

Calendar No. 86

115TH CONGRESS
1ST SESSION**H. R. 558****[Report No. 115–68]**

IN THE SENATE OF THE UNITED STATES

JANUARY 31, 2017

Received

FEBRUARY 1, 2017

Read twice and referred to the Committee on Energy and Natural Resources

MAY 16, 2017

Reported by Ms. MURKOWSKI, with an amendment

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

To adjust the boundary of the Kennesaw Mountain National
Battlefield Park to include the Wallis House and
Harriston Hill, 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 “Kennesaw Mountain
5 National Battlefield Park Boundary Adjustment Act”.

1 **SEC. 2. FINDINGS.**

2 The Congress finds the following:

3 (1) Kennesaw Mountain National Battlefield
4 Park was authorized as a unit of the National Park
5 System on June 26, 1935. Prior to 1935, parts of
6 the park had been acquired and protected by Civil
7 War veterans and the War Department.

8 (2) Kennesaw Mountain National Battlefield
9 Park protects Kennesaw Mountain and Kolb's
10 Farm, which are battle sites along the route of Gen-
11 eral Sherman's 1864 campaign to take Atlanta.

12 (3) Most of the park protects Confederate posi-
13 tions and strategy. The Wallis House is one of the
14 few original structures remaining from the Battle of
15 Kennesaw Mountain associated with Union positions
16 and strategy.

17 (4) The Wallis House is strategically located
18 next to a Union signal station at Harriston Hill.

19 **SEC. 3. BOUNDARY ADJUSTMENT; LAND ACQUISITION; AD-**
20 **MINISTRATION.**

21 (a) BOUNDARY ADJUSTMENT.—The boundary of the
22 Kennesaw Mountain National Battlefield Park is modified
23 to include the approximately 8 acres identified as “Wallis
24 House and Harriston Hill”, and generally depicted on the
25 map titled “Kennesaw Mountain National Battlefield

1 Park, Proposed Boundary Adjustment'', numbered 325/
2 80,020, and dated February 2010.

3 (b) MAP.—The map referred to in subsection (a)
4 shall be on file and available for inspection in the appro-
5 priate offices of the National Park Service.

6 (c) LAND ACQUISITION.—The Secretary of the Inte-
7 rior is authorized to acquire, from willing owners only,
8 land or interests in land described in subsection (a) by
9 donation or exchange.

10 (d) ADMINISTRATION OF ACQUIRED LANDS.—The
11 Secretary of the Interior shall administer land and inter-
12 ests in land acquired under this section as part of the Ken-
13 nesaw Mountain National Battlefield Park in accordance
14 with applicable laws and regulations.

15 (e) WRITTEN CONSENT OF OWNER.—No non-Fed-
16 eral property may be included in the Kennesaw Mountain
17 National Battlefield Park without the written consent of
18 the owner. This provision shall apply only to those por-
19 tions of the Park added under subsection (a).

20 (f) NO USE OF CONDEMNATION.—The Secretary of
21 the Interior may not acquire by condemnation any land
22 or interests in land under this Act or for the purposes
23 of this Act.

24 (g) NO BUFFER ZONE CREATED.—Nothing in this
25 Act, the establishment of the Kennesaw Mountain Na-

1 tional Battlefield Park, or the management plan for the
 2 Kennesaw Mountain National Battlefield Park shall be
 3 construed to create buffer zones outside of the Park. That
 4 activities or uses can be seen, heard, or detected from
 5 areas within the Kennesaw Mountain National Battlefield
 6 Park shall not preclude, limit, control, regulate or deter-
 7 mine the conduct or management of activities or uses out-
 8 side the Park.

9 **SECTION 1. SHORT TITLE.**

10 *This Act may be cited as the “Kennesaw Mountain Na-*
 11 *tional Battlefield Park Boundary Adjustment Act”.*

12 **SEC. 2. DEFINITIONS.**

13 *In this section:*

14 (1) *MAP.*—*The term “map” means the map enti-*
 15 *tled “Kennesaw Mountain National Battlefield Park,*
 16 *Proposed Boundary Adjustment”, numbered 325/*
 17 *80,020, and dated February 2010.*

18 (2) *PARK.*—*The term “Park” means the Ken-*
 19 *nesaw Mountain National Battlefield Park.*

20 (3) *SECRETARY.*—*The term “Secretary” means*
 21 *the Secretary of the Interior.*

22 **SEC. 3. KENNESAW MOUNTAIN NATIONAL BATTLEFIELD**
 23 **PARK BOUNDARY ADJUSTMENT.**

24 (a) *BOUNDARY ADJUSTMENT.*—*The boundary of the*
 25 *Park is modified to include the approximately 8 acres of*

1 *land or interests in land identified as “Wallis House and*
2 *Harriston Hill”, as generally depicted on the map.*

3 (b) *MAP.*—*The map shall be on file and available for*
4 *inspection in the appropriate offices of the National Park*
5 *Service.*

6 (c) *LAND ACQUISITION.*—*The Secretary may acquire*
7 *land or interests in land described in subsection (a) by do-*
8 *nation, purchase from willing sellers, or exchange.*

9 (d) *ADMINISTRATION OF ACQUIRED LAND.*—*The Sec-*
10 *retary shall administer land and interests in land acquired*
11 *under this Act as part of the Park in accordance with ap-*
12 *plicable laws (including regulations).*

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