

AMIM-HUG-ZA (800c-5)

MEMORANDUM FOR United States Army Fort Huachuca Installation

SUBJECT: POLICY 24-43, Fort Huachuca Metal Detecting Policy

1. REFERENCES.

a. 16 US Code § 470 Archaeological Resources Protection Act (ARPA), October 1979.

b. Army Regulation (AR) 200-1 Environmental Protection and Enhancement (Section 6-4e), December 2007.

c. AR 405-80 Management of Title and Granting Use of Real Property, April 2024

d. Fort Huachuca Regulation 350-8 Range Regulation

2. APPLICABILITY. This policy applies to all persons living or working on Fort Huachuca and all visitors.

3. The use of metal detectors is prohibited on Fort Huachuca. The exceptions to this policy include use by Army personnel for military purposes, or by a federal or state agency or a private research entity in association with official cultural resources management activities, or pursuant to a permit issued under the Archaeological Resource Protection Act (ARPA).

4. The installation has over 500 documented archaeological sites. Historical period sites contain metal artifacts such as military buttons and insignia, cartridge casings, coins, and other metallic artifacts of cultural interest. Metal detecting is considered an attempt to excavate or remove archaeological resources which are protected by Army, State, and Federal regulations. Any sighting of metal detecting on the Fort should be reported immediately to the Military Police at 533-3000 and to the Directorate of Public Works, Environmental and Natural Resources Division (DPW/ENRD) at 533-5215.

5. Numerous Army regulations support the prohibition on metal detecting. AR 200-1 *Environmental Protection and Enhancement* (Section 6-4e), which references compliance with both the Archaeological and Historic Preservation Act (AHPA) and ARPA, states one of the program requirements of Cultural Resources is to "Prohibit searching for or collection of historic properties (including archaeological resources) on

Army installations except when authorized by the Garrison Commander and pursuant to a permit issued under ARPA."

6. AR 405-80 *Management of Title and Granting Use of Real Property,* outlines guidelines for requests to search for treasure troves, including associated use of metal detectors. Specifically, AR 405-80 (para 4-15f) states "Metal detectors may not be used by individuals on a military installation unless the individual is in search of a lost personal item or unless a license or contract as discussed above has been granted." AR 405 (para 4-15a – e) outlines the restrictive requirements to grant such a license or contract for treasure trove searches.

7. FH 350-8 *Range Regulation* (section 1-7c) expands this prohibition beyond metal detectors and states, "Collecting prehistoric or historic artifacts, fossils or old objects, or digging or destroying archeological or paleontological sites, is prohibited within the confines of Fort Huachuca. As part of the installation's Cultural Resources Management Program, archeological projects may be conducted by assigned Army staff or professionals with proper authorization."

8. This policy is punitive in nature. Failure to abide by this policy is a violation of Article 92 of the Uniform of Military Justice, and State and Federal laws. Any non-active-duty person in violation of this policy may be subject to a bar from the installation under Title 18, United States Code, Section 1382.

9. This memorandum supersedes USAG Policy 20-43, Fort Huachuca Metal Detecting Policy dated 13 October 2020.

10. The proponent for this Policy Memorandum is the Directorate of Public Works, Environmental and Natural Resources Division, (DPW/ENRD), AMIM-HUP-E, at 533-5215.

MICHAEL J. CHILDS Colonel, MI Commanding