

Calendar No. 633

105TH CONGRESS
2D SESSION**S. 2284**

To establish the Minuteman Missile National Historic Site in the State
of South Dakota, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 9, 1998

Mr. JOHNSON (for himself and Mr. DASCHLE) introduced the following bill;
which was read twice and referred to the Committee on Energy and Nat-
ural Resources

SEPTEMBER 25, 1998

Reported by Mr. MURKOWSKI, with an amendment

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

A BILL

To establish the Minuteman Missile National Historic Site
in the State of South Dakota, 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 “Minuteman Missile Na-
5 tional Historic Site Act of 1998”.

1 **SEC. 2. FINDINGS AND PURPOSES.**

2 (a) FINDINGS.—Congress finds that—

3 (1) the Minuteman II intercontinental ballistic
4 missile launch control facility and launch facility
5 known as Delta 1 and Delta 9, respectively, have na-
6 tional significance as the best preserved examples of
7 the operational character of American history during
8 the Cold War;

9 (2) the facilities are symbolic of the dedication
10 and preparedness exhibited by the missileers of the
11 Air Force stationed throughout the upper Great
12 Plains in remote and forbidding locations during the
13 Cold War;

14 (3) the facilities provide a unique opportunity
15 to illustrate the history and significance of the Cold
16 War, the arms race, and ICBM development; and

17 (4) the National Park System does not contain
18 a unit that specifically commemorates or interprets
19 the Cold War.

20 (b) PURPOSES.—The purposes of this Act are—

21 (1) to preserve, protect, and interpret for the
22 benefit and enjoyment of present and future genera-
23 tions the physical structures associated with the
24 Minuteman II missile defense system;

25 (2) to interpret—

1 (A) the historical role of the Minuteman II
2 missile defense system in the broader context of
3 the Cold War; and

4 (B) the role of the system as a key compo-
5 nent of America's strategic commitment to pre-
6 serve world peace; and

7 (3) to complement the interpretive programs re-
8 lating to the Minuteman II missile defense system
9 offered by the South Dakota Air and Space Museum
10 at Ellsworth Air Force Base.

11 **SEC. 3. DEFINITIONS.**

12 In this Act:

13 (1) HISTORIC SITE.—The term “historic site”
14 means the Minuteman Missile National Historic Site
15 established by section 4.

16 (2) ICBM.—The term “ICBM” means inter-
17 continental ballistic missile.

18 (3) SECRETARY.—The term “Secretary” means
19 the Secretary of the Interior.

20 **SEC. 4. MINUTEMAN MISSILE NATIONAL HISTORIC SITE.**

21 (a) IN GENERAL.—There is established in Pen-
22 nington and Jackson Counties, South Dakota, a historic
23 site to be known as the “Minuteman Missile National His-
24 toric Site”.

25 (b) BOUNDARIES.—The historic site shall comprise—

1 (1) an area surrounding the Minuteman II
2 ICBM launch control facility known as Delta 1;

3 (2) an area surrounding the Minuteman II
4 ICBM launch facility known as Delta 9; and

5 (3) an area outside the areas described in para-
6 graphs (1) and (2) suitable for construction of an
7 administrative support facility.

8 (c) ACQUISITION OF LAND.—Within the boundaries
9 of the historic site as determined by the Secretary, the
10 Secretary may acquire land and interests in land by dona-
11 tion, exchange, or transfer from any other Federal agency.

12 **SEC. 5. ADMINISTRATION OF HISTORIC SITE.**

13 (a) IN GENERAL.—The historic site shall be adminis-
14 tered by the Secretary in accordance with this Act and
15 the laws generally applicable to units of the National Park
16 System, including—

17 (1) the Act entitled “An Act to establish a Na-
18 tional Park Service, and for other purposes”, ap-
19 proved August 25, 1916 (16 U.S.C. 1 et seq.); and

20 (2) the Act entitled “An Act to provide for the
21 preservation of historic American sites, buildings,
22 objects, and antiquities of national significance, and
23 for other purposes”, approved August 21, 1935 (16
24 U.S.C. 461 et seq.).

1 (b) COOPERATIVE AGREEMENTS.—The Secretary
 2 may consult and enter into cooperative agreements with
 3 interested entities (including institutions) and individuals
 4 to provide for the preservation, development, interpreta-
 5 tion, and use of the historic site.

