

108TH CONGRESS
1ST SESSION

S. 214

To designate Fort Bayard Historic District in the State of New Mexico
as a National Historic Landmark, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 23, 2003

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

A BILL

To designate Fort Bayard Historic District in the State
of New Mexico as a National Historic Landmark, 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 “Fort Bayard National
5 Historic Landmark Act”.

6 **SEC. 2. CONGRESSIONAL FINDINGS.**

7 The Congress finds that—

8 (1) Fort Bayard, located in southwest New
9 Mexico, was an Army post from 1866 until 1899,

1 and served an important role in the settlement of
2 New Mexico;

3 (2) among the troops stationed at the fort were
4 several “Buffalo Soldier” units who fought in the
5 Apache Wars;

6 (3) following its closure as a military post, Fort
7 Bayard was established by the War Department as
8 general hospital for use as a military sanatorium;

9 (4) in 1965 the State of New Mexico assumed
10 management of the site and currently operates that
11 Fort Bayard State Hospital;

12 (5) the Fort Bayard historic site has been listed
13 on the National Register of Historic Places in rec-
14 ognition of the national significance of its history,
15 both as a military fort and as an historic medical fa-
16 cility.

17 **SEC. 3. FORT BAYARD NATIONAL HISTORIC LANDMARK.**

18 (a) DESIGNATION.—The Fort Bayard Historic Dis-
19 trict in Grant County, New Mexico, as listed on the Na-
20 tional Register of Historic Places, is hereby designated as
21 the Fort Bayard National Historic Landmark.

22 (b) ADMINISTRATION.—

23 (1) Consistent with the Department of the Inte-
24 rior’s regulations concerning National Historic
25 Landmarks (36 C.F.R. part 65), designation of the

1 Fort Bayard Historic District as a National Historic
2 Landmark shall not prohibit under Federal law or
3 regulations any actions which may otherwise be
4 taken by the property owner with respect to the
5 property.

6 (2) Nothing in this Act shall affect the adminis-
7 tration of the Fort Bayard Historic District by the
8 State of New Mexico.

9 **SEC. 4. COOPERATIVE AGREEMENTS.**

10 (a) IN GENERAL.—The Secretary, in consultation
11 with the State of New Mexico, may enter into cooperative
12 agreements with appropriate public or private entities, for
13 the purposes of protecting historic resources at Fort Bay-
14 ard and providing educational and interpretive facilities
15 and programs for the public. The Secretary shall not enter
16 into any agreement or provide assistance to any activity
17 affecting Fort Bayard State Hospital without the concur-
18 rence of the State of New Mexico.

19 (b) TECHNICAL AND FINANCIAL ASSISTANCE.—The
20 Secretary may provide technical and financial assistance
21 with any entity with which the Secretary has entered into
22 a cooperative agreement under subsection (a) in further-
23 ance of the agreement.

1 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

2 There is authorized to be appropriated such sums as
3 may be necessary to carry out this Act.

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