

103^D CONGRESS
2^D SESSION

H. R. 5044

AN ACT

To establish the American Heritage Areas Partnership Program, 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 **SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “American Heritage Areas Act of 1994”.

6 (b) TABLE OF CONTENTS.—The table of contents for
7 this Act is as follows:

- Sec. 1. Short title and table of contents.
- Sec. 2. Definitions.

TITLE I—AMERICAN HERITAGE AREAS PARTNERSHIP PROGRAM

- Sec. 101. Short title.
- Sec. 102. Congressional findings.
- Sec. 103. Statement of purpose.
- Sec. 104. Definitions.
- Sec. 105. American Heritage Areas Partnership Program.
- Sec. 106. Feasibility studies, compacts, management plans, and early actions.
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- Sec. 110. Lack of effect on land use regulation.
- Sec. 111. Authorization of appropriations.
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- Sec. 113. Report.
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TITLE II—DESIGNATION OF AMERICAN HERITAGE AREAS

- Sec. 201. American Coal Heritage Area.
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- Sec. 207. Shenandoah Valley Battlefields American Heritage Area.
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TITLE III—STUDIES REGARDING POTENTIAL AMERICAN
HERITAGE AREAS

- Sec. 301. Ohio River Corridor.
- Sec. 302. Fox and Lower Wisconsin River Corridors.
- Sec. 303. South Carolina Corridor.
- Sec. 304. Northern Frontier.

TITLE IV—BLACKSTONE RIVER VALLEY NATIONAL HERITAGE
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- Sec. 401. Boundaries, commission, and revision of plan.
- Sec. 402. Implementation of plan.
- Sec. 403. Authorization of appropriations.

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- Sec. 501. Bramwell National Historic District.

TITLE VI—SOUTHWESTERN PENNSYLVANIA AMERICAN
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- Sec. 601. Short title.
- Sec. 602. Designation of Southwestern Pennsylvania American Heritage Area.
- Sec. 603. Powers of the commission.
- Sec. 604. Federal participation.
- Sec. 605. Congressional oversight.
- Sec. 606. Authorization of appropriations.

Sec. 607. Path of progress.

1 **SEC. 2. DEFINITIONS.**

2 For purposes of this Act:

3 (1) The term “compact” means a compact de-
4 scribed in section 106(a)(2).

5 (2) The term “Secretary” means the Secretary
6 of the Interior.

7 **TITLE I—AMERICAN HERITAGE**
8 **AREAS PARTNERSHIP PROGRAM**

9 **SEC. 101. SHORT TITLE.**

10 This title may be cited as the “American Heritage
11 Areas Partnership Program Act of 1994”.

12 **SEC. 102. CONGRESSIONAL FINDINGS.**

13 The Congress finds that—

14 (1) certain areas of the United States represent
15 the diversity of the national character through the
16 interaction of natural processes, distinctive land-
17 scapes, cultural traditions, and economic and social
18 forces that have combined to create a particular pat-
19 tern of human settlement and activity;

20 (2) in these areas, natural, historic, or cultural
21 resources, or some combination thereof, combine to
22 form a cohesive, nationally distinctive landscape aris-
23 ing from patterns of human activity shaped by geog-
24 raphy;

1 (3) these areas represent the national experi-
2 ence through the physical features that remain and
3 the traditions that have evolved in the areas;

4 (4) continued use and adaptive reuses of the
5 natural and cultural fabric within these areas by
6 people whose traditions helped to shape the land-
7 scapes enhance the significance of the areas;

8 (5) despite existing Federal programs and exist-
9 ing efforts by States and localities, the natural, his-
10 toric, and cultural resources and recreational oppor-
11 tunities in these areas are often at risk; and

12 (6) the complexity and character of these areas
13 distinguish them and call for a distinctive system of
14 recognition, protection, and partnership manage-
15 ment.

16 **SEC. 103. STATEMENT OF PURPOSE.**

17 The purposes of this title are—

18 (1) to recognize that the natural, historic, and
19 cultural resources and recreational opportunities of
20 the United States represent and are important to
21 the great and diverse character of the Nation, and
22 that these resources and opportunities must be
23 guarded, preserved, and wisely managed so they may
24 be passed on to future generations;

1 (2) to recognize that combinations of such re-
2 sources and opportunities, as they are geographically
3 assembled and thematically related, form areas that
4 provide unique frameworks for understanding the
5 historical, cultural, and natural development of the
6 community and its surroundings;

7 (3) to preserve such assemblages that are wor-
8 thy of national recognition, designation, and assist-
9 ance, and to encourage linking such resources within
10 such areas through greenways, corridors, and trails;

11 (4) to encourage appropriate partnerships
12 among Federal agencies, State and local govern-
13 ments, nonprofit organizations, and the private sec-
14 tor, or combinations thereof, to preserve, conserve,
15 and manage those resources and opportunities, ac-
16 commodate economic viability, and enhance the qual-
17 ity of life for the present and future generations of
18 the Nation;

19 (5) to authorize Federal financial and technical
20 assistance to State and local governments and pri-
21 vate nonprofit organizations, or combinations there-
22 of, to study and promote the potential for conserving
23 and interpreting these areas; and

24 (6) to prescribe the process by which, and the
25 standards according to which, prospective American

1 Heritage Areas may be assessed for eligibility and
2 included in the American Heritage Areas Partner-
3 ship Program established by this title.

4 **SEC. 104. DEFINITIONS.**

5 For purposes of this title:

6 (1) AMERICAN HERITAGE AREA.—The term
7 “American Heritage Area” means an area so des-
8 ignated under this title.

9 (2) INDIAN TRIBE.—The term “Indian tribe”
10 means any Indian tribe, band, nation, pueblo, or
11 other organized group or community, including any
12 Alaska Native village or regional corporation as de-
13 fined in or established pursuant to the Alaska Na-
14 tive Claims Settlement Act (43 U.S.C. 1601 et seq.),
15 which is recognized as eligible for the special pro-
16 grams and services provided by the United States to
17 Indians because of their status as Indians.

18 (3) TECHNICAL ASSISTANCE.—The term “tech-
19 nical assistance” means any guidance, advice, help,
20 or aid, other than financial aid.

21 (4) UNIT OF GOVERNMENT.—The term “unit of
22 government” means the government of a State, a
23 political subdivision of a State, or an Indian tribe.

1 **SEC. 105. AMERICAN HERITAGE AREAS PARTNERSHIP PRO-**
2 **GRAM.**

3 (a) ESTABLISHMENT.—In order to preserve nation-
4 ally distinctive natural, historic, and cultural resources,
5 and to provide opportunities for conservation, education,
6 and recreation through recognition of and assistance to
7 areas containing such resources, there is hereby estab-
8 lished within the Department of the Interior an American
9 Heritage Areas Partnership Program, which shall consist
10 of American Heritage Areas designated under subsection
11 (d).

12 (b) GENERAL AUTHORITY OF SECRETARY.—In ac-
13 cordance with the purposes of this title, the Secretary is
14 authorized—

15 (1) to evaluate, in accordance with the criteria
16 established in subsection (c), areas nominated under
17 this title for designation as American Heritage
18 Areas;

19 (2) to advise State and local governments, non-
20 profit organizations, and other appropriate entities
21 regarding suitable methods of recognizing and pre-
22 serving thematically and geographically linked natu-
23 ral, historic, and cultural resources and recreational
24 opportunities; and

25 (3) to consider any American Heritage Area,
26 designated under this or any other Act, for nomina-

1 tion to the World Heritage List if the Secretary de-
2 termines that such area meets the qualifications for
3 such nomination.

4 (c) CRITERIA.—To be eligible for designation as an
5 American Heritage Area, an area shall meet each of the
6 following criteria:

7 (1) ASSEMBLAGE OF RESOURCES.—The area
8 shall be an assemblage of natural, historic, or cul-
9 tural resources that—

10 (A) together represent distinctive aspects
11 of American heritage worthy of recognition,
12 preservation, interpretation, and continuing use;
13 and

14 (B) are best managed as such an assem-
15 blage, through partnerships among public and
16 private entities, and by combining diverse and
17 sometimes noncontiguous resources and active
18 communities.

19 (2) TRADITIONS, CUSTOMS, BELIEFS, OR
20 FOLKLIFE.—The area shall reflect traditions, cus-
21 toms, beliefs, or folklife, or some combination there-
22 of, that are a valuable part of the story of the
23 Nation.

24 (3) CONSERVATION OF NATURAL, CULTURAL,
25 OR HISTORIC FEATURES.—The area shall provide

1 outstanding opportunities to conserve natural, cul-
2 tural, or historic features, or some combination
3 thereof.

4 (4) RECREATIONAL AND EDUCATIONAL OPPOR-
5 TUNITIES.—The area shall provide outstanding rec-
6 reational and educational opportunities.

7 (5) THEMES AND INTEGRITY OF RESOURCES.—
8 The area shall have an identifiable theme or themes,
9 and resources important to the identified theme or
10 themes shall retain integrity capable of supporting
11 interpretation.

12 (6) SUPPORT.—Residents, nonprofit organiza-
13 tions, other private entities, and governments within
14 the proposed area shall demonstrate support for des-
15 ignation of the area and for management of the area
16 as appropriate for such designation.

17 (7) AGREEMENTS.—The principal organization
18 and units of government supporting the designation
19 shall be willing to commit to agreements to work in
20 partnership to implement the management plan of
21 the area.

22 (8) CONSISTENCY WITH ECONOMIC VIABIL-
23 ITY.—The proposal shall be consistent with contin-
24 ued economic viability in the affected communities.

1 (9) CONSENT OF LOCAL GOVERNMENTS OWN-
2 ERS.—No county, city, or town shall be included
3 within the boundaries of the area unless the govern-
4 ment of such county, city, or town agrees to be so
5 included and submits notification of such agreement
6 to the Secretary.

7 (d) CONDITIONS FOR DESIGNATION.—An area may
8 be designated as an American Heritage Area only by an
9 Act of Congress or by the means provided in title II. Ex-
10 cept as otherwise provided in title II, the Congress may
11 designate an area as an American Heritage Area only
12 after each of the following conditions is met:

13 (1) SUBMISSION OF STUDY AND COMPACT TO
14 SECRETARY.—An entity requesting American Herit-
15 age Area designation for the area submits to the
16 Secretary a feasibility study and compact meeting
17 the requirements of section 106(a). The comments
18 of the Governor of each State in which the proposed
19 American Heritage Area lies, or a statement by the
20 entity that such Governor has failed to comment
21 within a reasonable time after receiving the study
22 and compact, accompanies such submittal to the
23 Secretary.

24 (2) APPROVAL AND SUBMISSION BY SEC-
25 RETARY.—The Secretary approves, pursuant to sec-

1 tion 106(b), the feasibility study and compact re-
2 ferred to in paragraph (1) and submits the study
3 and compact to the Congress together with any com-
4 ments that the Secretary deems appropriate regard-
5 ing a preferred action.

6 (e) **RELATION TO NATIONAL REGISTER OF HISTORIC**
7 **PLACES.**—The act of designation of an American Heritage
8 Area shall not be deemed to signify that such American
9 Heritage Area is included on, or eligible for inclusion on,
10 the National Register of Historic Places, as established
11 in accordance with section 101 of the National Historic
12 Preservation Act (16 U.S.C. 470a). Designation of an
13 American Heritage Area shall not preclude the American
14 Heritage Area or any district, site, building, structure, or
15 object located within the American Heritage Area from
16 subsequently being nominated to, or determined eligible
17 for inclusion on, the National Register.

18 **SEC. 106. FEASIBILITY STUDIES, COMPACTS, MANAGEMENT**

19 **PLANS, AND EARLY ACTIONS.**

20 (a) **CONTENTS AND REQUIREMENTS.**—

21 (1) **FEASIBILITY STUDIES.**—Each feasibility
22 study submitted under this title shall include suffi-
23 cient information to determine whether an area has
24 the potential to meet the criteria referred to in sec-

1 tion 105(c). Such information shall include, but need
2 not be limited to, each of the following:

3 (A) A description of the natural, historic,
4 and cultural resources and recreational opportu-
5 nities presented by the area, including an as-
6 sessment of the quality and degree of integrity
7 of, the availability of public access to, and the
8 themes represented by such resources and op-
9 portunities.

10 (B) An assessment of the interest of poten-
11 tial partners, including units of government,
12 nonprofit organizations, and other private enti-
13 ties.

14 (C) A description of tentative boundaries
15 for an American Heritage Area proposed to be
16 established in the area.