6 (c) GENERAL MANAGEMENT PLAN.—

7 (1) SUBMISSION TO CONGRESS.—Not later than
 8 the last day of the second fiscal year beginning after
 9 the date of enactment of this Act, the Secretary
 10 shall submit to the Committee on Resources of the
 11 House of Representatives and the Committee on En-
 12 ergy and Natural Resources of the Senate a general
 13 management plan for the historic site, including a
 14 description of the boundaries necessary to protect in-
 15 tegral historic views and landscapes and to provide
 16 for administrative support and public use facilities.

17 (2) IMPLEMENTATION.—The Secretary shall
 18 implement the plan as soon as practicable after the
 19 date of submission under paragraph (1).

20 **SEC. 6. FUNDING.**

21 (a) AUTHORIZATION OF APPROPRIATIONS.—In addi-
 22 tion to amounts made available under subsection (b), there
 23 are authorized to be appropriated such sums as are nec-
 24 essary to operate and maintain the historic site.

1 (b) **AIR FORCE FUNDS.**—The Secretary of the Air
 2 Force shall transfer to the Director of the National Park
 3 Service for use in operating and maintaining the historic
 4 site any funds specifically appropriated for the Air Force
 5 for the maintenance, protection, or preservation of the fa-
 6 cilities described in paragraphs (1) and (2) of section 4(b).

7 (c) **LEGACY RESOURCE MANAGEMENT PROGRAM.**—
 8 Nothing in this Act affects the use of any funds available
 9 for the Legacy Resource Management Program being ear-
 10 nered out by the Air Force that were directed, before the
 11 date of enactment of this Act, to be used for resource pres-
 12 ervation and treaty compliance.

13 **SECTION 1. SHORT TITLE.**

14 *This Act may be cited as the “Minuteman Missile Na-*
 15 *tional Historic Site Establishment Act of 1998”.*

16 **SEC. 2. FINDINGS AND PURPOSES.**

17 (a) *FINDINGS.*—Congress finds that—

18 (1) *the Minuteman II intercontinental ballistic*
 19 *missile (hereinafter referred to as “ICBM”) launch*
 20 *control facility and launch facility known as “Delta*
 21 *1” and “Delta 9”, respectively, have national signifi-*
 22 *cance as the best preserved examples of the oper-*
 23 *ational character of American history during the Cold*
 24 *War;*

1 (2) *the facilities are symbolic of the dedication*
2 *and preparedness exhibited by the missileers of the*
3 *Air Force stationed throughout the upper Great*
4 *Plains in remote and forbidding locations during the*
5 *Cold War;*

6 (3) *the facilities provide a unique opportunity to*
7 *illustrate the history and significance of the Cold*
8 *War, the arms race, and ICBM development; and*

9 (4) *the National Park System does not contain*
10 *a unit that specifically commemorates or interprets*
11 *the Cold War.*

12 (b) *PURPOSES.—The purposes of this Act are—*

13 (1) *to preserve, protect, and interpret for the ben-*
14 *efit and enjoyment of present and future generations*
15 *the structures associated with the Minuteman II mis-*
16 *sile defense system;*

17 (2) *to interpret the historical role of the Minute-*
18 *man II missile defense system in the broader context*
19 *of the Cold War and the role of the system as a key*
20 *component of America's strategic commitment to pre-*
21 *serve world peace; and*

22 (3) *to complement the interpretive programs re-*
23 *lating to the Minuteman II missile defense system of-*
24 *fered by the South Dakota Air and Space Museum at*
25 *Ellsworth Air Force Base.*

1 **SEC. 3. MINUTEMAN MISSILE NATIONAL HISTORIC SITE.**

2 (a) *ESTABLISHMENT.*—(1) *The Minuteman Missile*
 3 *National Historic Site in the State of South Dakota (here-*
 4 *inafter referred to as the “historic site”)* is hereby estab-
 5 *lished as a unit of the National Park System. The historic*
 6 *site shall consist of lands and interests therein comprising*
 7 *the following Minuteman II ICBM launch control facilities,*
 8 *as generally depicted on the map referred to as “Minuteman*
 9 *Missile National Historic Site”, numbered 406/80,008 and*
 10 *dated September, 1998:*

