

Calendar No. 12108TH CONGRESS
1ST SESSION**S. 111****[Report No. 108-4]**

To direct the Secretary of the Interior to conduct a special resource study to determine the national significance of the Miami Circle site in the State of Florida as well as the suitability and feasibility of its inclusion in the National Park System as part of Biscayne National Park, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 9, 2003

Mr. GRAHAM of Florida (for himself and Mr. NELSON of Florida) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

FEBRUARY 11, 2003

Reported by Mr. DOMENICI, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italie*]**A BILL**

To direct the Secretary of the Interior to conduct a special resource study to determine the national significance of the Miami Circle site in the State of Florida as well as the suitability and feasibility of its inclusion in the National Park System as part of Biscayne National Park, 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. FINDINGS AND PURPOSES.**

4 (a) FINDINGS.—Congress finds that—

5 (1) the Tequesta Indians were one of the ear-
6 liest groups to establish permanent villages in south-
7 east Florida;

8 (2) the Tequestas had one of only two North
9 American civilizations that thrived and developed
10 into a complex social chiefdom without an agricul-
11 tural base;

12 (3) the Tequesta sites that remain preserved
13 today are rare;

14 (4) the discovery of the Miami Circle, occupied
15 by the Tequesta approximately 2,000 years ago, pre-
16 sents a valuable new opportunity to learn more
17 about the Tequesta culture; and

18 (5) Biscayne National Park also contains and
19 protects several prehistoric Tequesta sites.

20 (b) PURPOSE.—The purpose of this Act is to direct
21 the Secretary to conduct a special resource study to deter-
22 mine the national significance of the Miami Circle site as
23 well as the suitability and feasibility of its inclusion in the
24 National Park System as part of Biscayne National Park.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) **MIAMI CIRCLE.**—The term “Miami Circle”
 4 means the property in Miami-Dade County of the
 5 State of Florida consisting of the three parcels de-
 6 scribed in Exhibit A in the appendix to the summons
 7 to show cause and notice of eminent domain pro-
 8 ceedings, filed February 18, 1999, in Miami-Dade
 9 County v. Brickell Point, Ltd., in the circuit court
 10 of the 11th judicial circuit of Florida in and for
 11 Miami-Dade County.

12 (2) **PARK.**—The term “Park” means Biscayne
 13 National Park in the State of Florida.

14 (3) **SECRETARY.**—The term “Secretary” means
 15 the Secretary of the Interior, acting through the Di-
 16 rector of the National Park Service.

17 **SEC. 3. SPECIAL RESOURCE STUDY.**

18 (a) **IN GENERAL.**—Not later than 3 years after the
 19 date funds are made available, the Secretary shall conduct
 20 a special resource study as described in subsection (b). In
 21 conducting the study, the Secretary shall consult with the
 22 appropriate American Indian tribes and other interested
 23 groups and organizations.

24 (b) **COMPONENTS.**—In addition to a determination of
 25 national significance, feasibility, and suitability, the spe-

1 cial resource study shall include the analysis and rec-
 2 ommendations of the Secretary with respect to—

3 (1) which, if any, particular areas of or sur-
 4 rounding the Miami Circle should be included in the
 5 Park;

6 (2) whether any additional staff, facilities, or
 7 other resources would be necessary to administer the
 8 Miami Circle as a unit of the Park; and

9 (3) any impact on the local area that would re-
 10 sult from the inclusion of Miami Circle in the Park.

11 (c) REPORT.—Not later than 30 days after comple-
 12 tion of the study, the Secretary shall submit a report de-
 13 scribing the findings and recommendations of the study
 14 to the Committee on Energy and Natural Resources of
 15 the Senate and the Committee on Resources of the United
 16 States House of Representatives.

17 (d) AUTHORIZATION OF APPROPRIATIONS.—There
 18 are authorized to be appropriated such sums as are nec-
 19 essary to carry out this Act.

20 **SECTION 1. SPECIAL RESOURCE STUDY.**

21 (a) STUDY.—Not later than 3 years after the date
 22 funds are made available, the Secretary of the Interior
 23 (hereinafter referred to as the “Secretary”) shall conduct
 24 a special resource study to determine the national signifi-
 25 cance of the Miami Circle archaeological site in Miami-

1 *Dade County, Florida (hereinafter referred to as “Miami*
2 *Circle”), as well as the suitability and feasibility of its in-*
3 *clusion in the National Park System as part of the Bis-*
4 *cayne National Park. In conducting the study, the Sec-*
5 *retary shall consult with the appropriate American Indian*
6 *tribes and other interested groups and organizations.*

7 **(b) CONTENT OF STUDY.**—*In addition to determining*
8 *national significance, feasibility, and suitability, the study*
9 *shall include the analysis and recommendations of the Sec-*
10 *retary on—*

11 **(1)** *any areas in or surrounding the Miami Cir-*
12 *cle that should be included in Biscayne National*
13 *Park;*

14 **(2)** *whether additional staff, facilities, or other*
15 *resources would be necessary to administer the Miami*
16 *Circle as a unit of Biscayne National Park; and*

17 **(3)** *any effect on the local area from the inclu-*
18 *sion of Miami Circle in Biscayne National Park.*

19 **(c) SUBMISSION OF REPORT.**—*Not later than 30 days*
20 *after completion of the study, the Secretary shall submit*
21 *a report on the findings and recommendations of the study*
22 *to the Committee on Energy and Natural Resources of the*
23 *Senate and the Committee on Resources of the United States*
24 *House of Representatives.*

1 **SEC. 2. AUTHORIZATION OF APPROPRIATIONS.**

2 *There are authorized to be appropriated such sums as*

3 *are necessary to carry out this Act.*

Calendar No. 12

108TH CONGRESS
1ST Session

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