



National Park Service  
U.S. Department of the Interior

Little Bighorn Battlefield  
National Monument  
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## Little Bighorn Battlefield National Monument

**Superintendent’s Compendium** of designations, closures, permit requirements and other restriction imposed under the discretionary authority of 36 CFR 1.7(b).

In accordance with regulations and the delegated authority provided in [Title 36, Code of Federal Regulations \(“36 CFR”\), Chapter 1, Parts 1-7](#), as authorized by Title 16 United States Code, Sections 1 and 3, the following enforceable regulatory provisions apply to all lands administered by the National Park Service within the boundaries of Little Bighorn Battlefield National Monument. Unless otherwise stated, these provisions apply in addition to requirements contained in 36 CFR, Chapter 1, Parts 1-7.

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Recommended by: Michael Stops, Chief Ranger

\_\_\_\_\_  
Date

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Approved by: Denice Swanke, Superintendent

\_\_\_\_\_  
Date

A copy of this compendium is available online at <http://www.nps.gov/libi>. The compendium is also available for public review at the Chief Ranger’s Office at our Visitor Center. Inquiries regarding National Park Service regulations, discretionary actions, requests for permits and comments about this compendium may be directed to:

Chief Ranger  
Little Bighorn Battlefield National Monument  
P.O. Box 39  
Crow Agency, Montana 59022-0039  
Telephone: 406-638-2621

## INTRODUCTION

36 CFR §1.7(b) requires that the Superintendent compile in writing all the designations, closures, permit requirements and other restrictions implemented under the discretionary authority of the park superintendent. The Superintendent's authority to implement these designations, closures, use and activity restrictions, is found at 36 CFR §1.5(a). Other sections of 36 CFR provide the Superintendent with discretionary authority as outlined further in this document. The regulations and provisions contained in this Compendium apply to all persons entering, using, visiting, or otherwise within the boundaries of federally owned lands and waters administered by the National Park Service (NPS) as part of Little Bighorn Battlefield National Monument (park; monument). Other applicable regulations found in the CFR and United States Code (U.S.C.) are enforceable without further elaboration at the park level. The Code of Federal Regulations and USC are available online at <http://www.ecfr.gov/> and <http://uscode.house.gov/>.

The park intends that this compendium, in conjunction with park brochures, maps, signs, and other media, provide the public and park employees with a clear understanding of park regulations to ensure adequate protection of the park's resources and provide for public safety and enjoyment. Additional guidance for park residents, such as for pets, is provided in the Housing Management Plan. Many of the requirements of this compendium complement existing state and local law and regulations which are also in effect within the park. If a state or local law is currently enacted, this compendium does not replace or repeal that law.

A person who violates any provision of the regulations found in 36 CFR Parts 1-7, along with this compendium, is subject to a fine as provided by law (18 U.S.C. 3571) up to \$ 5,000 for individuals and \$10,000 for organizations, or by imprisonment not exceeding six months (18 U.S.C. 3559), or both, and shall be adjudged to pay all court costs associated with any court proceedings.

The Compendium is reviewed and updated annually or as needed to address changes in public use patterns. The park welcomes comments about its regulations, programs and activities at any time. Comments can be directed to either the Superintendent or the Chief Ranger at the address above.

Copies of the Compendium are available at <http://www.nps.gov/libi/parkmgmtlawsandpolicies.htm>.

Hard copies may be obtained on request at the Visitor Center or Administration buildings.

Some of the terms used in this Compendium may be unclear to you. If you are unsure about a specific term please consult 36 CFR §1.4 at: <http://www.gpo.gov/fdsys/pkg/CFR-2006-title36-vol1/pdf/CFR-2006-title36-vol1-sec1-4.pdf>. Terms that may be unique to this Compendium are defined below.

## DEFINITIONS

*Administrative Roads and Areas:* Areas closed to the public, but necessary for government vehicles, equipment and personnel to access in order to maintain park facilities and infrastructure.

*Cultural Resources:* In addition to the 36 CFR §1.4 definition, this includes the markers on the battlefield, headstones in the National Cemetery, historic structures, the battlefield itself, and the museum collection including artifacts, correspondence, manuscripts, books, documents, human skeletal remains, and known and unknown archaeological sites and objects.