11 (A) *An area surrounding the Minuteman II*
 12 *ICBM launch control facility depicted as “Delta 1*
 13 *Launch Control Facility”.*

14 (B) *An area surrounding the Minuteman II*
 15 *ICBM launch control facility depicted as “Delta 9*
 16 *Launch Facility”.*

17 (2) *The map described in paragraph (1) shall be on*
 18 *file and available for public inspection in the appropriate*
 19 *offices of the National Park Service.*

20 (3) *The Secretary of the Interior (hereinafter referred*
 21 *to as the “Secretary”)* is authorized to make minor adjust-
 22 *ments to the boundary of the historic site.*

23 (b) *ADMINISTRATION OF HISTORIC SITE.*—*The Sec-*
 24 *retary shall administer the historic site in accordance with*
 25 *this Act and laws generally applicable to units of the Na-*
 26 *tional Park System, including the Act of August 25, 1916*

1 *(16 U.S.C. 1, 2–4) and the Act of August 21, 1935 (16*
2 *U.S.C. 461–467).*

3 *(c) COORDINATION WITH SECRETARY OF DEFENSE.—*

4 *The Secretary shall consult with the Secretary of Defense*
5 *and the Secretary of State, as appropriate, to ensure that*
6 *administration of the historic site is in compliance with*
7 *applicable treaties.*

8 *(d) COOPERATIVE AGREEMENTS.—The Secretary may*
9 *enter into cooperative agreements with appropriate public*
10 *and private entities and individuals in furtherance of the*
11 *purposes of this Act.*

12 *(e) LAND ACQUISITION.—(1) Except as provided in*
13 *paragraph (2), the Secretary is authorized to acquire lands*
14 *and interests therein within the boundaries of the historic*
15 *site by donation, purchase with donated or appropriated*
16 *funds, exchange or transfer from another Federal agency:*
17 *Provided, That lands or interests therein owned by the State*
18 *of South Dakota may only be acquired by donation or ex-*
19 *change.*

20 *(2) The Secretary shall not acquire any lands pursu-*
21 *ant to this Act if the Secretary determines that such lands,*
22 *or any portion thereof, are contaminated with hazardous*
23 *substances (as defined in the Comprehensive Environmental*
24 *Response, Compensation and Liability Act (42 U.S.C.*
25 *9601)), unless all remedial action necessary to protect*

1 *human health and the environment has been taken pursu-*
 2 *ant to such Act.*

3 (f) *GENERAL MANAGEMENT PLAN.*—(1) *Within three*
 4 *years after the date funds are made available, the Secretary*
 5 *shall prepare a general management plan for the historic*
 6 *site.*

7 (2) *The plan shall include an evaluation of an appro-*
 8 *priate location for a visitor facility and administrative site*
 9 *within the areas depicted as “Support Facility Study*
 10 *Area—Alternative A” or “Support Facility Study Area—*
 11 *Alternative B” on the map referred to in subsection (a).*
 12 *Upon a determination by the Secretary of the appropriate*
 13 *location for such facilities, the boundaries of the historic*
 14 *site shall be modified to include the selected site.*

15 (3) *In developing the plan, the Secretary shall consider*
 16 *coordinating or consolidating appropriate administrative,*
 17 *management, and personnel functions with Badlands Na-*
 18 *tional Park.*

19 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

20 (a) *IN GENERAL.*—*There is authorized to be appro-*
 21 *priated such sums as may be necessary to carry out this*
 22 *Act.*

23 (b) *AIR FORCE FUNDS.*—*The Secretary of the Air*
 24 *Force shall transfer to the Secretary any funds specifically*
 25 *appropriated to the Air Force for the maintenance, protec-*

1 *tion, or preservation of the facilities described in section*
2 *3. Such funds shall be used by the Secretary for establishing,*
3 *operating, and maintaining the historic site.*

4 *(c) LEGACY RESOURCE MANAGEMENT PROGRAM.—*
5 *Nothing in this Act affects the use of any funds available*
6 *for the Legacy Resource Management Program being car-*
7 *ried out by the Air Force that, before the date of enactment*
8 *of this Act, were directed to be used for resource preservation*
9 *and treaty compliance.*

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