

112TH CONGRESS
2D SESSION

S. 3300

To establish the Manhattan Project National Historical Park in Oak Ridge, Tennessee, Los Alamos, New Mexico, and Hanford, Washington, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 14, 2012

Mr. BINGAMAN (for himself, Mr. ALEXANDER, Ms. CANTWELL, Mr. UDALL of New Mexico, and Mrs. MURRAY) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To establish the Manhattan Project National Historical Park in Oak Ridge, Tennessee, Los Alamos, New Mexico, and Hanford, Washington, 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 “Manhattan Project Na-
5 tional Historical Park Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds that—

1 (1) the Manhattan Project was an unprece-
2 dented top-secret program implemented during
3 World War II to produce an atomic bomb before
4 Nazi Germany;

5 (2) a panel of experts convened by the Presi-
6 dent’s Advisory Council on Historic Preservation in
7 2001—

8 (A) stated that “the development and use
9 of the atomic bomb during World War II has
10 been called ‘the single most significant event of
11 the 20th century’ ”; and

12 (B) recommended that nationally signifi-
13 cant sites associated with the Manhattan
14 Project be formally established as a collective
15 unit and be administered for preservation, com-
16 memoration, and public interpretation in co-
17 operation with the National Park Service;

18 (3) the Manhattan Project National Historical
19 Park Study Act (Public Law 108–340; 118 Stat.
20 1362) directed the Secretary of the Interior, in con-
21 sultation with the Secretary of Energy, to conduct a
22 special resource study of the historically significant
23 sites associated with the Manhattan Project to as-
24 sess the national significance, suitability, and feasi-

1 bility of designating 1 or more sites as a unit of the
2 National Park System;

3 (4) after significant public input, the National
4 Park Service study found that “including Manhattan
5 Project-related sites in the national park system will
6 expand and enhance the protection and preservation
7 of such resources and provide for comprehensive in-
8 terpretation and public understanding of this nation-
9 ally significant story in the 20th century American
10 history”;

11 (5) the Department of the Interior, with the
12 concurrence of the Department of Energy, rec-
13 ommended the establishment of a Manhattan Project
14 National Historical Park comprised of resources
15 at—

16 (A) Oak Ridge, Tennessee;

17 (B) Los Alamos, New Mexico; and

18 (C) Hanford, in the Tri-Cities area, Wash-
19 ington; and

20 (6) designation of a Manhattan Project Na-
21 tional Historical Park as a unit of the National Park
22 System would improve the preservation of, interpre-
23 tation of, and access to the nationally significant his-
24 toric resources associated with the Manhattan
25 Project for present and future generations to gain a

1 better understanding of the Manhattan Project, in-
2 cluding the significant, far-reaching, and complex
3 legacy of the Manhattan Project.

4 **SEC. 3. PURPOSES.**

5 The purposes of this Act are—

6 (1) to preserve and protect for the benefit of
7 present and future generations the nationally signifi-
8 cant historic resources associated with the Manhat-
9 tan Project;

10 (2) to improve public understanding of the
11 Manhattan Project and the legacy of the Manhattan
12 Project through interpretation of the historic re-
13 sources associated with the Manhattan Project;

14 (3) to enhance public access to the Historical
15 Park, consistent with protection of public safety, na-
16 tional security, and other aspects of the mission of
17 the Department of Energy; and

18 (4) to assist the Department of Energy, Histor-
19 ical Park communities, historical societies, and other
20 interested organizations and individuals in efforts to
21 preserve and protect the historically significant re-
22 sources associated with the Manhattan Project.

23 **SEC. 4. DEFINITIONS.**

24 In this Act:

1 (1) HISTORICAL PARK.—The term “Historical
2 Park” means the Manhattan Project National His-
3 torical Park established under section 5.

4 (2) MANHATTAN PROJECT.—The term “Man-
5 hattan Project” means the Federal program to de-
6 velop an atomic bomb ending on December 31,
7 1946.

8 (3) SECRETARY.—The term “Secretary” means
9 the Secretary of the Interior.

