approximately 159  
24 acres.

25 “(2) REVISED MAP.—As soon as practicable  
26 after the date of enactment of the Marsh-Billings-

1       Rockefeller National Historical Park Establishment  
 2       Amendments Act of 2010, the Secretary shall pre-  
 3       pare a revised map of the park that reflects the in-  
 4       clusion of the land described in paragraph (1)(C).

5               “(3) AVAILABILITY OF MAPS.—The maps de-  
 6       scribed in paragraph (1) and prepared under para-  
 7       graph (2) shall be on file and available for public in-  
 8       spection in the appropriate offices of the National  
 9       Park Service.”.

10   **SEC. 3. ACQUISITION OF LAND.**

11       Section 4 of the Marsh-Billings-Rockefeller National  
 12   Historical Park Establishment Act (16 U.S.C. 410vv–2)  
 13   is amended—

14               (1) in subsection (b)—

15                       (A) by striking paragraphs (1) and (2) and  
 16       inserting the following:

17               “(1) IN GENERAL.—Except as provided in para-  
 18       graph (2), the Secretary may acquire land or an in-  
 19       terest in land within the boundary of the park by do-  
 20       nation, purchase with donated or appropriated  
 21       funds, condemnation, transfer from any Federal  
 22       agency, or exchange.

23               “(2) EXCEPTION.—Any land or interest in land  
 24       owned by the State of Vermont or a political subdivi-

1 sion of the State may be acquired only by dona-  
 2 tion.”; and

3 (B) in the first sentence of paragraph (3),  
 4 by striking “(3) The Secretary may” and in-  
 5 serting the following:

6 “(3) COMMERCIAL OPERATIONS.—The Sec-  
 7 retary may”; and

8 (2) by adding at the end the following:

9 “(e) KING FARM.—On acquisition by the Secretary  
 10 of the land described in section 3(b)(1)(C)—

11 “(1) the acquired land shall be added to and  
 12 administered as part of the park;

13 “(2) the acquired land shall be used for—

14 “(A) agricultural and forestry purposes, in-  
 15 cluding the growing and harvesting of crops  
 16 and trees, animal husbandry, and other agricul-  
 17 tural operations customary in the State of  
 18 Vermont;

19 “(B) conservation purposes in a manner  
 20 that preserves the acquired land in the condi-  
 21 tion in which the acquired land is in on the date  
 22 of enactment of this subsection, with an empha-  
 23 sis on preserving existing open fields; and

1 “(C) educational purposes relating to agri-  
2 culture, forestry, and conservation activities, in-  
3 cluding the study of natural history;

4 “(3) the Secretary may—

5 “(A) enter into leases for the use of the ac-  
6 quired land and any buildings on the acquired  
7 land if the Secretary determines that the use—

8 “(i) is consistent with the purposes of  
9 this Act; and

10 “(ii) would contribute to the manage-  
11 ment and programs of the park, including  
12 accommodating public use and education  
13 programs;

14 “(B) repair, replace, or improve any build-  
15 ings and structures on the acquired land; and

16 “(C) construct new buildings or structures  
17 on the acquired land if the Secretary deter-  
18 mines that the construction—

19 “(i) is necessary for the purposes de-  
20 scribed in paragraph (2); and

21 “(ii) would be consistent with agricul-  
22 tural buildings in existence on the date of  
23 enactment of this subsection.”.

1 **SEC. 4. COOPERATIVE AGREEMENTS.**

2 Section 6 of the Marsh-Billings-Rockefeller National  
3 Historical Park Establishment Act (16 U.S.C. 410vv–4)  
4 is amended by striking subsection (a) and inserting the  
5 following:

6 “(a) IN GENERAL.—Notwithstanding any other pro-  
7 vision of law, the Secretary may enter into cooperative  
8 agreements with any person or entity that the Secretary  
9 determines to be appropriate for the public benefit and  
10 purpose of the park and Institute programs and activities,  
11 including facility and landscape rehabilitation and preser-  
12 vation, recreation, planning, research, evaluation, inter-  
13 pretation, education, and management.”.

14 **SEC. 5. ENDOWMENT; DONATIONS; CONSERVATION STUDY**  
15 **INSTITUTE.**

16 Section 7 of the Marsh-Billings-Rockefeller National  
17 Historical Park Establishment Act (16 U.S.C. 410vv–5)  
18 is amended to read as follows:

19 **“SEC. 7. ENDOWMENT; DONATIONS; CONSERVATION STUDY**  
20 **INSTITUTE.**

21 “(a) ENDOWMENT.—

22 “(1) IN GENERAL.—In accordance with para-  
23 graph (2), the Secretary may receive and expend  
24 funds from—

25 “(A) an endowment to be established with  
26 the Woodstock Foundation (including succes-

sors and assigns of the Foundation) (referred to in this Act as the ‘Foundation’); and

“(B) an endowment to be established for the King Farm with the Vermont Land Trust (including successors and assigns of the Trust) (referred to in this Act as the ‘Trust’).

“(2) CONDITIONS.—

“(A) AUTHORIZED USES.—Amounts from the endowments referred to in paragraph (1) shall be expended exclusively as the Foundation or Trust, as applicable, in consultation with the Secretary, may designate for—

“(i) with respect to the Foundation, the preservation and maintenance of the Marsh-Billings-Rockefeller Mansion and any property adjacent to the Mansion; and

“(ii) with respect to the Trust, the preservation and maintenance of King Farm and associated agriculture, forestry, and conservation education programs.

“(B) LIMITATION ON USE OF FUNDS.—No expenditure shall be made under this subsection unless the Secretary determines that the expenditure is consistent with the purposes of this Act.

1 “(b) DONATIONS.—The Secretary may accept dona-  
 2 tions of funds, property, or services to carry out this Act.

3 “(c) CONSERVATION STUDY INSTITUTE.—

4 “(1) IN GENERAL.—The Secretary, in collabo-  
 5 ration with the University of Vermont, may establish  
 6 at the park a National Park Service Conservation  
 7 Study Institute (referred to in this Act as the ‘Insti-  
 8 tute’).

9 “(2) PURPOSE.—The purposes of the Institute  
 10 are—

11 “(A) to create opportunities within the Na-  
 12 tional Park Service to identify and share inno-  
 13 vation through research, evaluation, and dia-  
 14 logue; and

15 “(B) to identify and exchange best prac-  
 16 tices and enhance leadership capacity in the  
 17 field of conservation.”.

18 **SEC. 6. MANAGEMENT PLAN.**

19 Section 9 of the Marsh-Billings-Rockefeller National  
 20 Historical Park Establishment Act (16 U.S.C. 410vv–7)  
 21 is amended—

22 (1) by striking “Not later than” and inserting  
 23 the following:

24 “(a) IN GENERAL.—Not later than”; and

25 (2) by adding at the end the following:



1       “(b) REVISIONS.—Not later than 3 complete fiscal  
2 years after the date of enactment of this subsection, the  
3 Secretary shall submit to the Committee on Energy and  
4 Natural Resources of the Senate and the Committee on  
5 Natural Resources of the House of Representatives a re-  
6 vised general management plan for the park.”.

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