

111TH CONGRESS
1ST SESSION

S. 625

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

IN THE SENATE OF THE UNITED STATES

MARCH 17, 2009

Mr. CORNYN (for himself and Mrs. HUTCHISON) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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 that—

8 (1) the Waco Mammoth Site area is located
9 near the confluence of the Brazos River and the

1 Bosque River in Central Texas, near the city of
2 Waco;

3 (2) after the discovery of bones emerging from
4 eroding creek banks leading to the uncovering of
5 portions of 5 mammoths, Baylor University began
6 investigating the site in 1978;

7 (3) several additional mammoth remains have
8 been uncovered making the site the largest known
9 concentration of mammoths dying from the same
10 event;

11 (4) the mammoth discoveries have received
12 international attention; and

13 (5) Baylor University and the City of Waco,
14 Texas, have been working together—

15 (A) to protect the site; and

16 (B) to develop further research and edu-
17 cational opportunities at the site.

18 **SEC. 3. DEFINITIONS.**

19 In this Act:

20 (1) CITY.—The term “City” means the city of
21 Waco, Texas.

22 (2) MANAGEMENT PLAN.—The term “manage-
23 ment plan” means the management plan for the
24 Monument prepared under section 5(c)(1).

1 (3) MAP.—The term “map” means the map en-
 2 titled “[_____]”, numbered “[_____]”,
 3 and dated “[_____]”.

4 (4) MONUMENT.—The term “Monument”
 5 means the Waco Mammoth National Monument es-
 6 tablished by section 4(a).

7 (5) SECRETARY.—The term “Secretary” means
 8 the Secretary of the Interior.

9 (6) STATE.—The term “State” means the State
 10 of Texas.

11 (7) UNIVERSITY.—The term “University”
 12 means Baylor University in the State.

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

14 (a) ESTABLISHMENT.—There is established in the
 15 State, as a unit of the National Park System, the Waco
 16 Mammoth National Monument, as generally depicted on
 17 the map.

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

21 **SEC. 5. ADMINISTRATION OF MONUMENT.**

22 (a) IN GENERAL.—The Secretary shall administer
 23 the Monument in accordance with—

24 (1) this Act;

1 (2) any cooperative agreements entered into
2 under subsection (b)(1); and

3 (3) the laws (including regulations) generally
4 applicable to units of the National Park System, in-
5 cluding the National Park Service Organic Act (16
6 U.S.C. 1 et seq.).

7 (b) AUTHORITIES OF SECRETARY.—

8 (1) COOPERATIVE AGREEMENTS.—The Sec-
9 retary may enter into cooperative management
10 agreements with the University and the City, in ac-
11 cordance with section 3(*l*) of Public Law 91–383 (16
12 U.S.C. 1a–2(*l*)).

13 (2) ACQUISITION OF LAND.—

14 (A) IN GENERAL.—The Secretary may ac-
15 quire from willing sellers any land or interest in
16 land within the proposed boundary of the
17 Monument that is necessary for effective man-
18 agement of the Monument.

19 (B) METHOD OF ACQUISITION.—

20 (i) IN GENERAL.—The land described
21 in subparagraph (A) may be acquired by
22 donation, purchase with donated or appro-
23 priated funds, transfer from another Fed-
24 eral agency, or exchange.

1 (ii) STATE LAND.—Land or interests
2 in land owned by the State or a political
3 subdivision of the State may only be ac-
4 quired by donation or exchange.

5 (3) CONSTRUCTION OF FACILITIES ON NON-
6 FEDERAL LAND.—

7 (A) IN GENERAL.—The Secretary may,
8 subject to the availability of appropriations,
9 construct essential administrative or visitor use
10 facilities on non-Federal land within the bound-
11 ary of the Monument.

12 (B) DONATIONS.—In addition to the use of
13 Federal funds authorized under subparagraph
14 (A), the Secretary may use donated funds,
15 property, and services to carry out that sub-
16 paragraph.

17 (c) GENERAL MANAGEMENT PLAN.—

18 (1) IN GENERAL.—Not later than 3 years after
19 the date on which funds are made available to carry
20 out this Act, the Secretary, in consultation with the
21 University and the City, shall complete a general
22 management plan for the Monument.

23 (2) INCLUSIONS.—The management plan shall
24 include, at a minimum—

1 (A) measures for the preservation of the
2 resources of the Monument;

3 (B) requirements for the type and extent
4 of development and use of the Monument;

5 (C) identification of the capacity of the
6 Monument for accommodating visitors; and

7 (D) opportunities for involvement by the
8 University, City, State, and other local and na-
9 tional entities in—

10 (i) developing educational programs
11 for the Monument; and

12 (ii) developing and supporting the
13 Monument.

14 **SEC. 6. AUTHORIZATION OF APPROPRIATIONS.**

15 There are authorized to be appropriated such sums
16 as are necessary to carry out this Act.

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