

1 SEC. 3039. MANHATTAN PROJECT NATIONAL HISTORICAL  
2 PARK.

3 (a) PURPOSES.-The purposes of this section are-

4 (1) to preserve and protect for the benefit of  
5 present and future generations the nationally signifi-  
1 cant historic resources associated with the Manhat-  
2 tan Project;

3 (2) to improve public understanding of the  
4 Manhattan Project and the legacy of the Manhattan  
5 Project through interpretation of the historic re-  
6 sources associated with the Manhattan Project;

7 (3) to enhance public access to the Historical  
8 Park consistent with protection of public safety, na-  
9 tional security, and other aspects of the mission of  
10 the Department of Energy; and

11 (4) to assist the Department of Energy, Histor-  
12 ical Park communities, historical societies, and other  
13 interested organizations and individuals in efforts to  
14 preserve and protect the historically significant re-  
15 sources associated with the Manhattan Project.

16 (b) DEFINITIONS.-In this section:

17 (1) HISTORICAL PARK.-The term "Historical  
18 Park" means the Manhattan Project National His-  
19 torical Park established under subsection (c).

20 (2) MANHATTAN PROJECT.-The term "Man-  
21 hattan Project" means the Federal military program

22 to develop an atomic bomb ending on December 31,  
23 1946.

24 (3) SECRETARY.-The term "Secretary" means  
25 the Secretary of the Interior.

1 (c) ESTABLISHMENT OF MANHATTAN PROJECT NA-  
2 TIONAL HISTORICAL PARK.-

3 (1) ESTABLISHMENT.-

4 (A) DATE.-Not later than 1 year after  
5 the date of enactment of this section, there  
6 shall be established as a unit of the National  
7 Park System the Manhattan Project National  
8 Historical Park.

9 (B) AREAS INCLUDED.-The Historical  
10 Park shall consist of facilities and areas listed  
11 under paragraph (2) as determined by the Sec-  
12 retary, in consultation with the Secretary of  
13 Energy. The Secretary shall include the area  
14 referred to in paragraph (2)(C)(i), the B Reac-  
15 tor National Historic Landmark, in the Histor-  
16 ical Park.

17 (2) ELIGIBLE AREAS.-The Historical Park  
18 may only be comprised of one or more of the fol-  
19 lowing areas, or portions of the areas, as generally  
20 depicted in the map titled "Manhattan Project Na-  
21 tional Historical Park Sites", numbered 540/  
22 108,834-C, and dated September 2012:

23 (A) OAK RIDGE, TENNESSEE. Facilities,  
24 land, or interests in land that are--

1 (i) Buildings 9204-3 and 9731 at the  
2 Department of Energy Y-12 National Se-  
3 curity Complex;

4 (ii) the X-10 Graphite Reactor at the  
5 Department of Energy Oak Ridge National  
6 Laboratory;

7 (iii) the K-25 Building site at the De-  
8 partment of Energy East Tennessee Tech-  
9 nology Park;

10 (iv) the former Guest House located  
11 at 210 East Madison Road; and

12 (v) at other sites in Oak Ridge, Ten-  
13 nessee, that are not depicted on the map  
14 but are determined by the Secretary to be  
15 suitable and appropriate for inclusion in  
16 the Historical Park, except that sites ad-  
17 ministered by the Secretary of Energy may  
18 be included only with the concurrence of  
19 the Secretary of Energy.

20 (B) LOS ALAMOS, NEW MEXICO. Facili-  
21 ties, land, or interests in land that are--

22 (i) within the Los Alamos Scientific  
23 Laboratory National Historic Landmark  
24 District, or any addition to the Landmark  
25 District proposed in the National Historic

1 Landmark Nomination-Los Alamos Sci-  
2 entific Laboratory (LASL) NHL District  
3 (Working Draft of NHL Revision), Los Al-  
4 amos National Laboratory document LA-  
5 UR 12-00387 (January 26, 2012);

6 (ii) the former East Cafeteria located  
7 at 1670 Nectar Street; and

8 (iii) the former dormitory located at  
9 1725 17th Street.