17 (D) Identification of a possible manage-
18 ment entity for an American Heritage Area
19 proposed to be established in the area.

20 (E) An inventory of the amount of land in
21 the area owned by public, private, and private
22 nonprofit entities, respectively.

23 (2) COMPACTS.—(A) A compact submitted
24 under this title shall include information relating to
25 the objectives and management of an area proposed

1 for designation as an American Heritage Area. Such
2 information shall include, but need not be limited to,
3 each of the following:

4 (i) A delineation of the boundaries of the
5 proposed American Heritage Area.

6 (ii) A discussion of the goals and objectives
7 of the proposed American Heritage Area, in-
8 cluding an explanation of the proposed ap-
9 proach to conservation and interpretation and a
10 general outline of the protection measures com-
11 mitted to by the partners referred to in clause
12 (iv).

13 (iii) An identification and description of
14 the management entity that will administer the
15 proposed American Heritage Area.

16 (iv) A list of the initial partners to be in-
17 volved in developing and implementing the man-
18 agement plan referred to in paragraph (3) for
19 the proposed American Heritage Area, and a
20 statement of the financial commitment of the
21 partners.

22 (v) A description of the role of the State
23 or States in which the proposed American Her-
24 itage Area is located.

1 (B)(i) The compact shall be prepared with pub-
2 lic participation.

3 (ii) Actions called for in the compact shall be
4 likely to be initiated within a reasonable time after
5 designation of the proposed American Heritage Area
6 and shall ensure effective implementation of the
7 State and local aspects of the compact.

8 (3) MANAGEMENT PLANS.—A management
9 plan submitted under this title for an American Her-
10 itage Area shall present comprehensive recommenda-
11 tions for the conservation, funding, management,
12 and development of the area. The plan shall take
13 into consideration existing State, county, and local
14 plans and involve residents, public agencies, and pri-
15 vate organizations in the area. It shall include a de-
16 scription of the actions recommended to be taken, to
17 protect the resources of the area, by units of govern-
18 ment and private organizations. It shall specify ex-
19 isting and potential sources of funding for the pro-
20 tection, management, and development of the area.
21 The plan also shall include the following, as appro-
22 priate:

23 (A) A recommendation of policies for re-
24 source management that consider and detail the
25 application of appropriate land and water man-

1 agement techniques, including (but not limited
2 to) the development of intergovernmental coop-
3 erative agreements to protect the historical, cul-
4 tural, and natural resources and the rec-
5 reational opportunities of the area in a manner
6 consistent with the support of appropriate and
7 compatible economic viability.

8 (B) A program, including plans for res-
9 toration and construction, for implementation
10 of the management plan by the management
11 entity specified in the compact referred to in
12 paragraph (2) and specific commitments, for
13 the first 5 years of operation of the plan, by the
14 partners identified in the compact.

15 (C) An analysis of means by which Fed-
16 eral, State, and local programs may best be co-
17 ordinated to promote the purposes of this title.

18 (D) An interpretive plan for the American
19 Heritage Area.

20 (4) EARLY ACTIONS.—After designation of an
21 American Heritage Area but prior to approval of the
22 management plan for that area, the Secretary may
23 provide technical and financial assistance for early
24 actions that are important to the theme of the area
25 and that protect resources that would be in immi-

1 nent danger of irreversible damage without such
2 early actions.

3 (b) APPROVAL AND DISAPPROVAL OF COMPACTS AND
4 MANAGEMENT PLANS.—

5 (1) IN GENERAL.—The Secretary, in consulta-
6 tion with the Governors of each State in which the
7 relevant American Heritage Area, or proposed area,
8 is located, shall approve or disapprove every compact
9 or management plan submitted under this title not
10 later than 90 days after receiving such compact or
11 management plan. Prior to approving the compact
12 or plan, the Secretary shall consult with the Advi-
13 sory Council on Historic Preservation in accordance
14 with section 106 of the National Historic Preserva-
15 tion Act (16 U.S.C. 470f).

16 (2) DISAPPROVAL AND REVISIONS.—If the Sec-
17 retary disapproves a compact or management plan
18 submitted under this title, the Secretary shall advise
19 the submitter, in writing, of the reasons for the dis-
20 approval and shall make recommendations for revi-
21 sions of the compact or plan. The Secretary shall ap-
22 prove or disapprove a proposed revision to such a
23 compact or plan within 90 days after the date on
24 which the revision is submitted to the Secretary.

1 (3) AMENDMENTS TO MANAGEMENT PLANS.—

2 The Secretary shall review substantial amendments
3 to management plans for American Heritage Areas.
4 Funds appropriated pursuant to this title may not
5 be expended to implement such amendments until
6 the Secretary approves the amendments.

7 (4) NO REQUIREMENT FOR LAND USE REGULA-
8 TION AS CONDITION FOR APPROVAL.—No provision
9 of this title shall be construed to require any change
10 in land use regulation as a condition of approval of
11 a compact, management plan, or revision of a com-
12 pact or management plan by the Secretary.

13 **SEC. 107. MANAGEMENT ENTITIES.**

14 (a) IN GENERAL.—

15 (1) RECEIPT OF FEDERAL FUNDS.—Manage-
16 ment entities that are designated in compacts ap-
17 proved under section 106(b) for American Heritage
18 Areas are authorized to receive Federal funds in
19 support of cooperative partnerships to prepare and
20 implement the management plans regarding the
21 American Heritage Areas and to otherwise perform
22 the functions contemplated in this title.

23 (2) ELIGIBILITY.—To be eligible for designa-
24 tion as the management entity of an American Her-

1 itage Area, a unit of government or private nonprofit
2 organization must possess the legal ability to—

3 (A) receive Federal funds for use in pre-
4 paring and implementing the management plan
5 for the area;

6 (B) disburse Federal funds to other units
7 of government or other organizations for use in
8 preparing and implementing the management
9 plan;

10 (C) account for all Federal funds so re-
11 ceived or disbursed; and

12 (D) sign agreements with the Federal Gov-
13 ernment.

14 (3) MEMBERSHIP.—A management entity for
15 an American Heritage Area should, to the fullest ex-
16 tent possible, consist of diverse governmental, busi-
17 ness, and nonprofit groups within the geographic
18 area of the American Heritage Area.

19 (b) AUTHORITIES OF MANAGEMENT ENTITY.—The
20 management entity of an American Heritage Area may,
21 for purposes of preparing and implementing the manage-
22 ment plan for the area, use Federal funds made available
23 under this title—

1 (1) to make grants and loans to States, political
2 subdivisions thereof, private organizations, and other
3 persons;

4 (2) to enter into cooperative agreements with
5 Federal agencies; and

6 (3) to hire and compensate staff.

7 (c) DUTIES OF MANAGEMENT ENTITY.—The man-
8 agement entity for an American Heritage Area shall do
9 each of the following:

10 (1) MANAGEMENT PLAN.—The management
11 entity shall develop, and submit to the Secretary for
12 approval, a management plan described in section
13 106(a)(3) within 3 years after the date of the des-
14 ignation of the area as an American Heritage Area.

15 (2) PRIORITIES.—The management entity shall
16 give priority to the implementation of actions, goals,
17 and policies set forth in the compact and manage-
18 ment plan referred to in section 106(a), including—

19 (A) assisting units of government, regional
20 planning organizations, and nonprofit organiza-
21 tions—

22 (i) in preserving the American Herit-
23 age Area;

24 (ii) in establishing and maintaining
25 interpretive exhibits in the area;

1 (iii) in developing recreational oppor-
2 tunities in the area;

3 (iv) in increasing public awareness of
4 and appreciation for the natural, historical,
5 and cultural resources of the area;

6 (v) in the restoration of historic build-
7 ings that are located within the boundaries
8 of the area and relate to the themes of the
9 area; and

10 (vi) in ensuring that clear, consistent,
11 and environmentally appropriate signs
12 identifying access points and sites of inter-
13 est are put in place throughout the area;
14 and

15 (B) consistent with the goals of the man-
16 agement plan referred to in section 106(a)(3),
17 encouraging economic viability in the affected
18 communities by appropriate means.

19 (3) CONSIDERATION OF INTERESTS OF LOCAL
20 GROUPS.—The management entity shall, in develop-
21 ing and implementing the management plan referred
22 to in section 106(a)(3), consider the interests of di-
23 verse governmental, business, and nonprofit groups
24 within the geographic area.

1 (4) PUBLIC MEETINGS.—The management en-
2 tity shall conduct public meetings at least quarterly
3 regarding the implementation of the management
4 plan referred to in section 106(a)(3).

5 (5) SUBMISSION OF CHANGES IN PLAN.—The
6 management entity shall submit any substantial
7 changes to the management plan referred to in sec-
8 tion 106(a)(3) (including any increase of more than
9 20 percent in the cost estimates for implementation
10 of the management plan) to the Secretary for the
11 approval of the Secretary.

12 (6) ANNUAL REPORT.—The management entity
13 shall, for any fiscal year in which it receives Federal
14 funds under this title or in which a loan made by
15 the entity with Federal funds under section
16 107(b)(1) is outstanding, submit an annual report to
17 the Secretary setting forth its accomplishments, its
18 expenses and income, and the entities to which it
19 made any loans and grants during the year for
20 which the report is made.

21 (7) COOPERATION WITH AUDITS.—The manage-
22 ment entity shall, for any fiscal year in which it re-
23 ceives Federal funds under this title or in which a
24 loan made by the entity with Federal funds under
25 section 107(b)(1) is outstanding, make available for

1 audit by the Congress, the Secretary, and appro-
2 priate units of government all records and other in-
3 formation pertaining to the expenditure of such
4 funds and any matching funds, and require, for all
5 agreements authorizing expenditure of Federal funds
6 by other organizations, that the receiving organiza-
7 tions make available for such audit all records and
8 other information pertaining to the expenditure of
9 such funds.

10 (8) LIABILITY FOR LOANS.—The management
11 entity shall be liable to the Federal Government for
12 any loans that the management entity makes under
13 section 107(b)(1).

14 (d) DISQUALIFICATION FOR FEDERAL FUNDING.—If
15 a management plan regarding an American Heritage Area
16 is not submitted to the Secretary as required under sub-
17 section (c)(1) within the time specified in such subsection,
18 the American Heritage Area shall cease to be eligible for
19 Federal funding under this title until such a plan regard-
20 ing the American Heritage Area is submitted to the Sec-
21 retary.

22 (e) PROHIBITION OF ACQUISITION OF REAL PROP-
23 ERTY.—A management entity for an American Heritage
24 Area may not use Federal funds received under this title
25 to acquire real property or interest in real property. No

1 provision of this title shall prohibit any management entity
2 from using Federal funds from other sources for their per-
3 mitted purposes.

4 (f) DURATION OF ELIGIBILITY FOR FINANCIAL AS-
5 SISTANCE.—

6 (1) IN GENERAL.—A management entity for an
7 American Heritage Area shall be eligible to receive
8 funds appropriated pursuant to this title for a 10-
9 year period beginning on the day on which the
10 American Heritage Area is designated, except as
11 provided in paragraph (2).

12 (2) EXTENSION OF ELIGIBILITY.—The eligi-
13 bility of a management entity for funding under this
14 title may be extended, by the Secretary, for a period
15 of not more than a 5 years after the 10-year period
16 referred to in paragraph (1), if—

17 (A) the management entity determines
18 that the extension is necessary in order to carry
19 out the purposes of this title and notifies the
20 Secretary of such determination not later than
21 180 days prior to the end of the 10-year period
22 referred to in paragraph (1);

23 (B) the management entity, not later than
24 180 days prior to the end of the 10-year period
25 referred to in paragraph (1), presents to the

1 Secretary a plan of its activities for the period
2 of the extension, including provisions for becom-
3 ing independent of the funds made available
4 pursuant to this title; and

5 (C) the Secretary, after consulting with the
6 Governor of each State in which the American
7 Heritage Area is located, approves such exten-
8 sion of eligibility.

9 (3) LACK OF EFFECT OF EXTENSION ON FUND-
10 ING LIMITATIONS.—An extension provided under
11 this subsection shall not be construed as waiving any
12 limitation on funds provided pursuant to this title.

13 (g) PROTECTION OF PRIVATE PROPERTY.—The
14 management entity for an American Heritage Area shall
15 publish procedures to ensure that the rights of owners of
16 private property are protected. Such procedures shall in-
17 clude a process to provide information to the owners of
18 private property with respect to obtaining just compensa-
19 tion due as a result of a taking of private property under
20 the Fifth Amendment of the Constitution of the United
21 States.

