

103^D CONGRESS
1ST SESSION

H. R. 3708

To reform the operation, maintenance, and development of the Steamtown National Historic Site, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 22, 1993

Mr. VENTO introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To reform the operation, maintenance, and development of the Steamtown National Historic Site, 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 **TITLE I—STEAMTOWN NATIONAL**
4 **HISTORIC SITE**

5 **SEC. 101. ESTABLISHMENT.**

6 (a) In order to preserve and interpret certain ele-
7 ments of railroading, especially steam-operated railroads
8 during the period of 1850 to 1950, there is hereby estab-
9 lished the Steamtown National Historic Site (hereinafter
10 in this title referred to as the “historic site”). The pur-

1 poses of the historic site shall include interpretation of the
2 evolution of railroads and their impact on the development
3 of this nation, including technological, economic, social,
4 and political effects and the relationship of railroads to
5 industrialization.

6 (b) The historic site shall consist of the lands and
7 interests in lands within the area generally depicted on
8 the map entitled “Boundary Map, Steamtown National
9 Historic Site”, numbered STTO–80,000A, and dated No-
10 vember 1991. The map shall be on file and available for
11 public inspection in the offices of the National Park Serv-
12 ice, Department of the Interior. No revisions may be made
13 in the boundary of the historic site, except by Act of
14 Congress.

15 (c) Sections 1 through 5 of the Steamtown National
16 Historic Site Act of 1986 (Public Law 99–591; 100 Stat.
17 3341–248–249) are hereby repealed.

18 **SEC. 102. ADMINISTRATION.**

19 The Secretary of the Interior (hereinafter in this title
20 referred to as the “Secretary”) shall administer the his-
21 toric site in accordance with this title and with the provi-
22 sions of law generally applicable to units of the national
23 park system, including the Act entitled “An Act to estab-
24 lish a National Park Service, and for other purposes”, ap-
25 proved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1, 2,

1 3, and 4). On or before September 30, 1993, the Secretary
2 shall prepare and submit to the Interior and Insular Af-
3 fairs of the United States House of Representatives and
4 to the Committee on Energy and Natural Resources of
5 the United States Senate a new comprehensive general
6 management plan for the historic site. The plan shall be
7 consistent with this title, with section 12 of the Act of
8 August 18, 1970 (16 U.S.C. 1a-1 through 1a-7) and with
9 other applicable provisions of law.

10 **SEC. 103. ACQUISITION OF LAND.**

11 (a) The Secretary may acquire lands or interests in
12 land within the boundaries of the historic site only by do-
13 nation or by purchase with donated funds.

14 (b) The Secretary may not acquire any lands or inter-
15 ests in lands for purposes of the historic site unless such
16 lands are not contaminated with hazardous substances
17 which will require removal or remedial action at the ex-
18 pense of the United States. Any funds of the National
19 Park Service expended, prior to the date of the enactment
20 of this Act, on removal or remedial action with respect
21 to any contamination of lands within the boundaries of
22 historic site shall be fully reimbursed before the Secretary
23 may accept title to any lands for purposes of the historic
24 site. Any such reimbursement shall be credited to mis-
25 cellaneous receipts in the Treasury. After the full amount

1 of such reimbursement has been credited to miscellaneous
2 receipts, funds expended prior to the date of enactment
3 of this Act by the National Park Service for which such
4 reimbursement was made shall not be treated as amounts
5 expended by the National Park Service for development
6 for purposes of applying the limitation on appropriations
7 for development set forth in section 106.

8 **SEC. 104. PARK SERVICE ACTIVITIES.**

9 (a) The Secretary shall take such actions as nec-
10 essary and appropriate to administer the historic site, to
11 maintain and preserve the facilities at the historic site,
12 to interpret the resources of the site and their history to
13 the public, and to provide essential services to the public
14 at the historic site.

15 (b) The Secretary shall preserve the collection of rail-
16 road equipment, including locomotives and rolling stock,
17 which is present at the historic site as of the date of enact-
18 ment of this Act. The Secretary may also preserve such
19 equipment and essential machinery as is necessary for the
20 maintenance of the locomotives and rolling stock. A maxi-
21 mum of 3 steam locomotives and one diesel locomotive
22 may be restored, but only 2 steam locomotives and one
23 diesel locomotive may be operational at any time. The Sec-
24 retary may not reconstruct or construct new yard equip-
25 ment or other historic structures or objects. No Federal

1 funds may be expended to provide access between the his-
2 toric site and any structure that is privately owned and
3 operated for profit. The Secretary may exchange or pur-
4 chase appropriate examples of locomotives and rolling
5 stock to enhance the site's collection if the total number
6 of such equipment does not increase and if all such actions
7 are consistent with the general management plan for the
8 historic site. The Secretary shall, to the extent practicable,
9 seek donations and assistance from volunteers and other
10 cost-sharing methods to restore the locomotives and roll-
11 ing stock.

