

107TH CONGRESS
2D SESSION

S. 3138

To authorize the Secretary of the Interior, in cooperation with the University of New Mexico, to construct and occupy a portion of the Hibben Center for Archaeological Research at the University of New Mexico, and for other purposes.

IN THE SENATE OF THE UNITED STATES

OCTOBER 17, 2002

Mr. DOMENICI 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, in cooperation with the University of New Mexico, to construct and occupy a portion of the Hibben Center for Archaeological Research at the University of New Mexico, 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 “Hibben Center for Ar-
5 chaeological Research Act of 2002”.

6 **SEC. 2. FINDINGS.**

7 Congress finds that—

1 (1) when the Chaco Culture National Historical
2 Park was established in 1907 as the Chaco Canyon
3 National Monument, the University of New Mexico
4 owned a significant portion of the land located with-
5 in the boundaries of the Park;

6 (2) during the period from the 1920's to 1947,
7 the University of New Mexico conducted archaeo-
8 logical research in the Chaco Culture National His-
9 torical Park;

10 (3) in 1949, the University of New Mexico—

11 (A) conveyed to the United States all
12 right, title, and interest of the University in and
13 to the land in the Park; and

14 (B) entered into a memorandum of agree-
15 ment with the National Park Service estab-
16 lishing a research partnership with the Park;

17 (4) since 1971, the Chaco Culture National
18 Historical Park, through memoranda of under-
19 standing and cooperative agreements with the Uni-
20 versity of New Mexico, has maintained a research
21 museum collection and archive at the University;

22 (5) both the Park and the University have
23 large, significant archaeological research collections
24 stored at the University in multiple, inadequate, in-
25 accessible, and cramped repositories; and

1 (6) insufficient storage at the University makes
2 research on and management, preservation, and con-
3 servation of the archaeological research collections
4 difficult.

5 **SEC. 3. DEFINITIONS.**

6 In this Act:

7 (1) HIBBEN CENTER.—The term “Hibben Cen-
8 ter” means the Hibben Center for Archaeological
9 Research to be constructed at the University under
10 section 4(a).

11 (2) PARK.—The term “Park” means the Chaco
12 Culture National Historical Park in the State of
13 New Mexico.

14 (3) SECRETARY.—The term “Secretary” means
15 the Secretary of the Interior.

16 (4) TENANT IMPROVEMENT.—The term “tenant
17 improvement” includes—

18 (A) finishing the interior portion of the
19 Hibben Center leased by the National Park
20 Service under section 4(c)(1); and

21 (B) installing in that portion of the Hibben
22 Center—

23 (i) permanent fixtures; and

24 (ii) portable storage units and other
25 removable objects.

1 (5) UNIVERSITY.—The term “University”
2 means the University of New Mexico.

3 **SEC. 4. HIBBEN CENTER FOR ARCHAEOLOGICAL RE-**
4 **SEARCH.**

5 (a) ESTABLISHMENT.—The Secretary may, in co-
6 operation with the University, construct and occupy a por-
7 tion of the Hibben Center for Archaeological Research at
8 the University.

9 (b) GRANTS.—

10 (1) IN GENERAL.—The Secretary may provide
11 to the University a grant to pay the Federal share
12 of the construction and related costs for the Hibben
13 Center under paragraph (2).

14 (2) FEDERAL SHARE.—The Federal share of
15 the construction and related costs for the Hibben
16 Center shall be 37 percent.

17 (3) LIMITATION.—Amounts provided under
18 paragraph (1) shall not be used to pay any costs to
19 design, construct, and furnish the tenant improve-
20 ments under subsection (c)(2).

21 (c) LEASE.—

22 (1) IN GENERAL.—Before funds made available
23 under section 5 may be expended for construction
24 costs under subsection (b)(1) or for the costs for
25 tenant improvements under paragraph (2), the Uni-

1 iversity shall offer to enter into a long-term lease
2 with the United States that—

3 (A) provides to the National Park Service
4 space in the Hibben Center for storage, re-
5 search, and offices; and

6 (B) is acceptable to the Secretary.

7 (2) TENANT IMPROVEMENTS.—The Secretary
8 may design, construct, and furnish tenant improve-
9 ments for, and pay any moving costs relating to, the
10 portion of the Hibben Center leased to the National
11 Park Service under paragraph (1).

12 (d) COOPERATIVE AGREEMENTS.—To encourage col-
13 laborative management of the Chacoan archaeological ob-
14 jects associated with northwestern New Mexico, the Sec-
15 retary may enter into cooperative agreements with the
16 University, other units of the National Park System, other
17 Federal agencies, and Indian tribes for—

18 (1) the curation of and conduct of research on
19 artifacts in the museum collection described in sec-
20 tion 2(4); and

21 (2) the development, use, management, and op-
22 eration of the portion of the Hibben Center leased
23 to the National Park Service under subsection
24 (c)(1).

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

2 (a) IN GENERAL.—There are authorized to be
3 appropriated—

4 (1) to pay the Federal share of the construction
5 costs under section 4(b), \$1,574,000; and

6 (2) to pay the costs of carrying out section
7 4(c)(2), \$2,198,000.

8 (b) AVAILABILITY.—Amounts made available under
9 subsection (a) shall remain available until expended.

10 (c) REVERSION.—If the lease described in section
11 4(c)(1) is not executed by the date that is 2 years after
12 the date of enactment of this Act, any amounts made
13 available under subsection (a) shall revert to the Treasury
14 of the United States.

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