22 **SEC. 108. WITHDRAWAL OF DESIGNATION.**

23 (a) IN GENERAL.—The American Heritage Area des-
24 ignation of an area shall continue unless—

25 (1) the Secretary determines that—

1 (A) the American Heritage Area no longer
2 meets the criteria referred to in section 105(c);

3 (B) the parties to the compact approved in
4 relation to the area under section 106(b) are
5 not in compliance with the terms of the com-
6 pact;

7 (C) the management entity of the area has
8 not made reasonable and appropriate progress
9 in developing or implementing the management
10 plan approved for the area under section
11 106(b); or

12 (D) the use, condition, or development of
13 the area is incompatible with the criteria re-
14 ferred to in section 105(c) or with the compact
15 approved in relation to the area under section
16 106(b); and

17 (2) after making a determination referred to in
18 paragraph (1), the Secretary submits to the Con-
19 gress notification that the American Heritage Area
20 designation of the area should be withdrawn.

21 (b) PUBLIC HEARING.—Before the Secretary makes
22 a determination referred to in subsection (a)(1) regarding
23 an American Heritage Area, the Secretary or a designee
24 shall hold a public hearing within the area.

25 (c) TIME OF WITHDRAWAL OF DESIGNATION.—

1 (1) IN GENERAL.—The withdrawal of the
2 American Heritage Area designation of an area shall
3 become final 90 legislative days after the Secretary
4 submits to the Congress the notification referred to
5 in subsection (a)(2) regarding the area.

6 (2) LEGISLATIVE DAY.—For purposes of this
7 subsection, the term “legislative day” means any
8 calendar day on which both Houses of the Congress
9 are in session.

10 **SEC. 109. DUTIES AND AUTHORITIES OF FEDERAL AGEN-**
11 **CIES.**

12 (a) DUTIES AND AUTHORITIES OF SECRETARY.—

13 (1) GRANTS.—(A) The Secretary may make
14 matching grants to provide assistance regarding fea-
15 sibility studies and compacts described in section
16 106(a) and, upon request of the management entity
17 for the relevant American Heritage Area, regarding
18 management plans and early actions described in
19 section 106(a) and capital projects and improve-
20 ments undertaken pursuant to such management
21 plans. The Secretary may make grants under this
22 section to units of government, and, in consultation
23 with affected units of government, to private non-
24 profit organizations. In awarding grants under this
25 section, the Secretary shall be guided by the criteria

1 for eligibility for designation referred in section
2 105(c).

3 (B) The Secretary may not, as a condition of
4 the award of a grant under this section, require any
5 recipient of such a grant to enact or modify land use
6 restrictions.

7 (2) TECHNICAL ASSISTANCE.—(A) The Sec-
8 retary may provide technical assistance to units of
9 government and private nonprofit organizations re-
10 garding feasibility studies and compacts described in
11 section 106(a) and, upon request of the management
12 entity for the relevant American Heritage Area, re-
13 garding management plans and early actions de-
14 scribed in section 106(a) and capital projects and
15 improvements undertaken pursuant to such manage-
16 ment plans. In providing the technical assistance,
17 the Secretary shall be guided by the criteria for eli-
18 gibility for designation referred to in section 105(c).

19 (B) The Secretary may elect to provide all or
20 part of the technical assistance authorized by this
21 subsection through cooperative agreements with
22 units of government and private nonprofit organiza-
23 tions whose missions and resources can contribute
24 substantially to the purposes of this title.

1 (3) OTHER ASSISTANCE.—Nothing in this title
2 shall be deemed to prohibit the Secretary or units of
3 government from providing technical or financial as-
4 sistance under any other provision of law.

5 (4) PRIORITIES FOR ASSISTANCE.—In assisting
6 an American Heritage Area, the Secretary shall give
7 priority to actions that assist in—

8 (A) conserving the significant natural, his-
9 toric, and cultural resources which support the
10 themes of the American Heritage Area; and

11 (B) providing educational, interpretive, and
12 recreational opportunities consistent with the
13 resources and associated values of the American
14 Heritage Area.

15 (5) DETERMINATIONS REGARDING ASSIST-
16 ANCE.—The Secretary shall decide which American
17 Heritage Areas shall be awarded technical and fi-
18 nancial assistance and the amount of the assistance.
19 Such decisions shall be based on the relative degree
20 to which each American Heritage Area effectively
21 fulfills the objectives contained in the management
22 plan for the area, achieves the purposes of this title,
23 and fulfills the criteria referred to in section 105(c)
24 and shall give consideration to projects which pro-
25 vide a greater leverage of Federal funds.

1 (6) NON-FEDERALLY OWNED PROPERTY.—The
2 Secretary is authorized to spend Federal funds di-
3 rectly on nonfederally owned property to further the
4 purposes of this title, giving priority to assisting
5 units of government in appropriate treatment of dis-
6 tricts, sites, buildings, structures, and objects listed
7 or eligible for listing on the National Register of
8 Historic Places.

9 (7) ANNUAL REPORT.—The Secretary shall
10 submit an annual report to the Congress regarding
11 the American Heritage Areas Partnership Program.
12 Each report shall include—

13 (A) the number, amount, and recipients of
14 any grants provided by the Secretary under this
15 title and the nature of any technical assistance
16 or early action provided under this title;

17 (B) a description of the status and condi-
18 tion of, and Federal funding provided under
19 this Act to, each American Heritage Area;

20 (C) a description of the areas nominated
21 for the American Heritage Partnership Pro-
22 gram;

23 (D) the recommendations of the Secretary
24 regarding areas to be designated by the Con-
25 gress as American Heritage Areas; and

1 (E) the status of the implementation of all
2 contractual agreements entered into by the Sec-
3 retary under this title.

4 (8) OVERSIGHT OF HERITAGE AREAS WITH EX-
5 PIRED ELIGIBILITY.—The Secretary shall inves-
6 tigate, study, and continually monitor the welfare of
7 all American Heritage Areas whose eligibility for
8 Federal funding under this title has expired and
9 shall report to the Congress periodically regarding
10 the condition of such American Heritage Areas.

11 (9) PROVISION OF INFORMATION.—In coopera-
12 tion with other Federal agencies, the Secretary shall
13 provide the general public with information regard-
14 ing the location and character of components of the
15 American Heritage Areas Partnership Program.

16 (10) PROMULGATION OF REGULATIONS.—The
17 Secretary shall promulgate such regulations as are
18 necessary to carry out the purposes of this title.

19 (b) DUTIES OF FEDERAL ENTITIES.—Any Federal
20 entity conducting or supporting activities within an Amer-
21 ican Heritage Area, and any unit of government acting
22 pursuant to a grant of Federal funds or a Federal permit
23 or agreement and conducting or supporting such activities,
24 shall, to the maximum extent practicable—

1 (1) consult with the Secretary and the manage-
2 ment entity for the American Heritage Area with re-
3 spect to such activities;

4 (2) cooperate with the Secretary and the man-
5 agement entity in the carrying out of the duties of
6 the Secretary and the management entity under this
7 title, and coordinate such activities to minimize any
8 real or potential adverse impact on an American
9 Heritage Area.

10 **SEC. 110. LACK OF EFFECT ON LAND USE REGULATION.**

11 (a) LACK OF EFFECT ON AUTHORITY OF GOVERN-
12 MENTS.—Nothing in this title shall be construed to mod-
13 ify, enlarge, or diminish any authority of Federal, State,
14 and local governments to regulate any use of land as pro-
15 vided for by current law or regulation.

16 (b) LACK OF ZONING OR LAND USE POWERS OF EN-
17 TITY.—Nothing in this title shall be construed to grant
18 powers of zoning or land use to any management entity
19 for an American Heritage Area.

20 (c) MANAGEMENT PLAN AVAILABILITY TO LOCAL
21 GOVERNMENTS.—Any management plan referred to in
22 section 106(a) and submitted to the Secretary by the man-
23 agement entity for an American Heritage Area shall be
24 made available to the local governments having jurisdic-
25 tion over land use regulations affecting the American Her-

1 itage Area for the use of the local governments in updating
2 their growth management plans and in the event that such
3 governments desire to amend current land use legislation
4 as they may deem appropriate and in accordance with
5 their legal authority.

6 **SEC. 111. AUTHORIZATION OF APPROPRIATIONS.**

7 (a) FEASIBILITY STUDIES, COMPACTS, MANAGE-
8 MENT PLANS, AND EARLY ACTIONS.—From the amounts
9 made available to carry out the National Historic Preser-
10 vation Act (16 U.S.C. 470 et seq.), there is authorized
11 to be appropriated to the Secretary, for grants and tech-
12 nical assistance pursuant to section 109(a) and the admin-
13 istration of such grants and assistance, annually not more
14 than \$8,000,000, to remain available until expended, with
15 the following conditions:

16 (1) PERCENT OF COST.—No grant under this
17 title for a feasibility study, compact, management
18 plan, or early action may exceed 75 percent of the
19 cost, to the grantee, for such study, compact, plan,
20 or early action.

21 (2) STUDIES.—The total amount of Federal
22 funding under this title for feasibility studies for a
23 proposed American Heritage Area may not exceed
24 \$100,000.

1 (3) COMPACTS.—The total amount of Federal
2 funding under this title for compacts for a proposed
3 American Heritage Area may not exceed \$150,000.

4 (4) EARLY ACTION GRANTS.—The total amount
5 of Federal funding under this title for early action
6 grants for an American Heritage Area may not ex-
7 ceed \$250,000.

8 (5) MANAGEMENT PLANS.—The total amount
9 of Federal funding under this title for management
10 plans for an American Heritage Area may not ex-
11 ceed \$150,000.

12 (b) MANAGEMENT ENTITY OPERATIONS.—

13 (1) OPERATING COSTS.—From the amounts
14 made available to carry out the National Historic
15 Preservation Act (16 U.S.C. 470 et seq.), there is
16 authorized to be appropriated to the Secretary, for
17 each management entity of an American Heritage
18 Area, not more than \$250,000 annually for the oper-
19 ating costs of such management entity pursuant to
20 section 107.

21 (2) COST SHARE.—The Federal contribution
22 under this title to the operations of any management
23 entity of an American Heritage Area shall not ex-
24 ceed 50 percent of the annual operating costs of the
25 entity.

1 (c) PLAN IMPLEMENTATION.—From the amounts
2 made available to carry out the National Historic Preser-
3 vation Act (16 U.S.C. 470 et seq.), there is authorized
4 to be appropriated to the Secretary, for grants and tech-
5 nical assistance for the implementation of management
6 plans for designated American Heritage Areas and the ad-
7 ministration of such grants and assistance, not more than
8 \$14,500,000 annually, to remain available until expended,
9 with the following conditions:

10 (1) PERCENT OF COST.—No grant under this
11 title for implementation of a management plan may
12 exceed 50 percent of the cost to the grantee of the
13 implementation.

14 (2) PERCENT OF FUNDING FOR EACH AREA.—
15 Not more than 10 percent of the annual appropria-
16 tion for this subsection shall be made available, in
17 any 1 year, to each American Heritage Area.

18 (3) TOTAL FUNDING FOR EACH AREA.—Not
19 more than a total of \$10,000,000 may be made
20 available under this subsection to each American
21 Heritage Area.

22 (4) AGREEMENTS.—Any payment made under
23 this subsection shall be subject to an agreement that
24 conversion, use, or disposal of the project so assisted
25 for purposes contrary to the purposes of this title,

1 as determined by the Secretary, shall result in a
2 right of the United States to the greater of—

3 (A) reimbursement of all funds made avail-
4 able for such project; and

5 (B) the proportion of the increased value
6 of the project attributable to such funds, as de-
7 termined at the time of such conversion, use, or
8 disposal.

9 (d) **LIMITATION ON AMOUNTS FOR TECHNICAL AS-**
10 **SISTANCE.**—The amount of Federal funding made avail-
11 able under this section for technical assistance for an
12 American Heritage Area for a fiscal year may not exceed
13 \$150,000.

14 **SEC. 112. EXPIRATION OF AUTHORITIES.**

15 The authorities contained in this title shall expire on
16 September 30 of the 25th fiscal year beginning after the
17 date of the enactment of this title.

18 **SEC. 113. REPORT.**

19 The Secretary shall submit to the Congress, every 5
20 years while the authorities contained in this title remain
21 in force, a report on the status and accomplishments of
22 the American Heritage Areas Partnership Program as a
23 whole.

