

Public Law 109–71
109th Congress

An Act

To revise the boundary of the Wind Cave National Park in the State of South Dakota.

Sept. 21, 2005
[S. 276]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Wind Cave National Park Boundary Revision Act of 2005”.

SEC. 2. DEFINITIONS.

In this Act:

(1) **MAP.**—The term “map” means the map entitled “Wind Cave National Park Boundary Revision”, numbered 108/80,030, and dated June 2002.

(2) **PARK.**—The term “Park” means the Wind Cave National Park in the State.

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

(4) **STATE.**—The term “State” means the State of South Dakota.

SEC. 3. LAND ACQUISITION.

(a) **AUTHORITY.**—

(1) **IN GENERAL.**—The Secretary may acquire the land or interest in land described in subsection (b)(1) for addition to the Park.

(2) **MEANS.**—An acquisition of land under paragraph (1) may be made by donation, purchase from a willing seller with donated or appropriated funds, or exchange.

(b) **BOUNDARY.**—

(1) **MAP AND ACREAGE.**—The land referred to in subsection (a)(1) shall consist of approximately 5,675 acres, as generally depicted on the map.

(2) **AVAILABILITY OF MAP.**—The map shall be on file and available for public inspection in the appropriate offices of the National Park Service.

(3) **REVISION.**—The boundary of the Park shall be adjusted to reflect the acquisition of land under subsection (a)(1).

SEC. 4. ADMINISTRATION.

(a) **IN GENERAL.**—The Secretary shall administer any land acquired under section 3(a)(1) as part of the Park in accordance with laws (including regulations) applicable to the Park.

(b) **TRANSFER OF ADMINISTRATIVE JURISDICTION.**—

Wind Cave
National Park
Boundary
Revision Act of
2005.
16 USC 141a
note.
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note.

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note.

(1) **IN GENERAL.**—The Secretary shall transfer from the Director of the Bureau of Land Management to the Director of the National Park Service administrative jurisdiction over the land described in paragraph (2).

(2) **MAP AND ACREAGE.**—The land referred to in paragraph (1) consists of the approximately 80 acres of land identified on the map as “Bureau of Land Management land”.

16 USC 141a
note.

SEC. 5. GRAZING.

(a) **GRAZING PERMITTED.**—Subject to any permits or leases in existence as of the date of acquisition, the Secretary may permit the continuation of livestock grazing on land acquired under section 3(a)(1).

(b) **LIMITATION.**—Grazing under subsection (a) shall be at not more than the level existing on the date on which the land is acquired under section 3(a)(1).

(c) **PURCHASE OF PERMIT OR LEASE.**—The Secretary may purchase the outstanding portion of a grazing permit or lease on any land acquired under section 3(a)(1).

(d) **TERMINATION OF LEASES OR PERMITS.**—The Secretary may accept the voluntary termination of a permit or lease for grazing on any acquired land.

Approved September 21, 2005.

LEGISLATIVE HISTORY—S. 276:

SENATE REPORTS: No. 109–21 (Comm. on Energy and Natural Resources).
CONGRESSIONAL RECORD, Vol. 151 (2005):
July 26, considered and passed Senate.
Sept. 13, considered and passed House.