*Unmanned Aircraft:* A device that is used or intended to be used for flight in the air without the possibility of direct human intervention from within or on the device and the associated operational elements and components that are required for the pilot or system operator in command to operate or control the device (such as cameras, sensors, communication links). The term includes all types of devices that meet this definition (e.g., model airplanes, quadcopters, drones) that are used for any purpose, including for recreation or commerce.

## 36 CFR Part 1 – GENERAL PROVISIONS

### Section 1.5 Closures and Public Use Limits

- (a)(1) Little Bighorn Battlefield National Monument is closed to public use at regularly scheduled hours. Unless authorized by the Superintendent, visitor access to the battlefield is restricted to the park's tour road and designated trails. Designated trails are shown on Attachment 1. The Superintendent may temporarily close park roads, parking areas, buildings, and all or portions of the park when such actions are deemed necessary to ensure public safety, protection of resources, or the avoidance of visitor use conflicts. The posting of signs, maps, media announcements, and the use of barricades and/or gates will identify such closures. Launching, landing, or operating an unmanned aircraft from or on lands and waters administered by the NPS within the boundaries of Little Bighorn Battlefield National Monument is prohibited except as approved in writing by the Superintendent.

**Determination:** Use of this discretionary authority is required for resource protection, public safety, and the security of park property. Unmanaged or unrestricted use of unmanned aircraft within the park will conflict with, or impact, a variety of park uses, including visitor experience. Use may also lead to the disturbance, displacement or harassment of park wildlife and creation of public safety hazards per operation near roadways and persons. *NPS Management Policies (2006)* provide that a new form of park use may be allowed within a park only after a determination has been made by the park superintendent that it will not result in unacceptable impacts on park resources and values. Less restrictive measures are not considered sufficient at this time.

## Section 1.6 (F) Permits

Below is a compilation of activities which require a permit. Special Use Permits and Commercial Use Authorizations are requested through the Chief Ranger. Research Permits are requested through the Chief of Resource Management.

Permits are required for the following activities:

- 36 CFR 2.5 Research Permits; includes specimen collection
- 36 CFR 2.16 Use of Horses and Pack Animals
- 36 CFR 2.37 Non-Commercial Soliciting
- 36 CFR 2.50(a) Special Events; conduct a public spectator attraction, entertainment, ceremony, and similar events
- 36 CFR 2.51(b) Public Assemblies, Meeting; demonstrations of 25 persons or less do not require a permit
- 36 CFR 2.52 Sale or Distribution of Printed Material
- 36 CFR 4.11 Load, Weight, and Size Limits; commercial trucks are prohibited
- 36 CFR 5.3 Business Operations; engaging in or soliciting any business
- 36 CFR 5.5(a) Commercial filming of motion pictures or television with professional casts, settings, or crews except bona fide newsreel or television news and uses requiring cost recovery
- 36 CFR 5.5(b) Still Photography of vehicles or other articles of commerce or models for the purpose of commercial advertising and uses requiring cost recovery

**Determination:** The Superintendent has determined that these use prohibitions, restrictions, regulation, and permitting are necessary for resource protection, public safety, and the security of park property.

## **36 CFR Part 2 – RESOURCE PROTECTION, PUBLIC USE AND RECREATION**

### Section 2.1 Preservation of Natural, Cultural and Archaeological Resources

- (a)(6) Digging is specifically prohibited anywhere within the park except as authorized by permit or administrative use. This regulation also specifically prohibits damaging or removing parts of the fence at the “Last Stand” site, Battlefield Markers, Cemetery Headstones, Memorials, including the Indian Memorial, or damage to the Superintendent’s Lodge.
- (c)(1) The picking or gathering by hand of edible fruits, berries, nuts, or mushrooms for personal use and for immediate use or preservation is allowed providing that such gathering (no digging) does not adversely affect park wildlife or the reproduction potential of a plant species, and is otherwise not destructive to park resources. Collection without permit is only available from publicly accessible roads and trails. Persons entering the park for this purpose are subject to the appropriate entrance fee and must stop at the Park Headquarters to notify park staff prior to collecting.

### Section 2.3 Wildlife Protection

- (d) Wildlife lawfully taken on Indian lands between the two units of Little Bighorn Battlefield National Monument may be transported through to exit the park in accordance with Bureau of Indian Affairs regulations. Dead wildlife, or wildlife injured on private lands that travel into the park and die, may not be retrieved from the park unless under conditions of a written permit (e.g., research permit).

