

apply to the land added to the Mount Nebo Wilderness pursuant to this subsection.

SEC. 302. MAP.

(a) **DEFINITION.**—In this title, the term “Map” means the map entitled “Mt. Nebo Wilderness Boundary Adjustment”, numbered 531, and dated May 29, 2001.

(b) **MAP ON FILE.**—The Map and the final document entitled “Mount Nebo, Proposed Boundary Adjustments, Parcel Descriptions (See Map #531)” and dated June 4, 2001, shall be on file and available for inspection in the office of the Chief of the Forest Service, Department of Agriculture.

(c) **CORRECTIONS.**—The Secretary of Agriculture may make technical corrections to the Map.

SEC. 303. TECHNICAL BOUNDARY ADJUSTMENT.

The boundary of the Mount Nebo Wilderness is adjusted to exclude the approximately 21.26 acres of private property located in Andrews Canyon, Utah, and depicted on the Map as “Dale”.

TITLE IV—BAINBRIDGE ISLAND JAPANESE-AMERICAN MEMORIAL SPECIAL RESOURCE STUDY

SEC. 401. FINDINGS.

The Congress finds the following:

(1) During World War II on February 19, 1942, President Franklin Delano Roosevelt signed Executive Order 9066, setting in motion the forced exile of more than 110,000 Japanese Americans.

(2) In Washington State, 12,892 men, women and children of Japanese ancestry experienced three years of incarceration, an incarceration violating the most basic freedoms of American citizens.

(3) On March 30, 1942, 227 Bainbridge Island residents were the first Japanese Americans in United States history to be forcibly removed from their homes by the U.S. Army and sent to internment camps. They boarded the ferry Kehloken from the former Eagledale Ferry Dock, located at the end of Taylor Avenue, in the city of Bainbridge Island, Washington State.

(4) The city of Bainbridge Island has adopted a resolution stating that this site should be a National Memorial, and similar resolutions have been introduced in the Washington State Legislature.

(5) Both the Minidoka National Monument and Manzanar National Historic Site can clearly tell the story of a time in our Nation’s history when constitutional rights were ignored. These camps by design were placed in very remote places and are not easily accessible. Bainbridge Island is a short ferry ride from Seattle and the site would be within easy reach of many more people.

(6) This is a unique opportunity to create a site that will honor those who suffered, cherish the friends and community who stood beside them and welcomed them home, and inspire all to stand firm in the event our Nation again succumbs to similar fears.

(7) The site should be recognized by the National Park Service based on its high degree of national significance, association with significant events, and integrity of its location and setting. This site is critical as an anchor for future efforts to identify, interpret, serve, and ultimately honor the Nikkei—persons of Japanese ancestry—influence on Bainbridge Island.

SEC. 402. EAGLEDALE FERRY DOCK LOCATION AT TAYLOR AVENUE STUDY AND REPORT.

(a) **STUDY.**—The Secretary of the Interior shall carry out a special resource study regarding the national significance, suitability, and feasibility of designating as a unit of the National Park System the property commonly known as the Eagledale Ferry Dock at Taylor Avenue and the historical events associated with it, located in the town of Bainbridge Island, Kitsap County, Washington.

(b) **REPORT.**—Not later than 1 year after funds are first made available for the study

under subsection (a), the Secretary of the Interior shall submit to the Committee on Resources of the House of Representatives and the Committee on Energy and Natural Resources of the Senate a report describing the findings, conclusions, and recommendations of the study.

(c) **REQUIREMENTS FOR STUDY.**—Except as otherwise provided in this section, the study under subsection (a) shall be conducted in accordance with section 8(c) of Public Law 91–383 (16 U.S.C. 1a–5(c)).

Mr. REID. Mr. President, I ask unanimous consent that the Senate concur in the House amendment with a further Bingaman amendment, which is at the desk; that the amendment be considered and agreed to, and the motion to reconsider be laid upon the table, with no intervening action or debate.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

AMENDMENT NO. 4972

(Purpose: To concur in the House amendment with an amendment in the nature of a substitute)

The amendment (No. 4972) was agreed to.

(The amendment is printed in today’s RECORD under “Text of Amendments.”)

