

Union Calendar No. 127

111TH CONGRESS
1ST SESSION

H. R. 1376

[Report No. 111-229]

To authorize the Secretary of the Interior to establish the Waco Mammoth National Monument in the State of Texas.

IN THE HOUSE OF REPRESENTATIVES

MARCH 6, 2009

Mr. EDWARDS of Texas introduced the following bill; which was referred to the Committee on Natural Resources

JULY 24, 2009

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

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

[For text of introduced bill, see copy of bill as introduced on March 6, 2009]

A BILL

To authorize the Secretary of the Interior to establish the
Waco Mammoth National Monument in the State of Texas.

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 “Waco Mammoth Na-*
5 *tional Monument Establishment Act of 2009”.*

6 **SEC. 2. FINDINGS.**

7 *Congress finds as follows:*

8 (1) *The Waco Mammoth Site area is located*
9 *near the confluence of the Brazos and the Bosque riv-*
10 *ers in Central Texas, near the City of Waco.*

11 (2) *Baylor University has been investigating the*
12 *site since 1978 after the discovery of bones emerging*
13 *from eroding creek banks leading to the uncovering of*
14 *portions of five mammoths.*

15 (3) *Several additional mammoth remains have*
16 *been uncovered making this the largest known con-*
17 *centration of mammoths dying from the same event.*

18 (4) *The discoveries have received international*
19 *attention.*

20 (5) *The University and the City of Waco have*
21 *been working together to protect the site and to de-*
22 *velop further research and educational opportunities.*

23 **SEC. 3. DEFINITIONS.**

24 *In this Act the following definitions apply:*

1 (1) *NATIONAL MONUMENT.*—*The term “national*
2 *monument” means the Waco Mammoth National*
3 *Monument, established in section 4.*

4 (2) *SECRETARY.*—*The term “Secretary” means*
5 *the Secretary of the Interior.*

6 (3) *MAP.*—*The term “map” means the map ti-*
7 *tled “Proposed Boundary Waco-Mammoth National*
8 *Monument”, numbered T21/80,000, and dated April,*
9 *2009.*

10 **SEC. 4. WACO MAMMOTH NATIONAL MONUMENT, TEXAS.**

11 (a) *ESTABLISHMENT.*—*There is established the Waco*
12 *Mammoth National Monument in the State of Texas, as a*
13 *unit of the National Park System, as generally depicted on*
14 *the map.*

15 (b) *AVAILABILITY OF MAP.*—*The map shall be on file*
16 *and available for public inspection in the appropriate of-*
17 *fices of the National Park Service.*

18 **SEC. 5. ADMINISTRATION OF NATIONAL MONUMENT.**

19 (a) *IN GENERAL.*—*The Secretary shall administer the*
20 *national monument in accordance with this Act, the cooper-*
21 *ative agreements described in this section, and laws and*
22 *regulations generally applicable to units of the National*
23 *Park System, including the National Park Service Organic*
24 *Act (39 Stat. 535, 16 U.S.C. 1).*

1 (b) *COOPERATIVE AGREEMENTS.*—*The Secretary may*
2 *enter into cooperative agreements for the management of the*
3 *national monument with Baylor University and City of*
4 *Waco, pursuant to the National Park Service General Au-*
5 *thorities Act (16 U.S.C. 1a-2(1)).*

6 **SEC. 6. ACQUISITION OF PROPERTY AND BOUNDARY MAN-**
7 **AGEMENT.**

8 (a) *ACQUISITION OF PROPERTY.*—*The Secretary is au-*
9 *thorized to acquire from willing sellers lands, or interests*
10 *in lands, within the proposed boundary of the national*
11 *monument necessary for effective management.*

12 (b) *CONDITIONS.*—*Lands identified in subsection (a)*
13 *may be acquired—*

14 (1) *by donation, purchase with donated or ap-*
15 *propriated funds, transfer from another Federal agen-*
16 *cy, or by exchange; and*

17 (2) *in the case of lands owned by the State of*
18 *Texas, or a political subdivision thereof, or Baylor*
19 *University only by donation or exchange.*

20 **SEC. 7. CONSTRUCTION OF FACILITIES ON NONFEDERAL**
21 **LANDS.**

22 (a) *IN GENERAL.*—*The Secretary is authorized, subject*
23 *to the appropriation of necessary funds, to construct essen-*
24 *tial administrative or visitor use facilities on non-Federal*
25 *lands within the national monument.*

1 **(b) OTHER FUNDING.**—*In addition to the use of Fed-*
2 *eral funds authorized in subsection (a), the Secretary may*
3 *use donated funds, property, and services to carry out this*
4 *section.*

5 **SEC. 8. GENERAL MANAGEMENT PLAN.**

6 **(a) IN GENERAL.**—*Not later than three years after the*
7 *date on which funds are made available to carry out this*
8 *Act, the Secretary, in consultation with Baylor University*
9 *and City of Waco, shall prepare a management plan for*
10 *the national monument.*

11 **(b) INCLUSIONS.**—*The management plan shall include,*
12 *at a minimum—*

13 **(1)** *measures for the preservation of the resources*
14 *of the national monument;*

15 **(2)** *requirements for the type and extent of devel-*
16 *opment and use of the national monument;*

17 **(3)** *identification of visitor carrying capacities*
18 *for national monument; and*

19 **(4)** *opportunities for involvement by Baylor*
20 *University, the City of Waco, the State of Texas, and*
21 *other local and national entities in the formulation of*
22 *educational programs for the national monument and*
23 *for developing and supporting the national monu-*
24 *ment.*

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