10 **SEC. 5. ESTABLISHMENT OF MANHATTAN PROJECT NA-**
11 **TIONAL HISTORICAL PARK.**

12 (a) ESTABLISHMENT.—Not later than 1 year after
13 the date of enactment of this Act, there shall be estab-
14 lished as a unit of the National Park System the Manhat-
15 tan Project National Historical Park.

16 (b) ELIGIBLE AREAS.—The Historical Park may be
17 comprised of 1 or more of the following areas or portions
18 of the areas:

19 (1) OAK RIDGE, TENNESSEE.—Facilities, land,
20 or interests in land that are—

21 (A) at Buildings 9204–3 and 9731 at the
22 Y–12 National Security Complex;

23 (B) at the X–10 Graphite Reactor at the
24 Oak Ridge National Laboratory;

1 (C) at the K-25 Building site at the East
2 Tennessee Technology Park; and

3 (D) at the former Guest House located at
4 210 East Madison Road.

5 (2) LOS ALAMOS, NEW MEXICO.—Facilities,
6 land, or interests in land that are—

7 (A) in the Los Alamos Scientific Labora-
8 tory National Historic Landmark District or
9 any addition to the Landmark District proposed
10 in the National Historic Landmark Nomina-
11 tion—Los Alamos Scientific Laboratory
12 (LASL) NHL District (Working Draft of NHL
13 Revision), Los Alamos National Laboratory
14 document LA-UR 12-00387 (January 26,
15 2012);

16 (B) at the former East Cafeteria located at
17 1670 Nectar Street; and

18 (C) at the former dormitory located at
19 1725 17th Street.

20 (3) HANFORD, WASHINGTON.—Facilities, land,
21 or interests in land that are—

22 (A) in the B Reactor National Historic
23 Landmark;

1 (B) at the Hanford High School in the
2 town of Hanford and Hanford Construction
3 Camp Historic District;

4 (C) at the White Bluffs Bank building in
5 the White Bluffs Historic District;

6 (D) at the warehouse in the Bruggemann's
7 Agricultural Complex;

8 (E) at the Hanford Irrigation District
9 Pump House; and

10 (F) at the T Plant (221–T Process Build-
11 ing).

12 **SEC. 6. AGREEMENT.**

13 (a) IN GENERAL.—Not later than 1 year after the
14 date of enactment of this Act, the Secretary and the Sec-
15 retary of Energy (acting through the Oak Ridge, Rich-
16 land, and Los Alamos site offices) shall enter into an
17 agreement governing the respective roles of the Secretary
18 and the Secretary of Energy in administering the facili-
19 ties, land, or interests in land under the administrative
20 jurisdiction of the Department of Energy that is to be in-
21 cluded in the Historical Park, including provisions for
22 public access, management, interpretation, and historic
23 preservation.

1 (b) RESPONSIBILITIES OF THE SECRETARY.—Any
2 agreement under subsection (a) shall provide that the Sec-
3 retary shall—

4 (1) have decisionmaking authority for the con-
5 tent of historic interpretation of the Manhattan
6 Project for purposes of administering the Historical
7 Park; and

8 (2) ensure that the agreement provides an ap-
9 propriate role for the National Park Service in pre-
10 serving the historic resources covered by the agree-
11 ment.

12 (c) RESPONSIBILITIES OF THE SECRETARY OF EN-
13 ERGY.—Any agreement under subsection (a) shall provide
14 that the Secretary of Energy—

15 (1) shall ensure that the agreement appro-
16 priately protects public safety, national security, and
17 other aspects of the ongoing mission of the Depart-
18 ment of Energy at the Los Alamos National Labora-
19 tory, Hanford Site, and Oak Ridge Reservation;

20 (2) may consult with and provide historical in-
21 formation to the Secretary concerning the Manhat-
22 tan Project; and

23 (3) shall retain responsibility, in accordance
24 with applicable law, for any environmental remedi-
25 ation and structural safety that may be necessary in

1 or around the facilities, land, or interests in land
2 governed by the agreement.

3 (d) AMENDMENTS.—The agreement under subsection
4 (a) may be amended, including to add to the Historical
5 Park facilities, land, or interests in land described in sec-
6 tion 5(b) that are under the jurisdiction of the Secretary
7 of Energy.