10 (C) HANFORD, WASHINGTON.-Facilities,  
11 land, or interests in land on the Department of  
12 Energy Hanford Nuclear Reservation that  
13 are--

14 (i) the B Reactor National Historic  
15 Landmark;

16 (ii) the Hanford High School in the  
17 town of Hanford and Hanford Construe-  
18 tion Camp Historic District;

19 (iii) the White Bluffs Bank building  
20 in the White Bluffs Historic District;

21 (iv) the warehouse at the  
22 Bruggemann's Agricultural Complex;

23 (v) the Hanford Irrigation District  
24 Pump House; and

1 (vi) the T Plant (221-T Process  
2 Building).

3 (d) AGREEMENT.-

4 (1) IN GENERAL.-Not later than 1 year after  
5 the date of enactment of this section, the Secretary  
6 and the Secretary of Energy (acting through the  
7 Oak Ridge, Los Alamos, and Richland site offices)  
8 shall enter into an agreement governing the respec-  
9 tive roles of the Secretary and the Secretary of En-  
10 ergy in administering the facilities, land, or interests  
11 in land under the administrative jurisdiction of the  
12 Department of Energy that is to be included in the  
13 Historical Park under subsection (c)(2), including  
14 provisions for enhanced public access, management,  
15 interpretation, and historic preservation.

16 (2) RESPONSIBILITIES OF THE SECRETARY.-  
17 Any agreement under paragraph (1) shall provide  
18 that the Secretary shall-

19 (A) have decisionmaking authority for the  
20 content of historic interpretation of the Man-  
21 hattan Project for purposes of administering  
22 the Historical Park; and

23 (B) ensure that the agreement provides an  
24 appropriate advisory role for the National Park

1 Service in preserving the historic resources cov-  
2 ered by the agreement.

3 (3) RESPONSIBILITIES OF THE SECRETARY OF  
4 ENERGY. Any agreement under paragraph (1) shall  
5 provide that the Secretary of Energy-

6 (A) shall ensure that the agreement appro-  
7 priately protects public safety, national security,  
8 and other aspects of the ongoing mission of the  
9 Department of Energy at the Oak Ridge Res-  
10 ervation, Los Alamos National Laboratory, and  
11 Hanford Site;

12 (B) may consult with and provide histor-  
13 ical information to the Secretary concerning the  
14 Manhattan Project;

15 (C) shall retain responsibility, in accord-  
16 ance with applicable law, for any environmental  
17 remediation or activities relating to structural  
18 safety that may be necessary in or around the  
19 facilities, land, or interests in land governed by  
20 the agreement; and

21 (D) shall retain authority and legal obliga-  
22 tions for historic preservation and general  
23 maintenance, including to ensure safe access, in  
24 connection with the Department's Manhattan  
25 Project resources.

1           (4) .AMENDMENTS.-The agreement under  
2 paragraph (1) may be amended, including to add to  
3 the Historical Park facilities, land, or interests in  
4 land within the eligible areas described in subsection  
5 (c)(2) that are under the jurisdiction of the Sec-  
6 retary of Energy.

7           (e) PuBLIC PARTICIPATION.-

8           (1) IN GENERAL.-The Secretary shall consult  
9 with interested State, county, and local officials, or-  
10 ganizations, and interested members of the public-

11                   (A) before executing any agreement under  
12 subsection (d); and

13                   (B) in the development of the general man-  
14 agement plan under subsection (f)(2).

15           (2) NOTICE OF DETERMINATION.-Not later  
16 than 30 days after the date on which an agreement  
17 under subsection (d) is entered into, the Secretary  
18 shall publish in the Federal Register notice of the  
19 establishment of the Historical Park, including an  
20 official boundary map.

21           (3) AVAILABILITY OF MAP.-The official bound-  
22 ary map published under paragraph (2) shall be on  
23 file and available for public inspection in the appro-  
24 priate offices of the National Park Service. The map  
25 shall be updated to reflect any additions to the His-

1 torical Park from eligible areas described in sub-  
2 section (c)(2).

3 (4) ADDITIONS.-Any land, interest in land, or  
4 facility within the eligible areas described in sub-  
5 section (c)(2) that is acquired by the Secretary or  
6 included in an amendment to the agreement under  
7 subsection (d)(4) shall be added to the Historical  
8 Park.

9 (f)ADMINISTRATION.-

10 (1) IN GENERAL.-The Secretary shall admin-  
11 ister the Historical Park in accordance with-

12 (A) this section; and

13 (B) the laws generally applicable to units  
14 of the National Park System, including-

15 (i) the National Park System Organic  
16 Act (16 U.S.C. 1et seq.); and

17 (ii) the Act of August 21, 1935 (16 18  
U.S.C. 461 et seq.).