1 **SEC. 114. SAVINGS PROVISION.**

2 Nothing in this title shall be construed to expand or
3 diminish any authorities contained in any law designating
4 an individual National Heritage Area or Corridor before
5 the date of the enactment of this title.

6 **SEC. 115. FISHING AND HUNTING SAVINGS CLAUSE.**

7 (a) **NO DIMINISHMENT OF STATE AUTHORITY.**—The
8 designation of an American Heritage Area shall not dimin-
9 ish the authority of the affected State or States to manage
10 fish and wildlife, including the regulation of fishing and
11 hunting within such Area.

12 (b) **NO CONDITIONING OF APPROVAL AND ASSIST-**
13 **ANCE.**—Limitations on fishing, hunting, or trapping may
14 not be made a condition for the approval of a compact
15 or management plan, the provision of assistance for early
16 actions pursuant to section 106(a)(4), the determination
17 of eligibility for Federal funds, or the receipt, in connec-
18 tion with the American Heritage Area status of an area,
19 of any other form of assistance from the Secretary of other
20 Federal agencies.

21 **TITLE II—DESIGNATION OF**
22 **AMERICAN HERITAGE AREAS**

23 **SEC. 201. AMERICAN COAL HERITAGE AREA.**

24 (a) **CONGRESSIONAL FINDINGS.**—The Congress finds
25 that—

1 (1) the rise of American industry in the late
2 19th and 20th centuries led to tremendous growth
3 in the Appalachian coal fields, creating an area of
4 national historic significance in terms of its con-
5 tributions to the industrial revolution, architecture,
6 culture, and diversity;

7 (2) within the Appalachian coal belt, the coal
8 mined in southern West Virginia and in southwest-
9 ern Virginia produced some of the purest and most
10 sought-after coal in the Nation, and the region asso-
11 ciated with this coal contains a rich cultural herit-
12 age;

13 (3) the influx of labor needed to mine coal in
14 this region created a diverse community of African
15 Americans from the south, recent immigrants from
16 southern and southeastern Europe, Americans from
17 northern mining areas, and native Appalachians;

18 (4) it is in the national interest to preserve and
19 protect physical remnants of the late 19th and early
20 20th century rise of American industry for the edu-
21 cation and benefit of present and future generations;
22 and

23 (5) there is a need to provide assistance to the
24 preservation and promotion of the vestiges of the

1 coal heritage of Appalachia that have outstanding
2 cultural, historic, and architectural value.

3 (b) STATEMENT OF PURPOSE.—The purposes of this
4 section are to preserve and interpret, for the educational
5 and inspirational benefit of present and future genera-
6 tions, certain lands and structures with unique and signifi-
7 cant historical and cultural values associated with the coal
8 mining heritage of southern West Virginia and southwest-
9 ern Virginia.

10 (c) DESIGNATION.—

11 (1) IN GENERAL.—Upon publication by the
12 Secretary in the Federal Register of notice that a
13 compact meeting the requirements for a compact
14 under section 106(a)(2) has been approved by the
15 Secretary under the procedures referred to in section
16 106(b), there is hereby designated the American
17 Coal Heritage Area (hereinafter in this section re-
18 ferred to as the “Heritage Area”).

19 (2) COMPACT.—The Secretary may not require,
20 as a condition of approving a compact submitted
21 pursuant to this section regarding the Heritage
22 Area, that both the State of West Virginia and the
23 Commonwealth of Virginia sign the compact.

24 (d) BOUNDARIES.—The Heritage Area shall be com-
25 posed of the lands generally depicted on the map entitled

1 “Coal Industry National Heritage Area”, numbered
2 CMNHA–80,008, and dated August 1994. The map shall
3 be on file and available for public inspection in the office
4 of the Director of the National Park Service.

5 (e) ADMINISTRATION.—The Heritage Area shall be
6 considered to be part of the American Heritage Areas
7 Partnership Program and shall be considered for all pur-
8 poses, including but not limited to the management plan
9 submission requirement of section 107(c)(1) and the pro-
10 visions of section 108, to have been designated an Amer-
11 ican Heritage Area under section 105(d) on the date on
12 which the Heritage Area is designated under subsection
13 (c) of this section.

14 **SEC. 202. AUGUSTA CANAL AMERICAN HERITAGE AREA.**

15 (a) CONGRESSIONAL FINDINGS.—The Congress finds
16 that—

17 (1) the Augusta Canal National Historic Land-
18 mark in the State of Georgia, listed on the National
19 Register of Historic Places, is one of the last un-
20 spoiled and undeveloped areas in the State of Geor-
21 gia, has remained largely intact, and has excellent
22 water quality, beautiful rural landscapes,
23 architecturally significant mill structures and mill
24 villages, and large acreage in open space;

1 (2) the beautiful rural landscapes, scenic vistas
2 and excellent water quality of the Augusta Canal
3 contain significant undeveloped recreational opportu-
4 nities for people throughout the United States;

5 (3) the existing mill sites and other structures
6 throughout the Augusta Canal were instrumental in
7 the development of the cotton textile industry in the
8 south;

9 (4) several significant sites associated with Na-
10 tive Americans, the American Revolution, and Afri-
11 can-Americans are located within the area; and

12 (5) the Augusta Canal Authority would be an
13 appropriate management entity for an American
14 Heritage Area established in the area of the Augusta
15 Canal.

16 (b) STATEMENT OF PURPOSE.—The purposes of this
17 section are to—

18 (1) designate the Augusta Canal as an Amer-
19 ican Heritage Area; and

20 (2) provide a management framework to assist
21 the State of Georgia, its units of local and regional
22 government, and citizens in the development and im-
23 plementation of integrated cultural, historical, and
24 recreational land resource management programs in
25 order to retain, enhance, and interpret significant

1 features of the lands, waters, historic structures, and
2 heritage of the Augusta Canal.

3 (c) DESIGNATION.—Upon publication in the Federal
4 Register of notice that a compact meeting the require-
5 ments for a compact under section 106(a)(2) has been ap-
6 proved by the Secretary under the procedures referred to
7 in section 106(b), there is hereby designated the Augusta
8 Canal American Heritage Area (hereinafter in this section
9 referred to as the “Heritage Area”).

10 (d) BOUNDARIES.—The Heritage Area shall be com-
11 prised of the lands generally depicted on the map entitled
12 “The Augusta Canal”, number AUCA–80,000, and dated
13 August 1994. The map shall be on file and available for
14 public inspection in the office of the Director of the Na-
15 tional Park Service.

16 (e) ADMINISTRATION.—The Heritage Area shall be
17 considered to be part of the American Heritage Areas
18 Partnership Program and shall be considered for all pur-
19 poses, including but not limited to the management plan
20 submission requirement of section 107(c)(1) and the pro-
21 visions of section 108, to have been designated an Amer-
22 ican Heritage Area under section 105(d) on the date on
23 which the Heritage Area is designated under subsection
24 (c) of this section.

1 **SEC. 203. CANE RIVER AMERICAN HERITAGE AREA.**

2 (a) CONGRESSIONAL FINDINGS.—The Congress finds
3 that—

4 (1) the settlement in the Natchitoches area
5 along Cane River, established in 1714, is the oldest
6 settlement in the Louisiana Purchase Territory;

7 (2) the Cane River area is the locale of the de-
8 velopment of Creole culture, from the French-Span-
9 ish interactions of the early 18th century to the liv-
10 ing communities of today;

11 (3) the Cane River, historically a segment of
12 the Red River, provided the focal point for early set-
13 tlement in the area, serving as a transportation
14 route upon which commerce and communication
15 reached all parts of the colony;

16 (4) although a number of Creole structures,
17 sites, and landscapes exist in Louisiana and else-
18 where, most, unlike the Cane River area, are isolated
19 examples and lack original outbuilding complexes or
20 integrity;

21 (5) the Cane River area includes a great variety
22 of historical features, with original elements, in both
23 rural and urban settings and a cultural landscape
24 that represents various aspects of Creole culture,
25 providing the base for a holistic approach to under-

1 standing the broad continuum of history within the
2 region;

3 (6) the Cane River region includes the
4 Natchitoches National Historic Landmark District,
5 composed of approximately 300 publicly and pri-
6 vately owned properties, 4 other national historic
7 landmarks, and other structures and sites that may
8 meet criteria for landmark significance following fur-
9 ther study;

10 (7) historic preservation within the Cane River
11 area has greatly benefited from individuals and or-
12 ganizations that have strived to protect their herit-
13 age and educate others about their rich history; and

14 (8) because of the complexity and magnitude of
15 preservation needs in the Cane River area, and the
16 vital need for a culturally sensitive approach, a part-
17 nership approach is desirable for addressing the
18 many preservation and educational needs of the
19 area.

20 (b) STATEMENT OF PURPOSE.—The purposes of this
21 section are—

22 (1) to recognize the importance of the Cane
23 River Creole culture as a significant element of the
24 cultural heritage of the United States; and

1 (2) to establish a Cane River American Herit-
2 age Area to be undertaken in partnership with the
3 State of Louisiana, the city of Natchitoches, local
4 communities and settlements of the Cane River area,
5 preservation organizations, and private landowners,
6 with full recognition that programs must fully in-
7 volve the local communities and landowners.

8 (c) DESIGNATION.—In furtherance of the need to rec-
9 ognize the value and importance of the Cane River region,
10 upon publication by the Secretary in the Federal Register
11 of notice that a compact meeting the requirements for a
12 compact under section 106(a)(2) has been approved by the
13 Secretary under the procedures referred to in section
14 106(b), there is hereby designated the Cane River Amer-
15 ican Heritage Area (hereinafter in this section referred to
16 as the “Heritage Area”).

17 (d) BOUNDARIES.—

18 (1) IN GENERAL.—The Heritage Area shall be
19 composed of the lands encompassing—

20 (A) an acre approximately 1 mile on both
21 sides of the Cane River, as depicted on the map
22 numbered “CARI-80,000”, and dated January
23 1994;

24 (B) the Natchitoches National Historical
25 Landmark District;

1 (C) the Los Adaes State Commemorative
2 Area;

3 (D) the Fort Jesup State Commemorative
4 Area;

5 (E) the Fort St. Jean Baptiste State Com-
6 memorative Area; and

7 (F) the Kate Chopin House.

8 (2) MAP.—The Secretary shall prepare a map
9 of the Cane River American Heritage Area, which
10 shall be on file and available for public inspection in
11 the office of the Director of the National Park
12 Service.

13 (e) ADMINISTRATION.—The Heritage Area shall be
14 considered to be part of the American Heritage Areas
15 Partnership Program and shall be considered for all pur-
16 poses, including but not limited to the management plan
17 submission requirement of section 107(c)(1) and the pro-
18 visions of section 108, to have been designated an Amer-
19 ican Heritage Area under section 105(d) on the date on
20 which the Heritage Area is designated under subsection
21 (c) of this section.

22 (f) MANAGEMENT ENTITY.—Upon petition, the Sec-
23 retary is authorized to recognize a coalition consisting of
24 the following persons as the management entity, for pur-

1 poses of title I, for the Cane River American Heritage
2 Area:

3 (1) 1 member submitted by the mayor of
4 Natchitoches.

5 (2) 1 member submitted by the Association for
6 the Preservation of Historic Natchitoches.

7 (3) 1 member submitted by the Natchitoches
8 Historic Foundation, Inc.

9 (4) 2 members, with experience in and knowl-
10 edge of tourism in the area of the Cane River Amer-
11 ican Heritage Area, submitted by local business and
12 tourism organizations.

13 (5) 1 member submitted by the Governor of the
14 State of Louisiana.

15 (6) 1 member submitted by the Police Jury of
16 Natchitoches Parish in Louisiana.

17 (7) 1 member submitted by the Concerned Citi-
18 zens of Cloutierville.

19 (8) 1 member submitted by the St. Augustine
20 Historical Society.

21 (9) 1 member submitted by the Black Heritage
22 Committee.

23 (10) 1 member submitted by the Los Adaes/
24 Robeline Community.

1 (11) 1 member submitted by the Natchitoches
2 Historic District Commission.

3 (12) 1 member submitted by the Cane River
4 Waterway Commission.

5 (13) 2 members who are landowners in and
6 residents of the Cane River American Heritage
7 Area.

8 (14) 1 member, with experience and knowledge
9 of historic preservation, submitted by Museum Con-
10 tents, Inc.