8 **SEC. 7. PUBLIC PARTICIPATION.**

9 (a) IN GENERAL.—The Secretary shall consult with
10 interested State, county, and local officials, organizations,
11 and interested members of the public—

12 (1) before executing any agreement under sec-
13 tion 6; and

14 (2) in the development of the general manage-
15 ment plan under section 8(b).

16 (b) NOTICE OF DETERMINATION.—Not later than 30
17 days after the date on which an agreement under section
18 6 is executed, the Secretary shall publish in the Federal
19 Register notice of the establishment of the Historical
20 Park, including an official boundary map.

21 (c) AVAILABILITY OF MAP.—The official boundary
22 map published under subsection (b) shall be on file and
23 available for public inspection in the appropriate offices
24 of the National Park Service.

1 (d) ADDITIONS.—Any land, interest in land, or facil-
2 ity within the eligible areas described in section 5(b) that
3 is acquired by the Secretary or included in an amendment
4 to the agreement under section 6(d) shall be added to the
5 Historical Park.

6 **SEC. 8. ADMINISTRATION.**

7 (a) IN GENERAL.—The Secretary shall administer
8 the Historical Park in accordance with—

9 (1) this Act; and

10 (2) the laws generally applicable to units of the
11 National Park System, including—

12 (A) the National Park System Organic Act
13 (16 U.S.C. 1 et seq.); and

14 (B) the Act of August 21, 1935 (16 U.S.C.
15 461 et seq.).

16 (b) GENERAL MANAGEMENT PLAN.—Not later than
17 3 years after the date on which funds are made available
18 to carry out this section, the Secretary, in consultation
19 with the Secretary of Energy, shall complete a general
20 management plan for the Historical Park in accordance
21 with section 12(b) of Public Law 91–383 (commonly
22 known as the “National Park Service General Authorities
23 Act”) (16 U.S.C. 1a–7(b)).

24 (c) INTERPRETIVE TOURS.—The Secretary may, sub-
25 ject to applicable law, provide interpretive tours of histori-

1 cally significant Manhattan Project sites and resources in
2 the States of Tennessee, New Mexico, and Washington
3 that are located outside the boundary of the Historical
4 Park.

5 (d) LAND ACQUISITION.—

6 (1) IN GENERAL.—The Secretary may acquire
7 land and interests in land within the eligible areas
8 described in section 5(b) by—

9 (A) transfer of administrative jurisdiction
10 from the Department of Energy by agreement
11 between the Secretary and the Secretary of En-
12 ergy; or

13 (B) purchase from willing sellers, donation,
14 or exchange.

15 (2) FACILITIES.—The Secretary may acquire
16 land or interests in land in the vicinity of Historical
17 Park for visitor and administrative facilities.

18 (e) DONATIONS; COOPERATIVE AGREEMENTS.—

19 (1) FEDERAL FACILITIES.—

20 (A) IN GENERAL.—The Secretary may
21 enter into 1 or more agreements with the head
22 of a Federal agency to provide public access to,
23 and management, interpretation, and historic
24 preservation of, historically significant Manhat-

tan Project resources under the jurisdiction or control of the Federal agency.

(B) DONATIONS; COOPERATIVE AGREEMENTS.—The Secretary may accept donations from, and enter into cooperative agreements with, State governments, units of local government, tribal governments, organizations, or individuals to further the purpose of an inter-agency agreement entered into under subparagraph (A).

(2) TECHNICAL ASSISTANCE.—The Secretary may provide technical assistance to State, local, or tribal governments, organizations, or individuals for the management, interpretation, and historic preservation of historically significant Manhattan Project resources not included within the Historical Park.

(3) DONATIONS TO DEPARTMENT OF ENERGY.—Part C of title VI of the Department of Energy Organization Act (42 U.S.C. 7251 et seq.) is amended by adding at the end the following:

“SEC. 664. ACCEPTANCE OF GIFTS, BEQUESTS, AND DEVICES.

“The Secretary may accept, hold, administer, and use gifts, bequests, and devises (including labor and services), for the purpose of preserving and providing access to, his-

1 torically significant resources relating to the Depart-
2 ment.”.