12 (c) The Secretary shall preserve the artifact collection
13 and archival materials located at the site.

14 (d) To the extent that it furthers public understand-
15 ing, and provided that appropriate interpretation is pro-
16 vided, the Secretary may provide a regular excursion from
17 Scranton, Pennsylvania, to Moscow, Pennsylvania. For
18 purposes of such excursions, the Secretary may provide
19 essential visitor services at Moscow, Pennsylvania. The
20 Secretary may not expend funds of the National Park
21 Service for the restoration or maintenance of tracks,
22 bridges or tunnels located outside the historic site, except
23 that the Secretary may use funds appropriated prior to
24 November 15, 1991 for restoration of tracks and bridges
25 between the historic site and Moscow, Pennsylvania, pur-

1 suant to a cooperative agreement to be entered into be-
2 tween the Secretary and the owner of such tracks and
3 bridges permitting the national park service to use such
4 tracks and bridges for excursions authorized under this
5 section. The Secretary may pay customary and appro-
6 priate track usage fees and may also provide 4 other ex-
7 cursions annually if no such excursion is longer than 50
8 miles one way.

9 (e) User fees charged for any rail excursion under-
10 taken shall be established at a level such that a minimum
11 of 75 percent of the costs of maintenance, personnel and
12 equipment for the excursion shall be covered by revenues
13 from the user permit.

14 (f) The Secretary may assist the owner of Bridge 60
15 and Bridge 60 Wye with track and switch rehabilitation
16 to facilitate activities associated with the historic site.

17 (g) The Secretary may enter into cooperative agree-
18 ments with appropriate authorities for law enforcement
19 and for purposes of controlling rail traffic through the his-
20 toric site.

21 **SEC. 105. ADVISORY COMMITTEE.**

22 (a) There is hereby established the Steamtown Na-
23 tional Historic Site Advisory Committee (hereinafter in
24 this title referred to as the “advisory committee”) to pro-
25 vide professional expertise in railroad management and

1 history and advice to the Secretary in the development and
2 operations of the historic site. The advisory committee
3 shall be composed of 11 members appointed by the Sec-
4 retary to serve for terms of 3 years. The advisory commit-
5 tee shall include 2 experts in the operation of historic rail-
6 ways, 2 experts in the operation of commercial railways,
7 2 historians of technology, and 2 historians of social his-
8 tory, and 3 members of the general public. Any member
9 of the advisory committee appointed for a definite term
10 may serve after the expiration of his or her term until
11 his successor is appointed. The advisory committee shall
12 designate one of its members as Chairperson.

13 (b) The Secretary, or his or her designee, shall from
14 time to time, but at least semiannually, meet and consult
15 with the advisory committee on matters relating to the
16 management and development of the site.

17 (c) The advisory committee shall meet at least 3
18 times annually.

19 (d) Members of the advisory committee shall serve
20 without compensation as such, but the Secretary may pay
21 expenses reasonably incurred in carrying out their respon-
22 sibilities under this title on vouchers signed by the Chair-
23 person.

1 (e) The provisions of section 14(b) of the Federal Ad-
2 visory Committee Act (5 U.S.C. Appendix; 86 Stat. 776),
3 are hereby waived with respect to this advisory committee.

4 (f) The advisory committee shall terminate on the
5 date 10 years after the enactment of this Act.

6 **SEC. 106. AUTHORIZATION OF APPROPRIATIONS.**

7 Amounts appropriated for operation of the historic
8 site for each fiscal year after fiscal year 1994 may not
9 exceed the amount appropriated for operation of the his-
10 toric site for fiscal year 1994. No Federal funds may be
11 expended at the site for purposes other than those speci-
12 fied in section 104 and in section 105(d). No funds may
13 be appropriated after the enactment of this Act for any
14 construction, development, or related activities with re-
15 spect to the site without specific authorization by an Act
16 of Congress.

17 **TITLE II—DELAWARE WATER**
18 **GAP NATIONAL RECREATION**
19 **AREA**

20 **SEC. 201. BOUNDARIES.**

21 Section 2(a) of the Act of September 1, 1965 (79
22 Stat. 612; 16 U.S.C. 460o-1(a)) establishing the Dela-
23 ware Water Gap National Recreation Area is amended by
24 striking “as generally depicted on the drawing entitled
25 ‘Proposed Tocks Island National Recreation Area’ dated

1 and numbered September 1962, NRA-TI-7100, which
2 drawing is on file” and inserting “as generally depicted
3 on the map entitled ‘Delaware Water Gap National Recre-
4 ation Area’ dated November 1991 and numbered
5 DWGNRA-620/80,900A’ which shall be on file”.

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