

# Calendar No. 401

109<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 1970

[Report No. 109-239]

To amend the National Trails System Act to update the feasibility and suitability study originally prepared for the Trail of Tears National Historic Trail and provide for the inclusion of new trail segments, land components, and campgrounds associated with that trail, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

NOVEMBER 7, 2005

Mr. COBURN (for himself, Mr. FRIST, and Mr. ALEXANDER) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

APRIL 20, 2006

Reported under authority of the order of the Senate of April 7, 2006, by Mr. DOMENICI, with an amendment

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

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## A BILL

To amend the National Trails System Act to update the feasibility and suitability study originally prepared for the Trail of Tears National Historic Trail and provide for the inclusion of new trail segments, land components, and campgrounds associated with that trail, 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. REVISION OF FEASIBILITY AND SUITABILITY**  
4 **STUDY OF TRAIL OF TEARS NATIONAL HIS-**  
5 **TORIC TRAIL.**

6 Section 5(a)(16) of the National Trails System Act  
7 (16 U.S.C. 1244(a)(16)) is amended—

8 (1) in subparagraph (B), by striking “sub-  
9 sections” and inserting “sections”; and

10 (2) by adding at the end the following new sub-  
11 paragraph:

12 “(C) Not later than one complete fiscal year  
13 after the date of the enactment of this subpara-  
14 graph, the Secretary of the Interior shall submit to  
15 Congress a study regarding the feasibility and suit-  
16 ability of designating, as additional components of  
17 the Trail of Tears National Historic Trail, the  
18 Bengé and Bell routes, the land components of the  
19 designated water routes in Tennessee, Alabama, Ar-  
20 kansas, and Oklahoma, the routes from the collec-  
21 tion forts in Alabama, Georgia, North Carolina, and  
22 Tennessee to the emigration depots, and related  
23 campgrounds located along such routes and in such  
24 land components, by which the Cherokee Nation was  
25 removed to Oklahoma. Upon completion of the

1 study, if the Secretary determines that such routes,  
 2 land components, and campgrounds are a feasible  
 3 and suitable addition to the Trail of Tears National  
 4 Historic Trail, the Secretary shall designate such  
 5 routes, land components, and campgrounds as com-  
 6 ponents of the Trail of Tears National Historic  
 7 Trail. The Secretary shall publish notice of the des-  
 8 ignation in the Federal Register.

9 “(D) No additional funds are authorized to be  
 10 appropriated to carry out subparagraph (C). The  
 11 Secretary may accept donations for the Trail from  
 12 private, nonprofit, or tribal organizations.”.

13 **SECTION 1. REVISION OF FEASIBILITY AND SUITABILITY**  
 14 **STUDY OF TRAIL OF TEARS NATIONAL HIS-**  
 15 **TORIC TRAIL.**

16 *Section 5(a)(16) of the National Trails System Act (16*  
 17 *U.S.C. 1244(a)(16)) is amended—*

18 *(1) in subparagraph (B), by striking “sub-*  
 19 *sections” and inserting “sections”; and*

20 *(2) by adding at the end the following:*

21 *“(C) STUDY OF ADDITIONAL COMPONENTS.—Not*  
 22 *later than 3 complete fiscal years after the date of en-*  
 23 *actment of this subparagraph, the Secretary of the In-*  
 24 *terior shall submit to Congress a study regarding the*  
 25 *feasibility and suitability of designating, as addi-*

1        *tional components of the Trail of Tears National His-*  
2        *toric Trail, the following routes and land components*  
3        *by which the Cherokee Nation was removed to Okla-*  
4        *homa:*

5                    *“(i) The Benge and Bell routes.*

6                    *“(ii) The land components of the designated*  
7                    *water routes in Alabama, Arkansas, Oklahoma,*  
8                    *and Tennessee.*

9                    *“(iii) The routes from the collection forts in*  
10                    *Alabama, Georgia, North Carolina, and Ten-*  
11                    *nessee to the emigration depots.*

12                    *“(iv) Related campgrounds located along*  
13                    *those routes and in those land components.”.*



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