### Section 2.4 Weapons, Traps, and Nets

- (d)(4) Firearms, traps, or nets may be transported through the Monument for the use in the lawful taking of wildlife on Indian Lands between the two units of the park.

**Determination:** The Superintendent has determined that these use prohibitions and restrictions are necessary for resource protection, including wildlife management.

### Section 2.10 Camping and Food Storage

- (a) Camping is prohibited anywhere within Little Bighorn Battlefield National Monument.

### Section 2.11 Picnicking

Picnicking is prohibited within the Little Bighorn Battlefield National Monument except on the mowed grass adjacent to the parking lot at the Visitor Center and on the benches or mowed grass area at the Reno-Benteen Site. The cooking of food is prohibited at these locations. These prohibitions do not apply to authorized activities within the residential area. Attachment 2 shows areas where picnics may be allowed.

### Section 2.12 Audio Disturbances

- (a)(1) Diesel trucks and busses, when parked in areas adjacent to the cemetery or visitor center, must stop engines to prevent interference with interpretive programs and the contemplative setting of the National Cemetery.

### Section 2.13 Fires

- (a)(1) All cooking fires and campfires are prohibited in the park, except at the employee quarters, and then only in designated barbeque-style grills or portable stoves.
- (c) During periods of high fire danger, the Superintendent may close all or a portion of the park.

## Section 2.15 Pets

- (a)(1) Pets are prohibited within the public areas of Little Bighorn Battlefield National Monument and Cemetery, except in personal vehicles, and for use of the designated Pet Walking Area between the entrance kiosk and the first towed vehicle parking sign along the north side of the road. The designated Pet Walking Area extends no more than 10 feet from the road edge and is shown on Attachment 3. Service animals are excluded from this prohibition. The keeping of livestock or other pack animals within the park by park residents is prohibited.
- (a)(2) Pets must be restrained on a leash (maximum 6' length) when allowed outside a vehicle to utilize the designated Pet Walking Area.
- (a)(3) Pets may not be left unattended outside of a vehicle.
- (a)(5) Pet excrement must be collected and disposed of in a trash receptacle.

**Determination:** Certain activities in the park are limited to ensure protection of the battlefield and provide suitable visitor opportunities for reflection and learning. These regulations prevent undesirable interactions between pets and visitors, and will help protect wildlife and provide for public safety. Service animals are not considered pets and should be identifiable as such; they may be utilized in the park consistent with the established service need. Additionally, 36 CFR prohibits recreation activities in a National Cemetery.

## Section 2.16 Horses and Pack Animals

Horses and pack animals are prohibited outside of vehicles within Little Bighorn Battlefield National Monument except that the park road and the areas shown on Attachment 4 may occasionally be used under the terms of a Special Use Permit. Use is generally restricted to annual commemorative events occurring on or near June 25.

**Determination:** Cultural sensitivity to this sacred site requires that we preserve and protect the landscape and the potential artifacts therein. The Superintendent has determined this restriction is necessary for public safety and for consistency with resource management objectives to minimize the spread of invasive weeds.

## Section 2.18 Snowmobiles

- (c) Snowmobiling is prohibited within the Monument except for emergency administrative use or on the park road for legal access to adjacent Indian Lands when the road is closed to motor vehicles due to snow conditions.

### Section 2.19 Winter Activities

- (a) Skiing, walking and snow shoeing on the park road are permitted from the gate at the Visitor Center to the Reno-Benteen Site when the road is closed to motor vehicles due to snow conditions.

### Section 2.20 Skating, Skateboards, Frisbees and similar devices

Use is permitted only by park residents and their guests in the residential area, and on parking areas and roads in the administrative areas when closed to the public.

### Section 2.21 Smoking

Smoking is prohibited within all buildings and in all other areas, except within 50 feet of an established ash receptacle.

### Section 2.22 Property

- (a)(2) Vehicles may only be left unattended after hours with prior permission from a park law enforcement ranger or a member of the park management team.

### Section 2.23 Recreation Fees

- (a) See Attachment 5 for the current entrance fee schedule.

### Section 2.35 Alcoholic Beverages

- (a)(3) The consumption of alcoholic beverages within the park is an inappropriate activity considering the historic nature of the park and the purposes for which it is maintained. This prohibition extends to the Administration Building, Maintenance Building, Superintendent's Lodge, Visitor Center, including the patio and restrooms, Custer National Cemetery, Last Stand Hill, Indian Memorial, parking areas and designated trails. This prohibition does not extend to employee activities in/adjacent to employee housing.