11 (15) 1 member, with experience and knowledge
12 of historic preservation, submitted by the President
13 of Northwestern State University of Louisiana.

14 (16) 1 member, with experience in and knowl-
15 edge of environmental, recreational, and conserva-
16 tion matters affecting the Cane River American Her-
17 itage Area, submitted by the Natchitoches Sports-
18 mans Association and other local recreational and
19 environmental organizations.

20 (17) The superintendent of the Jean Lafitte
21 National Historic Park and Preserve, or a designee.

22 **SEC. 204. ESSEX AMERICAN HERITAGE AREA.**

23 (a) CONGRESSIONAL FINDINGS.—The Congress finds
24 that—

1 (1) Essex County, Massachusetts, was host to
2 a series of historic events that influenced the course
3 of the early settlement of the United States, its
4 emergence as a maritime power, and its subsequent
5 industrial development;

6 (2) the North Shore of Essex County and
7 Merrimack River valley contain examples of signifi-
8 cant early American architecture and significant
9 Federal-period architecture, many sites and build-
10 ings associated with the establishment of the mari-
11 time trade in the United States, the site of the
12 witchcraft trials of 1692, the birthplace of successful
13 iron manufacture, and the establishment of the tex-
14 tile and leather industries in and around the cities
15 of Peabody, Beverly, Lynn, Lawrence, and Haver-
16 hill;

17 (3) Salem, Massachusetts, has a rich heritage
18 as one of the earliest landing sites of the English
19 colonists, the first major world harbor for the Unit-
20 ed States, and an early thriving hub of American
21 industries;

22 (4) the Saugus Iron Works National Historic
23 Site is the site of the first sustained, integrated iron
24 works in Colonial America, and the technology em-
25 ployed at the Iron Works was dispersed throughout

1 the Colonies and was critical to the development of
2 industry and technology in America;

3 (5) the Salem Maritime National Historic Site
4 contains nationally significant resources that explain
5 the manner in which the Nation was settled, its evo-
6 lution into a maritime power, and its development as
7 a major industrial force, and the story told at the
8 Salem Maritime and Saugus Iron Works National
9 Historic Sites would be greatly enhanced through
10 the interpretation of significant theme-related re-
11 sources in Salem and Saugus and throughout Essex
12 County;

13 (6) partnerships between the private and public
14 sectors have been created and additional partner-
15 ships will be encouraged to preserve the rich cultural
16 heritage of the region, which will stimulate cultural
17 awareness and preservation and economic develop-
18 ment through tourism; and

19 (7) the resident and business communities of
20 the region have formed the Essex Heritage Ad Hoc
21 Commission for the preservation, interpretation, pro-
22 motion, and development of the historic, cultural,
23 and natural resources of the area and are investing
24 significant private funds and energy to develop a

1 plan to preserve the nationally significant resources
2 of Essex County.

3 (b) PURPOSES.—The purposes of this section are—

4 (1) to designate the Essex American Heritage
5 Area in order to recognize, preserve, promote, inter-
6 pret, and make available for the benefit of the public
7 the historic, cultural, and natural resources of the
8 North Shore and lower Merrimack River valley in
9 Essex County, Massachusetts, which encompass the
10 3 primary themes of the Salem Maritime National
11 Historic site and Saugus Iron Works National His-
12 toric site (the histories of early settlement and in-
13 dustry, maritime trade, and textile and leather man-
14 ufacturing); and

15 (2) to provide a management framework to as-
16 sist the Commonwealth of Massachusetts and its
17 units of local government in the development and
18 implementation of an integrated cultural, historical,
19 and land resource management program in order to
20 retain, enhance, and interpret the significant values
21 of the lands, waters, and structures located in the
22 district.

23 (c) DESIGNATION.—Upon publication by the Sec-
24 retary in the Federal Register of notice that a compact
25 regarding the Heritage Area and meeting the require-

1 ments for a compact under section 106(a)(2) has been ap-
2 proved by the Secretary under the procedures referred to
3 in section 106(b), there is hereby designated the Essex
4 American Heritage Area (hereinafter in this section re-
5 ferred to as the “Heritage Area”), within the county of
6 Essex in the Commonwealth of Massachusetts.

7 (d) BOUNDARIES.—The Heritage Area shall be com-
8 prised of the lands generally depicted on the map num-
9 bered NAR-51-80,000 and dated August 1994. The map
10 shall be on file and available for public inspection in the
11 office of the Director of the National Park Service.

12 (e) ADMINISTRATION.—The Heritage Area shall be
13 considered to be part of the American Heritage Areas
14 Partnership Program and shall be considered for all pur-
15 poses, including but not limited to the management plan
16 submission requirement of section 107(c)(1) and the pro-
17 visions of section 108, to have been designated an Amer-
18 ican Heritage Area under section 105(d) on the date on
19 which the Heritage Area is designated under subsection
20 (c) of this section.

21 **SEC. 205. HUDSON RIVER VALLEY AMERICAN HERITAGE**
22 **AREA.**

23 (a) CONGRESSIONAL FINDINGS.—The Congress finds
24 that—

1 (1) the Hudson River Valley between Yonkers,
2 New York, and Troy, New York, possesses impor-
3 tant historical, cultural, and natural resources, rep-
4 resenting themes of settlement and migration, trans-
5 portation, and commerce;

6 (2) the Hudson River Valley played an impor-
7 tant role in the military history of the American
8 Revolution;

9 (3) the Hudson River Valley gave birth to im-
10 portant movements in American art and architecture
11 through the works of Andrew Jackson Downing, Al-
12 exander Jackson Davis, Thomas Cole, and their as-
13 sociates, and played a central role in the recognition
14 of the esthetic values of landscape and the develop-
15 ment of an American esthetic ideal;

16 (4) the Hudson River Valley played an impor-
17 tant role in the development of the iron, textile, and
18 collar and cuff industries in the 19th century, exem-
19 plified in surviving structures such as the Harmony
20 Mills complex at Cohoes, and in the development of
21 early men's and women's labor and cooperative orga-
22 nizations, and is home of the first women's labor
23 union in the United States and the first women's
24 secondary school in the United States;

1 (5) the Hudson River Valley, in its cities and
2 towns and its rural landscapes—

3 (A) displays exceptional surviving physical
4 resources illustrating these themes and the so-
5 cial, industrial, and cultural history of the 19th
6 and early 20th centuries; and

7 (B) includes numerous national historic
8 sites and landmarks;

9 (6) the Hudson River Valley is the home of the
10 traditions associated with Dutch and Huguenot set-
11 tlements dating to the 17th and 18th centuries, was
12 the locus of characteristic American stories such as
13 “Rip Van Winkle” and the “Legend of Sleepy Hol-
14 low”, and retains physical, social, and cultural evi-
15 dence of these traditions and the traditions of other
16 more recent ethnic and social groups;

17 (7) the State of New York has established a
18 structure, in the Hudson River Greenway Commu-
19 nities Council and the Greenway Conservancy, for
20 the Hudson River Valley communities to join to-
21 gether to preserve, conserve, and manage these re-
22 sources and to link them through trails and other
23 means; and

24 (8) the Heritage Area Committee jointly estab-
25 lished by the Hudson River Valley Greenway Com-

1 communities Council and the Greenway Conservancy
2 (agencies established by the State of New York in its
3 Hudson River Greenway Act of 1991) is expected to
4 be the management entity for an American Heritage
5 Area established in the Hudson River Valley.

6 (b) STATEMENT OF PURPOSE.—The purposes of this
7 section are—

8 (1) to recognize the importance of the history
9 and resources of the Hudson River Valley to the
10 Nation;

11 (2) to assist the State of New York and the
12 communities of the Hudson River Valley in preserv-
13 ing and interpreting these resources for the benefit
14 of the Nation;

15 (3) to maintain agricultural viability and pro-
16 ductivity in the region; and

17 (4) to authorize Federal financial and technical
18 assistance to serve these purposes.

19 (c) DESIGNATION.—Upon publication by the Sec-
20 retary in the Federal Register of notice that a compact
21 regarding the Heritage Area and meeting the require-
22 ments for a compact under section 106(a)(2) has been ap-
23 proved by the Secretary under the procedures referred to
24 in section 106(b), there is hereby designated the Hudson

1 River Valley American Heritage Area (hereinafter in this
2 section referred to as the “Heritage Area”).

3 (d) BOUNDARIES.—

4 (1) IN GENERAL.—Except as otherwise pro-
5 vided in paragraph (2), the Heritage Area shall be
6 comprised of the lands generally depicted on the
7 map entitled “Hudson River Valley National Herit-
8 age Area”, numbered P50–8002, and dated August
9 1994. The map shall be on file and available for
10 public inspection in the office of the Director of the
11 National Park Service.

12 (2) *Local agreement to inclusion.*—Each of the
13 following counties, cities, and towns in the State of
14 New York shall not be included within the bound-
15 aries of the Heritage Area unless the government of
16 such county, city, or town agrees to be so included
17 and submits notification of such agreement to the
18 Secretary:

19 (A) The counties of Greene and Columbia.

20 (B) Any city or town within the county of
21 Greene or Columbia.

22 (C) The counties of Rensselaer and
23 Dutchess.

24 (D) Any city or town (except the town of
25 Hyde Park) within the county of Rensselaer or

1 Dutchess and located entirely within the 22d
2 Congressional District of New York.

3 (e) ADMINISTRATION.—The Heritage Area shall be
4 considered to be part of the American Heritage Areas
5 Partnership Program and shall be considered for all pur-
6 poses, including but not limited to the management plan
7 submission requirement of section 107(c)(1) and the pro-
8 visions of section 108, to have been designated an Amer-
9 ican Heritage Area under section 105(d) on the date on
10 which the Heritage Area is designated under subsection
11 (c) of this section.

12 **SEC. 206. OHIO & ERIE CANAL AMERICAN HERITAGE AREA.**

13 (a) CONGRESSIONAL FINDINGS.—The Congress finds
14 that—

15 (1) the Ohio & Erie Canal, which opened for
16 commercial navigation in 1832, was the first inland
17 waterway to connect the Great Lakes at Lake Erie
18 with the Gulf of Mexico via the Ohio and Mississippi
19 Rivers and was a part of a canal network in Ohio
20 that was one of the most extensive and successful
21 systems in America during a period in history when
22 canals were essential to the growth of the Nation;

23 (2) the Ohio & Erie Canal spurred economic
24 growth in the State of Ohio that took the State from
25 near bankruptcy to a position as the third most eco-

1 nominally prosperous State in the Union in just 20
2 years;

3 (3) a 4-mile section of the Ohio & Erie Canal
4 was designated a National Historic Landmark in
5 1966 and other portions of the Ohio & Erie Canal
6 and many associated structures have been placed on
7 the National Register of Historic Places;

8 (4) in 1974, 19 miles of the Ohio & Erie Canal
9 were declared nationally significant, under National
10 Park Service new area criteria, in the designation of
11 the Cuyahoga Valley National Recreation Area;

12 (5) the National Park Service found the Ohio
13 & Erie Canal nationally significant in a 1975 study
14 entitled “Suitability/Feasibility Study, Proposed
15 Ohio & Erie Canal”; and

16 (6) a 1993 Special Resource Study of the Ohio
17 & Erie Canal Corridor, conducted by the National
18 Park Service and entitled “A Route to Prosperity”,
19 has concluded that the corridor is eligible to become
20 a National Heritage Corridor, an affiliated unit of
21 the National Park System.

22 (b) STATEMENT OF PURPOSE.—The purposes of this
23 section are—

24 (1) to preserve and interpret for the educational
25 and inspirational benefit of present and future gen-

1 erations the unique and significant contributions to
2 the national heritage of certain historic and cultural
3 lands, waterways, and structures within the 87-mile
4 Ohio & Erie Canal Corridor between Cleveland and
5 Zoar; and

6 (2) to provide a management framework to as-
7 sist the State of Ohio and its political subdivisions
8 in developing and implementing a management plan
9 for the area and developing policies and programs
10 that will preserve, enhance, and interpret the cul-
11 tural, historical, natural, recreational, and scenic re-
12 sources of the corridor.

13 (c) DESIGNATION.—Upon publication by the Sec-
14 retary in the Federal Register of notice that a compact
15 regarding the Heritage Area and meeting the require-
16 ments for a compact under section 106(a)(2) has been ap-
17 proved by the Secretary under the procedures referred to
18 in section 106(b), there is hereby designated the Ohio &
19 Erie Canal American Heritage Area (hereinafter in this
20 Act referred to as the “Heritage Area”).

