

**Calendar No. 664**107<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION**S. 2880**

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

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## IN THE SENATE OF THE UNITED STATES

AUGUST 1, 2002

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

OCTOBER 8, 2002

Reported by Mr. BINGAMAN, without amendment

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**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”.

1 **SEC. 2. CONGRESSIONAL FINDINGS.**

2 The Congress finds that—

3 (1) Fort Bayard, located in southwest New  
4 Mexico, was an Army post from 1866 until 1899,  
5 and served an important role in the settlement of  
6 New Mexico;

7 (2) among the troops stationed at the fort were  
8 several “Buffalo Soldier” units who fought in the  
9 Apache Wars;

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

13 (4) in 1965 the State of New Mexico assumed  
14 management of the site and currently operates the  
15 Fort Bayard State Hospital;

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

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

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

26 (b) ADMINISTRATION.—

1           (1) Consistent with the Department of the Inte-  
2           rior's regulations concerning National Historic  
3           Landmarks (36 C.F.R. Part 65), designation of the  
4           Fort Bayard Historic District as a National Historic  
5           Landmark shall not prohibit under Federal law or  
6           regulations any actions which may otherwise be  
7           taken by the property owner with respect to the  
8           property.

9           (2) Nothing in this Act shall affect the adminis-  
10          tration of the Fort Bayard Historic District by the  
11          State of New Mexico

12 **SEC. 4. COOPERATIVE AGREEMENTS.**

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

22          (b) TECHNICAL AND FINANCIAL ASSISTANCE.—The  
23          Secretary may provide technical and financial assistance  
24          with any entity with which the Secretary has entered into

1 a cooperative agreement under subsection (a) in further-  
2 ance of the agreement.

3 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

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



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