

107TH CONGRESS
2^D SESSION

S. 2865

To establish Fort Sumter and Fort Moultrie National Historical Park in the State of South Carolina, and for other purposes.

IN THE SENATE OF THE UNITED STATES

AUGUST 1, 2002

Mr. THURMOND introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To establish Fort Sumter and Fort Moultrie National Historical Park in the State of South Carolina, 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 Sumter and Fort
5 Moultrie National Historical Park Act of 2002”.

6 **SEC. 2. FINDINGS.**

7 Congress finds that—

8 (1) Fort Sumter National Monument was es-
9 tablished by the Joint Resolution entitled “Joint
10 Resolution to establish the Fort Sumter National

1 Monument in the State of South Carolina”, ap-
2 proved April 28, 1948 (62 Stat. 204, chapter 239;
3 16 U.S.C. 450ee), to commemorate historic events in
4 the vicinity of Fort Sumter, the site of the first en-
5 gagement of the Civil War on April 12, 1861;

6 (2) Fort Moultrie—

7 (A) was the site of the first defeat of the
8 British in the Revolutionary War on June 28,
9 1776; and

10 (B) was acquired by the Federal Govern-
11 ment from the State of South Carolina in 1960
12 under the authority of the Act of August 21,
13 1935 (49 Stat. 666, chapter 593);

14 (3) since 1960, Fort Moultrie has been admin-
15 istered by the National Park Service as part of the
16 Fort Sumter National Monument without a clear
17 management mandate or established boundary;

18 (4) Fort Sumter and Fort Moultrie played im-
19 portant roles in the protection of Charleston Harbor
20 and in the coastal defense system of the United
21 States;

22 (5) Fort Moultrie is the only site in the Na-
23 tional Park System that preserves the history of the
24 United States coastal defense system during the pe-
25 riod from 1776 through 1947; and

1 (6) Sullivan’s Island Life Saving Station, lo-
2 cated adjacent to the Charleston Light—

3 (A) was constructed in 1896; and

4 (B) is listed on the National Register of
5 Historic Places.

6 **SEC. 3. DEFINITIONS.**

7 In this Act:

8 (1) CHARLESTON LIGHT.—The term “Charles-
9 ton Light” means the Charleston Light and any as-
10 sociated land and improvements to the land that are
11 located between Sullivan’s Island Life Saving Sta-
12 tion and the mean low water mark.

13 (2) MAP.—The term “map” means the map en-
14 titled “Boundary Map, Fort Sumter and Fort
15 Moultrie National Historical Park”, numbered 392/
16 80088, and dated November 30, 2000.

17 (3) PARK.—The term “Park” means the Fort
18 Sumter and Fort Moultrie National Historical Park
19 established by section 4(a).

20 (4) SECRETARY.—The term “Secretary” means
21 the Secretary of the Interior.

22 (5) STATE.—The term “State” means the State
23 of South Carolina.

1 **SEC. 4. FORT SUMTER AND FORT MOULTRIE NATIONAL**
2 **HISTORICAL PARK.**

3 (a) ESTABLISHMENT.—There is established the Fort
4 Sumter and Fort Moultrie National Historical Park in the
5 State as a unit of the National Park System to preserve,
6 maintain, and interpret the nationally significant histor-
7 ical values and cultural resources associated with Fort
8 Sumter and Fort Moultrie.

9 (b) BOUNDARY.—

10 (1) IN GENERAL.—The boundary of the Park
11 shall be comprised of the land, water, and sub-
12 merged land depicted on the map.

13 (2) AVAILABILITY OF MAP.—The map shall be
14 on file and available for public inspection in the ap-
15 propriate offices of the National Park Service.

16 (c) ACQUISITIONS.—

17 (1) LAND.—

18 (A) IN GENERAL.—Subject to subpara-
19 graph (B), the Secretary may acquire any land
20 or interest in land (including improvements) lo-
21 cated within the boundaries of the Park by—

22 (i) donation;

23 (ii) purchase with appropriated or do-
24 nated funds;

25 (iii) exchange; or

1 (iv) transfer from another Federal
2 agency.

3 (B) LIMITATION.—Any land or interest in
4 land (including improvements) located within
5 the boundaries of the Park that is owned by the
6 State (including political subdivisions of the
7 State) shall be acquired by donation only.

8 (2) PERSONAL PROPERTY.—The Secretary may
9 acquire by donation, purchase with appropriated or
10 donated funds, exchange, or transfer from another
11 Federal agency, personal property associated with,
12 and appropriate for, interpretation of the Park.

13 (d) ADMINISTRATION.—

14 (1) IN GENERAL.—The Secretary, acting
15 through the Director of the National Park Service,
16 shall administer the Park in accordance with this
17 Act and the laws generally applicable to units of the
18 National Park System, including—

19 (A) the Act of August 25, 1916 (16 U.S.C.
20 1 et seq.); and

21 (B) the Act of August 21, 1935 (16 U.S.C.
22 461 et seq.).

23 (2) INTERPRETATION OF HISTORICAL
24 EVENTS.—The Secretary shall provide for the inter-
25 pretation of historical events and activities that oc-

1 curred in the vicinity of Fort Sumter and Fort
2 Moultrie, including—

3 (A) the Battle of Sullivan’s Island on June
4 28, 1776;

5 (B)(i) the bombardment of Fort Sumter by
6 Confederate forces on April 12, 1861; and

7 (ii) any other events of the Civil War that
8 are associated with Fort Sumter and Fort
9 Moultrie;

10 (C) the development of the coastal defense
11 system of the United States during the period
12 from the Revolutionary War to World War II;
13 and

14 (D) the lives of—

15 (i) the free and enslaved workers who
16 built and maintained Fort Sumter and
17 Fort Moultrie;

18 (ii) the soldiers who defended the
19 forts;

20 (iii) the prisoners held at the forts;
21 and

22 (iv) captive Africans bound for slavery
23 who, after first landing in the United
24 States, were brought to quarantine houses
25 in the vicinity of Fort Moultrie in the 18th

1 Century, if the Secretary determines that
2 the quarantine houses and associated his-
3 torical values are nationally significant.

4 (e) COOPERATIVE AGREEMENTS.—The Secretary
5 may enter into cooperative agreements with public and
6 private entities and individuals to carry out this Act.

7 **SEC. 5. CHARLESTON LIGHT.**

8 (a) IN GENERAL.—Subject to subsection (b), the Sec-
9 retary of Transportation shall transfer to the Secretary,
10 for no consideration, administrative jurisdiction over, and
11 management of the Charleston Light for inclusion in the
12 Park.

13 (b) CONDITION.—Before transferring the Charleston
14 Light under subsection (a) the Secretary of Transpor-
15 tation shall repair, paint, remove hazardous substances
16 from, and improve the condition of the Charleston Light
17 in any other manner that the Secretary may require.

18 (c) IMPROVEMENTS.—The Secretary shall make im-
19 provements to the Charleston Light only to the extent nec-
20 essary to—

21 (1) provide utility service; and

22 (2) maintain the existing structures and his-
23 toric landscape.

1 **SEC. 6. REPEAL OF EXISTING LAW.**

2 Section 2 of the Joint Resolution entitled “Joint Res-
3 olution to establish the Fort Sumter National Monument
4 in the State of South Carolina”, approved April 28, 1948
5 (62 Stat. 204, chapter 239; 16 U.S.C. 450ee-1), is re-
6 pealed.

7 **SEC. 7. AUTHORIZATION OF APPROPRIATIONS.**

8 There are authorized to be appropriated such sums
9 as are necessary to carry out this Act.

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