21 (d) BOUNDARIES.—The Heritage Area shall be com-
22 posed of the lands that are generally the route of the Ohio
23 & Erie Canal from Cleveland to Zoar, Ohio, as depicted
24 in the 1993 National Park Service Special Resources
25 Study, “A Route to Prosperity”. The specific boundaries

1 shall be those specified in the management plan submitted
2 under subsection (e). The Secretary shall prepare a map
3 of the area which shall be on file and available for public
4 inspection in the office of the Director of the National
5 Park Service.

6 (e) ADMINISTRATION.—The Heritage Area shall be
7 considered to be part of the American Heritage Areas
8 Partnership Program and shall be considered for all pur-
9 poses, including but not limited to the management plan
10 submission requirement of section 107(c)(1) and the pro-
11 visions of section 108, to have been designated an Amer-
12 ican Heritage Area under section 105(d) on the date on
13 which the Heritage Area is designated under subsection
14 (c) of this section.

15 (f) MANAGEMENT ENTITY.—Upon petition, the Sec-
16 retary is authorized to recognize a coalition consisting of
17 the following persons as the management entity, for pur-
18 poses of title I, for the Ohio & Erie Canal American Herit-
19 age Area:

20 (1) The Superintendent of the Cuyahoga Valley
21 National Recreational Area.

22 (2) 2 individuals submitted by the Governor of
23 Ohio, who shall be representatives of the Directors
24 of the Ohio Department of Natural Resources and
25 the Ohio Historical Society.

1 (3) 8 individuals submitted by the county com-
2 missioners or county chief executive of the Ohio
3 counties of Cuyahoga, Summit, Stark, and
4 Tuscarawas, including—

5 (A) from each county, 1 representative of
6 the planning offices of the county; and

7 (B) from each county, 1 representative of
8 a municipality in the county.

9 (4) 3 individuals submitted by the county or
10 metropolitan park boards of the Ohio counties of
11 Cuyahoga, Summit, and Stark.

12 (5) 1 individual with knowledge and experience
13 in the field of historic preservation, submitted by the
14 Director of the National Park Service.

15 (6) 1 individual with knowledge and experience
16 in the field of historic preservation, submitted by the
17 Ohio Historic Preservation Officer.

18 (7) 1 individual who is a director of a conven-
19 tion and tourism bureau within the area, submitted
20 by the Director of the Ohio Department of Travel
21 and Tourism.

22 (8) 4 individuals, who shall include 1 represent-
23 ative of business and industry from each of the
24 counties of Cuyahoga, Summit, Stark, and
25 Tuscarawas, submitted by the Greater Cleveland

1 Growth Association, the Akron Regional Develop-
2 ment Board, the Stark Development Board, and the
3 Tuscarawas County Chamber of Commerce.

4 (g) ASSISTANCE.—The Secretary may provide to pub-
5 lic and private entities within the Heritage Area (including
6 the management entity for the Heritage Area) technical,
7 financial, development, and operational assistance. Assist-
8 ance provided under this subsection shall be provided on
9 a reimbursable basis through the Cuyahoga Valley Na-
10 tional Recreation Area.

11 **SEC. 207. SHENANDOAH VALLEY BATTLEFIELDS AMERICAN**
12 **HERITAGE AREA.**

13 (a) CONGRESSIONAL FINDINGS.—The Congress finds
14 that—

15 (1) there are situated in the Shenandoah Valley
16 in the Commonwealth of Virginia the sites of several
17 key Civil War battles;

18 (2) certain sites, battlefields, structures, and
19 districts in the Shenandoah Valley are collectively of
20 national significance in the history of the Civil War;

21 (3) in 1990 the Congress enacted legislation di-
22 recting the Secretary of the Interior to prepare a
23 comprehensive study of significant sites and struc-
24 tures associated with Civil War battles in the Shen-
25 andoah Valley;

1 (4) the study, which was completed in 1992,
2 found that many of the sites within the Shenandoah
3 Valley possess national significance and retain a
4 high degree of historical integrity;

5 (5) the preservation and interpretation of these
6 sites will make an important contribution to the un-
7 derstanding of the heritage of the United States;

8 (6) the preservation of Civil War sites within a
9 regional framework requires cooperation among local
10 property owners and Federal, State, and local gov-
11 ernment entities; and

12 (7) partnerships between Federal, State, and
13 local governments and their regional entities, and
14 the private sector, offer the most effective opportuni-
15 ties for the enhancement and management of the
16 Civil War battlefields and related sites in the Shen-
17 andoah Valley.

18 (b) STATEMENT OF PURPOSE.—The purposes of this
19 section are—

20 (1) to preserve, conserve, and interpret the leg-
21 acy of the Civil War in the Shenandoah Valley;

22 (2) to recognize and interpret important events
23 and geographic locations representing key Civil War
24 battles in the Shenandoah Valley, including those
25 battlefields associated with the Thomas J. (Stone-

1 wall) Jackson campaign of 1862 and the decisive
2 campaigns of 1864;

3 (3) to recognize and interpret the effect of the
4 Civil War on the civilian population of the Shen-
5 andoah Valley during the war and postwar recon-
6 struction period; and

7 (4) to create partnerships among Federal,
8 State, and local governments and their regional enti-
9 ties, and the private sector, to preserve, conserve,
10 enhance, and interpret the nationally significant bat-
11 tlefields and related sites associated with the Civil
12 War in the Shenandoah Valley.

13 (c) DESIGNATION.—Upon publication by the Sec-
14 retary in the Federal Register of notice that a compact
15 regarding the Heritage Area and meeting the require-
16 ments for a compact under section 106(a)(2) has been ap-
17 proved by the Secretary under the procedures referred to
18 in section 106(b), there is hereby designated the Shen-
19 andoah Valley Battlefield American Heritage Area (here-
20 inafter in this section referred to as the “Heritage Area”).

21 (d) BOUNDARIES.—The Heritage Area shall be com-
22 posed of the areas of the Commonwealth of Virginia gen-
23 erally depicted on the map entitled “Shenandoah Valley
24 National Heritage Area”, numbered SVNHA–80,006, and
25 dated August 1994. The map shall be on file and available

1 for public inspection in the office of the Director of the
2 National Park Service.

3 (e) ADMINISTRATION.—The Heritage Area shall be
4 considered to be part of the American Heritage Areas
5 Partnership Program and shall be considered for all pur-
6 poses, including but not limited to the management plan
7 submission requirement of section 107(c)(1) and the pro-
8 visions of section 108, to have been designated an Amer-
9 ican Heritage Area under section 105(d) on the date on
10 which the Heritage Area is designated under subsection
11 (c) of this section.

12 **SEC. 208. STEEL INDUSTRY AMERICAN HERITAGE AREA.**

13 (a) CONGRESSIONAL FINDINGS.—The Congress finds
14 that—

15 (1) the industrial and cultural heritage of
16 southwestern Pennsylvania, including the city of
17 Pittsburgh and the counties of Allegheny, Beaver,
18 Fayette, Greene, Washington, and Westmoreland,
19 related directly to steel and steel-related industries,
20 is nationally significant;

21 (2) these industries include steel-making, iron-
22 making, aluminum, specialty metals, glass, coal min-
23 ing, coke production, machining and foundries,
24 transportation, and electrical industries;

1 (3) the industrial and cultural heritage of the
2 steel and related industries in this region includes
3 the social history and living cultural traditions of the
4 people of the region;

5 (4) the labor movement of the region played a
6 significant role in the development of the Nation, in-
7 cluding both the formation of many key unions, such
8 as the Congress of Industrial Organizations (CIO)
9 and the United Steel Workers of America (USWA),
10 and crucial struggles to improve wages and working
11 conditions, such as the Rail Strike of 1877, the
12 Homestead Strike of 1892, and the Great Steel
13 Strike of 1919;

14 (5) there are significant examples of cultural
15 and historic resources within this 6-county region
16 that merit the involvement of the Federal Govern-
17 ment to develop programs and projects, in coopera-
18 tion with the Steel Industry Heritage Task Force,
19 the Commonwealth of Pennsylvania, and other local
20 and governmental bodies, to adequately conserve,
21 protect, and interpret this heritage for future gen-
22 erations while providing opportunities for education
23 and revitalization; and

1 (6) the Steel Industry Heritage Task Force
2 would be an appropriate management entity for a
3 Heritage Area established in the region.

4 (b) STATEMENT OF PURPOSE.—The purposes of this
5 section are—

6 (1) to foster a close working relationship be-
7 tween all levels of government, the private sector,
8 and the local communities in the steel industry re-
9 gion of southwestern Pennsylvania and empower the
10 communities to conserve their heritage while con-
11 tinuing to pursue economic opportunities; and

12 (2) to conserve, interpret, and develop the his-
13 torical, cultural, natural, and recreational resources
14 related to the industrial and cultural heritage of the
15 6-county steel industry region of southwestern Penn-
16 sylvania.

17 (c) DESIGNATION.—Upon publication by the Sec-
18 retary in the Federal Register of notice that a compact
19 regarding the Heritage Area and meeting the require-
20 ments for a compact under section 106(a)(2) has been ap-
21 proved by the Secretary under the procedures referred to
22 in section 106(b), there is hereby designated the Steel In-
23 dustry American Heritage Area (hereinafter in this section
24 referred to as the “Heritage Area”).

1 (d) BOUNDARIES.—The Heritage Area shall be com-
2 posed of the lands generally depicted on the map entitled
3 “The Steel Industry American Heritage Area”, numbered
4 SINHA–80,007, and dated August 1994. The map shall
5 be on file and available for public inspection in the office
6 of the Director of the National Park Service.

7 (e) ADMINISTRATION.—The Heritage Area shall be
8 considered to be part of the American Heritage Areas
9 Partnership Program and shall be considered for all pur-
10 poses, including but not limited to the management plan
11 submission requirement of section 107(c)(1) and the pro-
12 visions of section 108, to have been designated an Amer-
13 ican Heritage Area under section 105(d) on the date on
14 which the Heritage Area is designated under subsection
15 (c) of this section.

16 **SEC. 209. VANCOUVER AMERICAN HERITAGE AREA.**

17 (a) CONGRESSIONAL FINDINGS.—The Congress finds
18 that—

19 (1) the lower Columbia River basin and Van-
20 couver, Washington, have been the focal point of a
21 number of important periods, themes, and events in
22 American history and prehistory, including native
23 settlements, westward expansion of the British colo-
24 nies and the United States from 1763 to 1898, po-

1 litical and military affairs from 1865 to 1939, and
2 military affairs from 1914 to 1941;

3 (2) the Columbia River is the central feature
4 around which the history of the proposed Vancouver
5 National Heritage Area and the entire Pacific
6 Northwest revolves;

7 (3) the proposed Vancouver National Heritage
8 Area is located on the shores of the Columbia River,
9 78 miles from the Pacific Ocean, and the Columbia
10 River has been an artery for communication and
11 trade since prehistoric times;

12 (4) Fort Vancouver National Historic Site, a
13 unit of the National Park System, was founded in
14 1825 by the Hudson Bay Company and its develop-
15 ment from 1825 to 1860 was seminal to Euro-Amer-
16 ican settlement of the Northwest;

17 (5) the Vancouver barracks served as the prin-
18 cipal administrative outpost of the United States
19 Army in the Pacific Northwest from 1849 until
20 World War I, served as a command post during the
21 Native American Wars of the mid- to late-19th cen-
22 tury, and provided major facilities for support of
23 United States military ventures throughout the Pa-
24 cific during the Spanish American War and the 2
25 World Wars;

1 (6) Pearson Airfield was the site of significant
2 events in the history of aviation in the Pacific
3 Northwest, was particularly prominent during the
4 interwar period between 1923 and 1941, and today
5 continues to be an important home to historic air-
6 craft and historic aviation;

7 (7) the proposed Vancouver American Heritage
8 Area contains a number of discovered and unre-
9 covered archaeological sites significant to the history
10 of North America and the growth of the United
11 States;

12 (8) the proposed Vancouver American Heritage
13 Area is located close to major metropolitan areas, in-
14 cluding Portland, Tacoma, and Seattle, and is imme-
15 diately adjacent to Interstate 5, the major north-
16 south interstate of the Pacific Northwest; and

17 (9) many Federal, State, and local government
18 entities, as well as numerous private organizations
19 and individuals—

20 (A) have expressed a desire to join forces
21 and work together in a cooperative spirit in
22 order to preserve, interpret, and enhance the
23 cultural, recreational, and educational potential
24 of the proposed American Heritage Area;

1 (B) have already demonstrated their ability
2 to effectively cooperate in the course of prepar-
3 ing the “Vancouver National Historical Reserve
4 Feasibility Study and Environmental Assess-
5 ment”, as required by Public Law 101–523
6 (104 Stat. 2297); and

7 (C) are capable of forming the continued
8 cooperative alliances needed to enter into a
9 compact, identify a management entity, and es-
10 tablish an appropriate management plan for the
11 proposed Vancouver American Heritage Area.