### Section 2.38 Explosives

- (a) The use of fireworks within the park is prohibited.

### Section 2.51 Public Assemblies and Meetings

- (e) The mowed grass area near the public restroom as shown on Attachment 6 is a designated First Amendment demonstration area. Public meetings, assembly or demonstration, if greater than 25 persons, may only be allowed when authorized by the Superintendent.

## Section 2.62 Memorialization

- (a) The installation of a monument, memorial, tablet, structure or other commemorative installation without authorization by the NPS Director is prohibited.
- (b) The scattering of human ashes from cremations is prohibited except in the designated area of Custer National Cemetery with prior permission from the Superintendent.

**Determination:** The Superintendent has determined that these restrictions are necessary for public health and safety and for resource protection. Additionally, 36 CFR prohibits recreation activities in a National Cemetery.

## **36 CFR Part 3 – BOATING AND WATER USE ACTIVITIES**

Superintendent permission is required to access the river from within the park.

**Determination:** These restrictions are necessary to protect park resources and public health and safety, as well as to minimize potential conflict with neighboring landowners.

## **36 CFR Part 4 – VEHICLES AND TRAFFIC SAFETY**

### Section 4.3 Authorized Emergency Vehicles

- (a) Commercial towing vehicles may enter to provide towing or other assistance to visitors at Little Bighorn Battlefield National Monument as long as notification of their presence and actions is provided to park personnel.

### Section 4.10 Travel on Park Roads and Designated Routes

- (a) The tour road and paved surfaces to access parking lots are the only designated route for motor vehicles. The entrance gate is the only way to enter and exit Little Bighorn Battlefield National Monument. Visitor entrance and travel is allowed during established operating hours.

### Section 4.11 Load, Weight, and Size Limits

- (b)(1) Unless making a delivery to the park, commercial tractor/trailer vehicles are prohibited in the park.

### Section 4.21 Speed Limits

- (b) The posted speed limits are:
  - a. 15 mph within the employee housing, shop, and administrative areas, including the service road;
  - b. 15 mph from the entrance kiosk to the Monument on Last Stand Hill;

- c. 30 mph on the park road inside park boundaries; and
- d. 30 mph on the right-of-way road between the two units.

Section 4.30 Bicycles

- (a) Visitor use of bicycles at Little Bighorn Battlefield National Monument is prohibited except on the paved park road and in accordance with applicable traffic regulations.

**Determination:** Applicable federal, state and tribal regulations are enforced for all motor vehicle, boating and bicycle operations. Due to the narrow width of the tour road, these vehicle and traffic restrictions are necessary to ensure public safety.

## **Attachment 5: Proposed Fee Schedule, 2015-2016**

### **America the Beautiful – The National Parks and Federal Recreational Lands Pass**

Annual	\$80.00 (Valid 12 Calendar Months)
Senior	\$10.00 (Lifetime Passport for U.S. Citizens 62 years +)
Access	Free (U.S. Citizen with Permanent Disability)
Active-duty U.S. Military	Free (Annual pass with CAC or Form 1173)

### **Little Bighorn Battlefield National Monument Entrance Passes**

Regular Vehicle	\$10.00 per Vehicle - Valid 7 Calendar Days \$15.00 as of June 1, 2015 (proposed) \$20.00 as of June 1, 2016 (proposed)
Individual Pedestrian	\$ 5.00 per Person - Valid 7 Calendar Days \$10.00 as of June 1, 2015 (proposed) \$15.00 as of June 1, 2016 (proposed)
Motorcycles	\$ 5.00 per person - Valid 7 Calendar Days \$10.00 as of June 1, 2015 (proposed)
Commercial Vehicles	Valid Length of Stay
Sedan – 1-6 People	\$25.00
Van – 7-15 People	\$40.00
Mini-Bus – 16-25 People	\$40.00
Tour Bus – 26 + People	\$100.00

All passes are available for purchase at the Entrance Station when it is open during the summer season. During the Winter Season, all passes are available at the Visitor Center. Information about the Annual, Senior, Access, and Military passes is available online, and some may be purchased online, at <http://www.nps.gov/findapark/passes.htm>.