MOCCASIN BEND NATIONAL HISTORIC SITE ESTABLISHMENT ACT

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 674, H.R. 980.

The ACTING PRESIDENT pro tempore. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (H.R. 980) to establish the Moccasin Bend National Historic Site in the State of Tennessee as a unit of the National Park System.

There being no objection, the Senate proceeded to consider the bill which had been reported from the Committee on Energy and Natural Resources, with an amendment to strike all after the enacting clause and inserting in lieu thereof the following:

[Strike the part shown in black brackets and insert the part shown in italic.]

H.R. 980

[SECTION 1. SHORT TITLE.]

[This Act may be cited as the “Moccasin Bend National Historic Site Establishment Act”.]

[SEC. 2. DEFINITIONS.]

[For the purposes of this Act the following definitions apply:

[(1) **SECRETARY.**—The term “Secretary” means the Secretary of the Interior.

[(2) **HISTORIC SITE.**—The term “historic site” means the Moccasin Bend National Historic Site.

[(3) **STATE.**—The term “State” means the State of Tennessee.

[(4) **MAP.**—The term “Map” means the map entitled “Boundary Map, Moccasin Bend National Historic Site”, numbered NAMB/80000A, and dated September 2001.

[SEC. 3. ESTABLISHMENT.]

[(a) **IN GENERAL.**—In order to preserve, protect, and interpret for the benefit of the public the nationally significant archeological

and historic resources located on the peninsula known as Moccasin Bend, Tennessee, there is established as a unit of the National Park System the Moccasin Bend National Historic Site.

[(b) **BOUNDARIES.**—The historic site shall consist of approximately 900 acres generally depicted on the Map. The Map shall be on file and available for public inspection in the appropriate offices of the National Park Service, Department of the Interior. The Secretary may make minor revisions in the boundaries of the historic site in accordance with section 7(c) of the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 4601–9(c)).

[(c) ACQUISITION OF LAND AND INTERESTS IN LAND.—]

[(1) **IN GENERAL.**—The Secretary may acquire by donation or purchase from willing sellers, using donated or appropriated funds, lands and interests in lands within the exterior boundary of the historic site.

[(2) **MOCCASIN BEND MENTAL HEALTH INSTITUTE.**—Notwithstanding paragraph (1), the Secretary may acquire the State-owned land and interests in land (including structures on that land) known as the Moccasin Bend Mental Health Institute for inclusion in the historic site only by donation and only after the facility is no longer used to provide health care services, except that the Secretary may acquire by donation only, at any time, any such State-owned land or interests in land that the State determines is excess to the needs of the Moccasin Bend Mental Health Institute. The Secretary may work with the State through a cost sharing arrangement for the purpose of demolishing the structures located on that land that the Secretary determines should be demolished.

[(3) **EASEMENT OUTSIDE BOUNDARY.**—To allow access between areas of the historic site that on the date of the enactment of this Act are noncontiguous, the Secretary may acquire by donation or purchase from willing owners, using donated or appropriated funds, an easement connecting the areas generally depicted on the Map as the “Moccasin Bend Archeological National Historic Landmark” and the “Rock-Tenn” property.

[(d) **MOCCASIN BEND GOLF COURSE.**—On the date of the enactment of this Act, the boundary of the historic site shall not include the approximately 157 acres of land generally depicted on the Map as the “Golf Course” as such lands shall not be within the boundary of the historic site. In the event that those lands are no longer used as a public golf course, the Secretary may acquire the lands for inclusion in the historic site by donation only. Upon such acquisition, the Secretary shall adjust the boundary of the historic site to include the newly acquired lands.

[(e) **RADIO TOWER PROPERTY.**—On the date of the enactment of this Act, the boundary of the historic site shall not include the approximately 13 acres of land generally depicted on the Map as “WDEF”. In the event that those lands are no longer used as a location from which to transmit radio signals, the Secretary may acquire the lands for inclusion in the historic site by donation or purchase from willing sellers with appropriated or donated funds. Upon such acquisition, the Secretary shall adjust the boundary of the historic site to include the newly acquired lands.

[SEC. 4. ADMINISTRATION.]

[(a) **IN GENERAL.**—The historic site shall be administered by the Secretary in accordance with this Act and with the laws generally applicable to units of the National Park System.