12 (b) STATEMENT OF PURPOSE.—The purposes of this
13 section are—

14 (1) to preserve, enhance, and interpret the sig-
15 nificant aspects of the lands, water, structures, and
16 history of the proposed Vancouver American Herit-
17 age Area; and

18 (2) to provide a partnership that will develop
19 and implement an integrated cultural, historical, rec-
20 reational, and educational land resource manage-
21 ment program in order to achieve these purposes.

22 (c) DESIGNATION.—Upon publication by the Sec-
23 retary in the Federal Register of notice that a compact
24 regarding the Heritage Area and meeting the require-
25 ments for a compact under section 106(a)(2) has been ap-

1 proved by the Secretary under the procedures referred to
2 in section 106(b), there is hereby designated the Van-
3 couver American Heritage Area (hereinafter in this section
4 referred to as the “Heritage Area”).

5 (d) BOUNDARIES.—The Heritage Area shall be com-
6 posed of the lands generally depicted on the map entitled
7 “Vancouver American Heritage Area”, numbered VAAM-
8 80,001, and dated August 1994. The map shall be on file
9 and available for public inspection in the office of the Di-
10 rector of the National Park Service.

11 (e) ADMINISTRATION.—The Heritage Area shall be
12 considered to be part of the American Heritage Areas
13 Partnership Program and shall be considered for all pur-
14 poses, including but not limited to the management plan
15 submission requirement of section 107(c)(1) and the pro-
16 visions of section 108, to have been designated an Amer-
17 ican Heritage Area under section 105(d) on the date on
18 which the Heritage Area is designated under subsection
19 (c) of this section, except that the responsibilities of the
20 management entity for the Heritage Area shall not extend
21 to those lands under the control of the Department of the
22 Interior or the Department of the Army. The management
23 entity may enter into cooperative agreements and partner-
24 ships with these and other entities as appropriate to fur-
25 ther the purposes of this Act.

1 (f) PEARSON AIRPARK.—

2 (1) TRANSITION.—(A) General aviation shall
3 cease at Pearson Airpark not later than April 3,
4 2022, unless a continuation of general aviation is ex-
5 pressly authorized by an Act of Congress.

6 (B) Not later than January 30, 2010, the man-
7 agement entity for the Heritage Area shall submit to
8 the Secretary a plan regarding general aviation at
9 Pearson Airpark that is consistent with this section.

10 (C) Not later than June 30, 2010, the Sec-
11 retary shall—

12 (i) approve such a plan and transmit the
13 plan to the Congress; or

14 (ii) notify the Congress that no acceptable
15 plan has been submitted under subparagraph
16 (B).

17 (D) If the management entity fails to submit a
18 plan acceptable to the Secretary under subparagraph
19 (B) before June 30, 2010—

20 (i) the Secretary may not provide further
21 assistance to the Heritage Area under this Act;
22 and

23 (ii) the Secretary shall prepare such a plan
24 for submittal to the Congress not later than
25 June 30, 2011.

1 (2) HISTORIC AIRCRAFT DEFINED.—For pur-
2 poses of this section, the term “historic aircraft”
3 means any aircraft representing aviation in World
4 War II or earlier.

5 (3) VIABILITY AND MITIGATION PLAN.—Any
6 management plan submitted to the Secretary pursu-
7 ant to section 107(c)(1) and subsection (e) of this
8 section regarding the Heritage Area shall include a
9 Pearson Airpark Viability and Mitigation Plan that
10 accomplishes the following:

11 (A) Identifies incentives and proposes reg-
12 ulations to facilitate a transition from the use
13 of Pearson Airpark from predominantly general
14 aviation to use for historic aircraft.

15 (B) Establishes a program to mitigate any
16 conflicts related to the operation of Pearson
17 Airpark and to other activities within the Herit-
18 age Area. The program shall, in coordination
19 with the Federal Aviation Administration and
20 other agencies as appropriate, address, but not
21 be limited to, considerations of noise, safety,
22 visual intrusion, and the location of new facili-
23 ties. Mitigation measures shall include limita-
24 tions on the number of air-worthy aircraft that
25 may be based at the Airpark.

1 (4) PEARSON AIRPARK MUSEUM PLAN.—The
2 management plan submitted pursuant to section
3 107(c)(1) and subsection (e) of this section regard-
4 ing the Heritage Area shall include a Pearson Air-
5 park Museum Plan, which shall include budgetary
6 strategies by which proceeds from general aviation
7 and other sources will fund the Pearson Airpark
8 Museum and other aviation curation activities.

9 (5) MITIGATION MEASURES AND CONDITIONS
10 REGARDING GENERAL AVIATION.—The management
11 plan submitted pursuant to section 107(c)(1) and
12 subsection (e) of this section regarding the Heritage
13 Area shall permit general aviation at Pearson Air-
14 park to continue until April 3, 2022, subject to the
15 following conditions:

16 (A) Pearson Airpark and Pearson Airpark
17 Museum shall be operated by the city of Van-
18 couver or its designated entity. Beginning on
19 June 30, 2002, the Secretary shall require pay-
20 ment at fair market value for any National
21 Park Service lands leased within the boundaries
22 of the Heritage Area, except as otherwise pro-
23 vided in this subparagraph. The Secretary may
24 enter into agreements that provide that specific
25 work performed or expenses paid by the city of

1 Vancouver, may be used, fairly valued, to re-
2 duce or offset the amount of the obligation of
3 the city to pay rent pursuant to this subsection,
4 unless the city is obligated to perform the work
5 or pay the expenses under a statute other than
6 this Act.

7 (B) Not later than June 30, 2003, the city
8 of Vancouver shall remove from National Park
9 Service property in the Heritage Area all
10 nonhistoric aviation-related buildings and de-
11 vices, including T-hangers and associated
12 taxiways, except buildings and devices necessary
13 for navigation and safety.

14 (C) The city of Vancouver shall not be
15 compensated for historic buildings remaining on
16 National Park Service property, but shall con-
17 tinue to bear liability and responsibility for con-
18 tinued use and maintenance of these structures.

19 (D) No structural improvements or struc-
20 tural additions to any structure or facility of
21 the Pearson Airpark Museum located on prop-
22 erty of the National Park Service may be made
23 without the approval of the Secretary.

1 (E) Helicopters shall not use Pearson Air-
2 park except in cases of emergency, disaster, or
3 national security needs.

4 **SEC. 210. WHEELING AMERICAN HERITAGE AREA.**

5 (a) CONGRESSIONAL FINDINGS.—The Congress finds
6 that—

7 (1) Wheeling, West Virginia, and its vicinity
8 possess important historical, cultural, and natural
9 resources, representing major heritage themes of
10 transportation, commerce, industry, and Victorian
11 culture in the United States;

12 (2) the city of Wheeling played an important
13 part in the settlement of the Nation by serving as
14 the western terminus of the National Road in the
15 early 1800's, by serving as the Crossroads of Amer-
16 ica throughout the 19th century, by serving as one
17 of the few major inland ports in the United States
18 in the 19th century, and by hosting the establish-
19 ment of the Restored State of Virginia, and later the
20 State of West Virginia during the Civil War years;

21 (3) the city of Wheeling was the first capital of
22 the new State of West Virginia, during the develop-
23 ment and maintenance of many industries crucial to
24 the expansion of the Nation, including iron, steel,
25 and textile manufacturing, boat building, glass man-

1 ufacturing, and stogie and chewing tobacco manu-
2 facturing, many of which are industries that
3 continue to play an important role in the Nation's
4 economy;

5 (4) the city of Wheeling has retained its na-
6 tional heritage themes with the designations of the
7 old custom house, now Independence Hall, as a Na-
8 tional Historic Landmark, with the designation of
9 the historic suspension bridge as a National Historic
10 Landmark, with 5 historic districts, and with many
11 individual properties in the Wheeling area listed on
12 or eligible for nomination to the National Register of
13 Historic Places; and

14 (5) the heritage themes and number and diver-
15 sity of the remaining resources of Wheeling should
16 be appropriately retained, enhanced, and interpreted
17 for the education, benefit, and inspiration of the
18 people of the United States.

19 (b) STATEMENT OF PURPOSE.—The purposes of this
20 section are—

21 (1) to recognize the special importance of the
22 history and development of the Wheeling, West Vir-
23 ginia, area in the cultural heritage of the Nation;

24 (2) to provide a framework to assist the city of
25 Wheeling and other public and private entities and

1 individuals in the appropriate preservation, enhance-
2 ment, and interpretation of resources in the Wheel-
3 ing area that are emblematic of the contributions of
4 Wheeling to the cultural heritage of the Nation; and
5 (3) to allow for limited Federal, State, and local
6 capital contributions for planning and infrastructure
7 investments to create the Wheeling American Herit-
8 age Area, in partnership with the State of West Vir-
9 ginia, the city of Wheeling, West Virginia, and their
10 designees, and to provide for an economically self-
11 sustaining American Heritage Area that will not be
12 dependent on Federal assistance beyond the initial
13 years necessary to establish the American Heritage
14 Area.

15 (c) DESIGNATION.—Upon publication by the Sec-
16 retary in the Federal Register of notice that a compact
17 regarding the Heritage Area and meeting the require-
18 ments for a compact under section 106(a)(2) has been ap-
19 proved by the Secretary under the procedures referred to
20 in section 106(b), there is hereby designated the Wheeling
21 American Heritage Area (hereinafter in this Act referred
22 to as the “Heritage Area”) in the State of West Virginia.

23 (d) BOUNDARIES.—The Heritage Area shall be com-
24 posed of the lands generally depicted on the map entitled
25 “Boundary Map, Wheeling American Heritage Area, West

1 Virginia”, numbered WHNA–80,005, and dated August
2 1994. The map shall be on file and available for public
3 inspection in the office of the Director of the National
4 Park Service.

5 (e) ADMINISTRATION.—The Heritage Area shall be
6 considered to be part of the American Heritage Areas
7 Partnership Program and shall be considered for all pur-
8 poses, including but not limited to the management plan
9 submission requirement of section 107(c)(1) and the pro-
10 visions of section 108, to have been designated an Amer-
11 ican Heritage Area under section 105(d) on the date on
12 which the Heritage Area is designated under subsection
13 (c) of this section.

14 (f) AUTHORIZATION OF APPROPRIATIONS.—

15 (1) IN GENERAL.—There is authorized to be
16 appropriated to carry out this section not more
17 than—

18 (A) \$5,000,000 for capital projects;

19 (B) \$1,000,000 for planning and studies;

20 and

21 (C) \$500,000 for technical assistance.

22 (2) LIMITATIONS.—(A) Funds made available
23 pursuant to subparagraph (A) or (B) of paragraph
24 (1) for a capital project or for planning and studies
25 regarding a project shall not exceed 50 percent of

1 the total costs of the capital project or project, re-
2 spectively.

3 (B) Funds made available under this section or
4 any other Federal law for the Heritage Area or the
5 Wheeling National Heritage Area (including the
6 Wheeling project) may not exceed \$6,500,000 in the
7 aggregate.

8 (3) NOT ELIGIBLE FOR FUNDS UNDER TITLE
9 I.—No funds may be appropriated under title I for
10 purposes of the Heritage Area.