19 (2) GENERAL MANAGEMENT PLAN.-Not later  
20 than 3 years after the date on which funds are made  
21 available to carry out this subsection, the Secretary,  
22 with the concurrence of the Secretary of Energy,  
23 with respect to land administered by the Secretary  
24 of Energy, and in consultation and collaboration  
25 with the Oak Ridge, Los Alamos and Richland De-



1       partment of Energy site offices, shall complete a  
2       general management plan for the Historical Park in  
3       accordance with section 12(b) of Public Law 91-383  
4       (commonly known as the National Park Service  
5       General Authorities Act; 16 U.S.C. 1a-7(b)).

6           (3) INTERPRETIVE TOURS.-The Secretary  
7       may, subject to applicable law, provide interpretive  
8       tours of historically significant Manhattan Project  
9       sites and resources in the States of Tennessee, New  
10      Mexico, and Washington that are located outside the  
11      boundary of the Historical Park.

12           (4) LAND ACQUISITION.-

13           (A) IN GENERAL.-The Secretary may ac-  
14      quire land and interests in land within the eligi-  
15      ble areas described in subsection (c)(2) **by-**

16                   (i) transfer of administrative jurisdic-  
17                   tion from the Department of Energy by  
18                   agreement between the Secretary and the  
19                   Secretary of Energy;

20                   (ii) donation;

21                   (iii) exchange; or

22                   (iv) in the case of land and interests  
23                   in land within the eligible areas described  
24                   in subparagraphs (A) and (B) of sub-

1 section (c)(2), purchase from a willing sell-  
2 er.

3 (B) **No USE OF CONDEMNATION.**- The  
4 Secretary may not acquire by condemnation any  
5 land or interest in land under this section.

6 (C) **FACILITIES.**-The Secretary may ac-  
7 quire land or interests in land in the vicinity of  
8 the Historical Park for visitor and administra-  
9 tive facilities.

10 (5) **DONATIONS; COOPERATIVE AGREEMENTS.**-

11 (A) **FEDERAL FACILITIES.** -

12 (i) **IN GENERAL.**-The Secretary may  
13 enter into one or more agreements with the  
14 head of a Federal agency to provide public  
15 access to, and management, interpretation,  
16 and historic preservation of, historically  
17 significant Manhattan Project resources  
18 under the jurisdiction or control of the  
19 Federal agency.

20 (ii) **DONATIONS; COOPERATIVE**  
21 **AGREEMENTS.**-The Secretary may accept  
22 donations from, and enter into cooperative  
23 agreements with, State governments, units  
24 of local government, tribal governments,  
25 organizations, or individuals to further the

1 purpose of an interagency agreement entered into under clause (i) or to provide  
2 visitor services and administrative facilities  
3 within reasonable proximity to the Historical  
4 Park.

5  
6 (B) TECHNICAL ASSISTANCE.-The Secretary may provide technical assistance to  
7 State, local, or tribal governments, organizations, or individuals for the management, interpretation, and historic preservation of historically significant Manhattan Project resources  
8 not included within the Historical Park.  
9

10  
11 (C) DONATIONS TO DEPARTMENT OF ENERGY.-For the purposes of this section, or for  
12 the purpose of preserving and providing access to historically significant Manhattan Project resources, the Secretary of Energy may accept,  
13 hold, administer, and use gifts, bequests, and  
14 devises (including labor and services).  
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17 (g) ADJACENT MANAGEMENT.-

18  
19 (1) IN GENERAL.-Nothing in this section creates a protective perimeter or buffer zone around the  
20 boundary of the Historical Park.  
21

22  
23 (2) ACTIVITIES OUTSIDE THE BOUNDARY OF  
24 THE HISTORICAL PARK.-The fact that an activity  
25

1 or use on land outside the boundary of the Histor-  
2 ical Park can be seen or heard from within the  
3 boundary shall not preclude the activity or use out-  
4 side the boundary of the Historical Park.

5 (h) No CAUSE OF ACTION.-Nothing in this section  
6 shall be construed to create a cause of action with respect  
7 to activities outside or adjacent to the established bound-  
8 ary of the Historical Park.