[(b) **COOPERATIVE AGREEMENT.**—The Secretary may consult and enter into cooperative agreements with culturally affiliated

federally recognized Indian tribes, governmental entities, and interested persons to provide for the restoration, preservation, development, interpretation, and use of the historic site.

[(c) VISITOR INTERPRETIVE CENTER.—For purposes of interpreting the historical themes and cultural resources of the historic site, the Secretary may establish and administer a visitor center in the development of the center's operation and interpretive programs.]

[(d) GENERAL MANAGEMENT PLAN.—Not later than three years after funds are made available for this purpose, the Secretary shall develop and submit to the Committee on Energy and Natural Resources of the Senate and the Committee on Resources of the House of Representatives a general management plan for the historic site. The general management plan shall describe the appropriate protection and preservation of natural, cultural, and scenic resources, visitor use, and facility development within the historic area consistent with the purposes of this Act, while ensuring continued access to private landowners to their property.]

[SEC. 5. REPEAL OF PREVIOUS ACQUISITION AUTHORITY.]

[The Act of August 3, 1950 (Chapter 532; 16 U.S.C. 424a-4) is repealed.]

SECTION 1. SHORT TITLE.

This Act may be cited as the "Moccasin Bend National Archeological District Act".

SEC. 2. DEFINITIONS.

As used in this Act:

(1) SECRETARY.—The term "Secretary" means the Secretary of the Interior.

(2) ARCHEOLOGICAL DISTRICT.—The term "archeological district" means the Moccasin Bend National Archeological District.

(3) STATE.—The term "State" means the State of Tennessee.

(4) MAP.—The term "Map" means the map entitled "Boundary Map, Moccasin Bend National Archeological District", numbered 301/80098, and dated September 2002.

SEC. 3. ESTABLISHMENT.

(a) IN GENERAL.—In order to preserve, protect, and interpret for the benefit of the public the nationally significant archeological and historic resources located on the peninsula known as Moccasin Bend, Tennessee, there is established as a unit of Chickamauga and Chattanooga National Military Park, the Moccasin Bend National Archeological District.

(b) BOUNDARIES.—The archeological district shall consist of approximately 780 acres generally depicted on the Map. The Map shall be on file and available for public inspection in the appropriate offices of the National Park Service, Department of the Interior.

(c) ACQUISITION OF LAND AND INTERESTS IN LAND.—

(1) IN GENERAL.—The Secretary may acquire by donation, purchase from willing sellers using donated or appropriated funds, or exchange, lands and interests in lands within the exterior boundary of the archeological district. The Secretary may acquire the State, county and city-owned land and interests in land for inclusion in the archeological district only by donation.

(2) EASEMENT OUTSIDE BOUNDARY.—To allow access between areas of the archeological district that on the date of enactment of this Act are noncontiguous, the Secretary may acquire by donation or purchase from willing owners using donated or appropriated funds, or exchange, easements connecting the areas generally depicted on the Map.

SEC. 4. ADMINISTRATION.

(a) IN GENERAL.—The archeological district shall be administered by the Secretary in accordance with this Act, with laws applicable to Chickamauga and Chattanooga National Military Park, and with the laws generally applicable to units of the National Park System.

(b) COOPERATIVE AGREEMENT.—The Secretary may consult and enter into cooperative agreements with culturally affiliated federally recognized Indian tribes, governmental entities, and interested persons to provide for the restoration, preservation, development, interpretation, and use of the archeological district.

(c) VISITOR INTERPRETIVE CENTER.—For purposes of interpreting the historical themes and cultural resources of the archeological district, the Secretary may establish and administer a visitor center in the archeological district.

(d) GENERAL MANAGEMENT PLAN.—Not later than three years after funds are made available for this purpose, the Secretary shall develop a general management plan for the archeological district. The general management plan shall describe the appropriate protection and preservation of natural, cultural, and scenic resources, visitor use, and facility development within the archeological district consistent with the purposes of this Act, while ensuring continued access to private landowners to their property.

SEC. 5. REPEAL OF PREVIOUS ACQUISITION AUTHORITY.

The Act of August 3, 1950 (Chapter 532; 16 U.S.C. 424a-4), is repealed.

