

103^D CONGRESS
2^D SESSION

H. R. 4257

To provide for the study of Revolutionary War battlefields.

IN THE HOUSE OF REPRESENTATIVES

APRIL 19, 1994

Mr. ZIMMER (for himself, Mr. BEILENSON, Mr. FROST, Mr. BOEHLERT, and Mr. CLYBURN) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To provide for the study of Revolutionary War battlefields.

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 “Revolutionary War
5 Historic Preservation Study Act of 1994”.

6 **SEC. 2. DEFINITIONS.**

7 For the purposes of this Act—

8 (1) the term “Commission” means the Revolu-
9 tionary War Sites Advisory Commission established
10 in section 4;

1 (2) the term “Secretary” means the Secretary
2 of the Interior; and

3 (3) the term “Revolutionary War sites” means
4 those sites and structures situated in the United
5 States which are thematically tied with the nation-
6 ally significant events that occurred during the Rev-
7 olutionary War.

8 **SEC. 3. FINDINGS.**

9 The Congress finds that—

10 (1) Revolutionary War sites provide a means
11 for Americans to understand and interpret that pe-
12 riod in American history;

13 (2) the historical integrity of many of these
14 sites are at risk because they are located in regions
15 which are undergoing rapid urban and suburban de-
16 velopment; and

17 (3) it is important to obtain current informa-
18 tion on the significance of such sites, threats to their
19 integrity, and alternatives for their preservation and
20 interpretation for the benefit of the Nation.

21 **SEC. 4. ESTABLISHMENT OF REVOLUTIONARY WAR SITES**

22 **ADVISORY COMMISSION.**

23 (a) IN GENERAL.—There is hereby established the
24 Revolutionary War Sites Advisory Commission. The Com-
25 mission shall consist of 13 members appointed as follows:

1 (1) Three individuals who are nationally recog-
2 nized as experts and authorities on the history of the
3 Revolutionary War, and 2 individuals who are na-
4 tionally recognized as experts and authorities in his-
5 toric preservation and land use planning, appointed
6 by the Secretary.

7 (2) The Director of the National Park Service
8 or his or her designee.

9 (3) The chair of the Advisory Council on His-
10 toric Preservation, or his or her designee.

11 (4) Three individuals appointed by the Speaker
12 of the United States House of Representatives in
13 consultation with the chairman and ranking minority
14 member of the Committee on Natural Resources.

15 (5) Three individuals appointed by the Presi-
16 dent Pro Tempore of the United States Senate in
17 consultation with the chairman and ranking minority
18 member of the Committee on Energy and Natural
19 Resources.

20 (b) CHAIR.—The Commission shall elect a chair from
21 among its members.

22 (c) VACANCIES.—Vacancies occurring on the Com-
23 mission shall not affect the authority of the remaining
24 members of the Commission to carry out the functions of
25 the Commission. Any vacancy in the Commission shall be

1 promptly filled in the same manner in which the original
2 appointment was made.

3 (d) QUORUM.—A simple majority of Commission
4 members shall constitute a quorum.

5 (e) MEETINGS.—The Commission shall meet at least
6 quarterly or upon the call of the chair or a majority of
7 the members of the Commission.

8 (f) COMPENSATION.—Members of the Commission
9 shall serve without compensation. Members of the Com-
10 mission, when engaged in official Commission business,
11 shall be entitled to travel expenses, including per diem in
12 lieu of subsistence, in the same manner as persons em-
13 ployed intermittently in government service under section
14 5703 of title 5, United States Code.

15 (g) TERMINATION.—The Commission established by
16 this section shall terminate 90 days after the transmittal
17 of the report to Congress as provided in section 7(c).

18 **SEC. 5. STAFF OF THE COMMISSION.**

19 (a) EXECUTIVE DIRECTOR.—The Director of the Na-
20 tional Park Service, or his or her designee, shall serve as
21 the Executive Director of the Commission.

22 (b) STAFF.—The Director of the National Park Serv-
23 ice shall, on a reimbursable basis, detail such staff as the
24 Commission may require to carry out its duties.

1 (c) STAFF OF OTHER AGENCIES.—Upon the request
2 of the Commission, the head of any Federal agency may
3 detail, on a reimbursable basis, any of the personnel of
4 such agency to the Commission to assist the Commission
5 in carrying out its duties.

6 (d) EXPERTS AND CONSULTANTS.—Subject to such
7 rules as may be adopted by the Commission, the Commis-
8 sion may procure temporary and intermittent services to
9 the same extent as authorized by section 3109(b) of title
10 5, United States Code, but at rates determined by the
11 Commission to be reasonable.

12 **SEC. 6. POWERS OF THE COMMISSION.**

13 (a) IN GENERAL.—The Commission may for the pur-
14 pose of carrying out this Act hold such hearings, sit and
15 act at such times and places, take such testimony, and
16 receive such evidence as the Commission may deem advis-
17 able.

18 (b) BYLAWS.—The Commission may make such by-
19 laws, rules, and regulations, consistent with this Act, as
20 it considers necessary to carry out its functions under this
21 Act.

22 (c) DELEGATION.—When so authorized by the Com-
23 mission, any member or agent of the Commission may
24 take any action which the Commission is authorized to
25 take by this section.

1 (d) **MAILS.**—The Commission may use the United
2 States mails in the same manner and upon the same con-
3 ditions as other departments and agencies of the United
4 States.

5 **SEC. 7. DUTIES OF THE COMMISSION.**

6 (a) **PREPARATION OF STUDY.**—The Commission
7 shall prepare a study of Revolutionary War sites. Such
8 study shall identify the sites, determine the relative signifi-
9 cance of such sites, assess short- and long-term threats
10 to their integrity, and provide alternatives for the preser-
11 vation and interpretation of such sites by Federal, State,
12 and local governments, or other public or private entities,
13 as may be appropriate. The Commission shall research
14 and propose innovative open space and land preservation
15 techniques. Such alternatives may include (but shall not
16 be limited to) designation as units of the National Park
17 System or as affiliated areas. The study may include exist-
18 ing units of the National Park System.

19 (b) **CONSULTATION.**—During the preparation of the
20 study referred to in subsection (a), the Commission shall
21 consult with the Governors of affected States, affected
22 units of local government, State and local historic preser-
23 vation organizations, scholarly organizations, and such
24 other interested parties as the Commission deems advis-
25 able.

1 (c) TRANSMITTAL TO THE SECRETARY AND CON-
2 GRESS.—Not later than 2 years after the date that funds
3 are made available for the study referred to in subsection
4 (a), the Commission shall transmit such study to the Sec-
5 retary and the Committee on Natural Resources of the
6 United States House of Representatives and the Commit-
7 tee on Energy and Natural Resources of the United States
8 Senate.

9 (d) REPORT.—Whenever the Commission submits a
10 report of the study to the Secretary or the Office of Man-
11 agement and Budget, it shall concurrently transmit copies
12 of that report to the Committee on Natural Resources of
13 the United States House of Representatives and the Com-
14 mittee on Energy and Natural Resources of the United
15 States Senate.

16 **SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

17 There is authorized to be appropriated such sums as
18 may be necessary to carry out this Act.

○