Amend the title so as to read: "An Act To establish the Moccasin Bend National Archeological District in the State of Tennessee as a unit of Chickamauga and Chattanooga National Military Park."

Mr. REID. Mr. President, Senator BINGAMAN has a substitute amendment at the desk, and I ask unanimous consent that the amendment be considered and agreed to, the motion to reconsider be laid upon the table; that the committee-reported substitute, as amended, be agreed to; that the bill, as amended, be read three times, passed, and the motion to reconsider be laid upon the table, and that the title amendment be agreed to, with no intervening action or debate, and that any statements be printed in the RECORD.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

AMENDMENT NO. 4973

(Purpose: To provide a complete substitute)

The amendment (No. 4973), in the nature of a substitute, was agreed to.

(The amendment is printed in today's RECORD under "Text of Amendments.")

The committee amendment, in the nature of a substitute, as amended, was agreed to.

The bill (H.R. 980), as amended, was read the third time and passed.

The title amendment was agreed to.

AMENDING THE NATURAL TRAILS SYSTEM ACT

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 576, H.R. 37.

The ACTING PRESIDENT pro tempore. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (H.R. 37) to amend the National Trails System Act to update the feasibility and suitability studies of 4 national historic trails and provide for possible additions to such trails.

There being no objection, the Senate proceeded to consider the bill which

had been reported from the Committee on Energy and Natural Resources with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

[Strike the part shown in black brackets and insert the part printed in italic.]

H.R. 37

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

[SECTION 1. REVISION OF FEASIBILITY AND SUITABILITY STUDIES OF EXISTING NATIONAL HISTORIC TRAILS.]

[The National Trails System Act is amended by inserting after section 5 (16 U.S.C. 1244) the following new section:

["SEC. 5A. REVISION OF FEASIBILITY AND SUITABILITY STUDIES OF EXISTING TRAILS FOR POSSIBLE TRAIL EXPANSION.]

["(a) IN GENERAL.—

["(1) DEFINITIONS.—In this section:

["(A) ROUTE.—The term 'route' includes a trail segment commonly known as a cutoff.

["(B) SHARED ROUTE.—The term 'shared route' means a route that was a segment of more than one historic trail, including a route shared with an existing national historic trail.

["(2) STUDY REQUIREMENTS AND OBJECTIVES.—The study requirements and objectives specified in section 5(b) shall apply to a study required by this section. The study shall also assess the effect that designation of the studied route as a component of an existing national scenic trail or national historic trail may have on private property along the proposed route.

["(3) COMPLETION AND SUBMISSION OF STUDY.—A study listed in this section shall be completed and submitted to the Congress not later than three complete fiscal years from the date of the enactment of this section, or from the date of the enactment of the addition of the study to this section, whichever is later.

["(4) IMPLEMENTATION OF STUDY RESULTS.—Upon completion of a study required by this section, if the Secretary conducting the study determines that a studied route is a feasible and suitable addition to the existing national scenic trail or national historic trail that was the subject of the study, the Secretary shall designate the route as a component of that national scenic trail or national historic trail. The Secretary shall publish notice of the designation in the Federal Register.

["(b) OREGON NATIONAL HISTORIC TRAIL.—

["(1) STUDY REQUIRED.—The Secretary of the Interior shall undertake a study of the routes of the Oregon Trail listed in paragraph (2) and generally depicted on the map entitled 'Western Emigrant Trails 1830/1870' and dated 1991/1993, and of such shared routes that the Secretary considers appropriate, to determine the feasibility and suitability of designation of one or more of the routes as components of the Oregon National Historic Trail.

["(2) COVERED ROUTES.—The routes to be studied under paragraph (1) are the following:

["(A) Whitman Mission route.

["(B) Upper Columbia River.

["(C) Cowlitz River route.

["(D) Meek cutoff.

["(E) Free Emigrant Road.

["(F) North Alternate Oregon Trail.

["(G) Goodale's cutoff.

["(H) North Side alternate route.

["(I) Cutoff to Barlow Road.

["(J) Naches Pass Trail.

["(c) PONY EXPRESS NATIONAL HISTORIC TRAIL.—The Secretary of the Interior shall