11 **TITLE III—STUDIES REGARDING**
12 **POTENTIAL AMERICAN HER-**
13 **ITAGE AREAS**

14 **SEC. 301. OHIO RIVER CORRIDOR.**

15 (a) CONGRESSIONAL FINDINGS.—The Congress finds
16 that—

17 (1) the amenities and resources of the Ohio
18 River, which flows through 6 States from its head-
19 waters in the Commonwealth of Pennsylvania to its
20 confluence with the Mississippi River and comprises
21 a chain of commercial, industrial, historical, archae-
22 ological, natural, recreational, scenic, wildlife, urban,
23 rural, cultural, and economic areas, are of major sig-
24 nificance and importance to the Nation;

25 (2) the national interest is served by—

1 (A) preserving, protecting, and improving
2 such amenities and resources for the benefit of
3 the people of the United States; and

4 (B) improving the coordination between all
5 levels of government in the Ohio River Corridor;

6 (3) the preservation, protection, and improve-
7 ment of such amenities and resources are failing to
8 be fully realized despite efforts by the States
9 through which the Ohio flows, political subdivisions
10 of such States, and volunteer associations and pri-
11 vate businesses in such States;

12 (4) existing Federal agency programs are offer-
13 ing insufficient coordination to State and local plan-
14 ning and regulatory authorities to provide for re-
15 source management and economic development in a
16 manner that is consistent with the protection and
17 public use of the amenities and resources of the Cor-
18 ridor; and

19 (5) the Federal Government should assist in the
20 coordination, preservation, and interpretation activi-
21 ties of public and private entities with respect to the
22 significant amenities and resources associated with
23 the Ohio River.

24 (b) STUDY OF OHIO RIVER CORRIDOR.—

1 (1) IN GENERAL.—Not later than 2 years after
2 the date on which funds are made available to carry
3 out this section, the Secretary shall complete a study
4 on the suitability and feasibility of designating the
5 Ohio River corridor, from its headwaters in the
6 Commonwealth of Pennsylvania to its confluence
7 with the Mississippi River, as an American Heritage
8 Area.

9 (2) REPORT TO CONGRESS.—On completion of
10 the study required by subsection (a), the Secretary
11 shall submit a report describing the results of the
12 study to the Committee on Natural Resources of the
13 House of Representatives and the Committee on En-
14 ergy and Natural Resources of the Senate.

15 **SEC. 302. FOX AND LOWER WISCONSIN RIVER CORRIDORS.**

16 (a) CONGRESSIONAL FINDINGS.—The Congress finds
17 that—

18 (1) the Fox-Wisconsin waterway is famous as
19 the discovery route of Marquette and Joliet;

20 (2) as the connecting route between the Great
21 Lakes and the Mississippi River, the waterway was
22 critical to the opening of the Northwest Territory
23 and served as a major artery in bringing commerce
24 to the interior of the United States and providing a

1 vital communication link for early explorers, mission-
2 aries, and fur traders;

3 (3) within the Fox and Lower Wisconsin River
4 corridors are an abundance of historic and archae-
5 ological sites and structures representing early Na-
6 tive Americans, European exploration, and 19th-cen-
7 tury transportation and settlement; and

8 (4) the unique aspects of the waterway, from
9 the heavily developed portions of the Fox River to
10 the pristine expanses of the Lower Wisconsin River,
11 should be studied to determine the suitability and
12 feasibility of the waterway for designation as an
13 American Heritage Area.

14 (b) STUDY OF FOX-WISCONSIN RIVER CORRIDORS.—

15 (1) IN GENERAL.—Not later than 2 years after
16 the date on which funds are made available to carry
17 out this section, the Secretary shall complete a study
18 on the suitability and feasibility of designating the
19 Fox and Lower Wisconsin River corridors in the
20 State of Wisconsin as an American Heritage Area.

21 (2) REPORT TO CONGRESS.—On completion of
22 the study referred to in subsection (a), the Secretary
23 shall submit a report describing the results of the
24 study to the Committee on Natural Resources of the

1 House of Representatives and the Committee on En-
2 ergy and Natural Resources of the Senate.

3 **SEC. 303. SOUTH CAROLINA CORRIDOR.**

4 (a) CONGRESSIONAL FINDINGS.—The Congress finds
5 that—

6 (1) the counties of Oconee, Pickens, Anderson,
7 Abbeville, Greenwood, McCormick, Edgefield, Aiken,
8 Barnwell, Orangeburg, Bamberg, Dorchester,
9 Colleton, and Charleston, in the State of South
10 Carolina, form a corridor, more than 250 miles in
11 length, which possesses a wide diversity of signifi-
12 cant rare plants, animals, and ecosystems, agricul-
13 tural and timber lands, shellfish harvesting areas,
14 historic sites and structures, and cultural and
15 multicultural landscapes related to the past and cur-
16 rent commerce, transportation, maritime, textile, ag-
17 ricultural, mining, cattle, pottery, and national de-
18 fense industries of the region, which provide signifi-
19 cant ecological, natural, tourism, recreational, timber
20 management, educational, and economic benefits;

21 (2) there is a national interest in protecting,
22 conserving, restoring, promoting, and interpreting
23 the benefits of the region for the residents of, and
24 visitors to, the corridor area;

1 (3) a primary responsibility for conserving, pre-
2 serving, protecting, and promoting the benefits of
3 the region resides with the State of South Carolina
4 and the various local units of government having ju-
5 risdiction over the corridor area; and

6 (4) in view of the longstanding Federal practice
7 of assisting the States in creating, protecting, con-
8 serving, preserving, and interpreting areas of signifi-
9 cant natural and cultural importance, and in view of
10 the national significance of the corridor, the Federal
11 Government has an interest in assisting the State of
12 South Carolina, its units of local government, and
13 the private sector in fulfilling their responsibilities.

14 (b) STUDY OF SOUTH CAROLINA CORRIDOR.—Not
15 later than 2 years after the date of the enactment of this
16 Act, the Secretary, acting through the National Park
17 Service, shall cooperate with the South Carolina Depart-
18 ment of Parks, Recreation, and Tourism in preparing a
19 study on the suitability and feasibility of designating the
20 corridor formed by the counties of Oconee, Pickens, An-
21 derson, Abbeville, Greenwood, McCormick, Edgefield,
22 Aiken, Barnwell, Orangeburg, Bamberg, Dorchester,
23 Colleton, and Charleston, in the State of South Carolina,
24 as an American Heritage Area.

1 **SEC. 304. NORTHERN FRONTIER.**

2 (a) CONGRESSIONAL FINDINGS.—The Congress finds
3 that—

4 (1) the area comprising Tryon County, in the
5 Mohawk Valley of the State of New York, and the
6 Country of the Six Nations (Iroquois Confederacy),
7 known during the American Revolutionary War pe-
8 riod as the “Northern Frontier”, offers excellent op-
9 portunities to study a little known or understood as-
10 pect of the American Revolution—the frontier expe-
11 rience;

12 (2) the Northern Frontier territory was ex-
13 tremely valuable to both sides of the American Revo-
14 lutionary War and was contested because of its geo-
15 political, military, agricultural, transportation, and
16 commercial attributes;

17 (3) because a complex social, economic, and po-
18 litical society was emerging on the Northern Fron-
19 tier, the Continental Congress established the North-
20 ern Indian Department to conduct affairs there, and
21 the English made the area, and its Indian popu-
22 lation, the centerpiece of the English strategy to
23 split the colonies;

24 (4) due to the struggle to control the Northern
25 Frontier, privation and hardship were inflicted upon
26 nearly all who lived there, a diverse mix of ethnic

1 and racial groups willingly and unwillingly thrust
2 into the struggle for independence, leaving many
3 dead, homeless, orphaned, or dislocated by the end
4 of the hostilities;

5 (5) the tensions on the Northern Frontier
6 reached such a pitch that hostilities erupted, pitting
7 neighbors, families, tribes, and clans against each
8 other, and led to a bloody, savage, and destructive
9 battle;

10 (6) new interpretations and interdisciplinary
11 studies of this human drama are not only necessary,
12 but timely because of the abundant supply of assets
13 in the area, including sites, buildings, celebrations,
14 folklore, and collections, many safely preserved and
15 many at risk; and

16 (7) if these Northern Frontier assets can be
17 thematically related and portrayed for the education
18 and enjoyment of Americans and foreign visitors, an
19 important and often overlooked chapter in the herit-
20 age of the Nation will be displayed for the benefit
21 and edification of all peoples.

22 (b) STUDY.—

23 (1) IN GENERAL.—Not later than 2 years after
24 the date on which funds are made available to carry
25 out this section, the Secretary shall complete a study

1 on the suitability and feasibility of designating
2 Tryon County, in the Mohawk Valley of the State of
3 New York, and the Country of the Six Nations (Iro-
4 quois Confederacy) as an American Heritage Area.

5 (2) REPORT TO CONGRESS.—On completion of
6 the study referred to in subsection (a), the Secretary
7 shall submit a report describing the results of the
8 study to the Committee on Natural Resources of the
9 House of Representatives and the Committee on En-
10 ergy and Natural Resources of the Senate.

11 **TITLE IV—BLACKSTONE RIVER**
12 **VALLEY NATIONAL HERITAGE**
13 **CORRIDOR AMENDMENTS**

14 **SEC. 401. BOUNDARIES, COMMISSION, AND REVISION OF**
15 **PLAN.**

16 (a) BOUNDARIES.—Section 2(a) of the Act entitled
17 “An Act to establish the Blackstone River Valley National
18 Heritage Corridor in Massachusetts and Rhode Island”,
19 approved November 10, 1986 (Public Law 99–647; 100
20 Stat. 3625), is amended by striking the first sentence and
21 inserting the following new sentence: “The boundaries
22 shall include the lands and waters generally depicted on
23 the map entitled ‘Blackstone River Valley National Herit-
24 age Corridor Boundary Map’, numbered BRV–80–80,011,
25 and dated May 2, 1993.”.

1 (b) COMMISSION MEMBERSHIP.—(1) Section 3 of the
2 Act entitled “An Act to establish the Blackstone River
3 Valley National Heritage Corridor in Massachusetts and
4 Rhode Island”, approved November 10, 1986 (Public Law
5 99–647; 100 Stat. 3625), is amended—

6 (A) by amending subsection (b) to read as fol-
7 lows:

8 “(b) MEMBERSHIP.—(1) The Commission shall be
9 composed of 19 members, appointed as follows:

10 “(A) the Director of the National Park Service,
11 or a designee, ex officio;

12 “(B) 5 individuals appointed by the Secretary
13 after consideration of recommendations from the
14 Governor of Rhode Island;

15 “(C) 5 individuals appointed by the Secretary
16 after consideration of recommendations from the
17 Governor of Massachusetts;

18 “(D) 4 individuals appointed by the Secretary
19 to represent the interests of local government in the
20 State of Rhode Island; and

21 “(E) 4 individuals appointed by the Secretary
22 to represent the interests of local government in the
23 State of Massachusetts.

1 “(2) A vacancy in the Commission shall be filled in
2 the manner in which the original appointment was made.”;
3 and

4 (B) in subsection (c), by inserting immediately
5 before the period at the end the following: “, but
6 may continue to serve until a successor has been ap-
7 pointed”.

8 (2) Paragraph (1) shall take effect upon the expira-
9 tion of the 90-day period beginning on the date of the en-
10 actment of this Act.

11 (c) REVISION OF PLAN.—Section 6 of the Act enti-
12 tled “An Act to establish the Blackstone River Valley Na-
13 tional Heritage Corridor in Massachusetts and Rhode Is-
14 land”, approved November 10, 1986 (Public Law 99-647;
15 100 Stat. 3625), is amended by adding at the end the
16 following new subsection:

17 “(d) REVISION OF PLAN.—(1) Not later than 1 year
18 after the date of the enactment of this subsection, the
19 Commission shall revise the Cultural Heritage and Land
20 Management Plan submitted under subsection (a) and
21 shall submit the revised plan to the Secretary and the Gov-
22 ernors of Massachusetts and Rhode Island for approval
23 under the procedures referred to in subsection (b). The
24 revision shall address any change in the boundaries of the
25 Corridor that occurs after the submission of the plan re-

1 quired by subsection (a) and shall include a natural re-
2 source inventory of areas or features that should be pro-
3 tected, restored, or managed because of the natural and
4 cultural significance of the areas or features.

5 “(2) No changes other than minor boundary revisions
6 may be made in the plan approved under subsection (b)
7 and revised under paragraph (1) of this subsection, unless
8 the Secretary approves such changes. The Secretary shall
9 approve or disapprove any proposed change in the plan,
10 except minor revisions, in accordance with subsection
11 (b).”.

12 (d) TERMINATION OF COMMISSION.—Section 7 of the
13 Act entitled “An Act to establish the Blackstone River
14 Valley National Heritage Corridor in Massachusetts and
15 Rhode Island”, approved November 10, 1986 (Public Law
16 99–647; 100 Stat. 3630), is amended to read as follows:

17 “TERMINATION OF COMMISSION

18 “SEC. 7. The Commission shall terminate on Decem-
19 ber 31, 2003.”.

20 **SEC. 402. IMPLEMENTATION OF PLAN.**

21 Section 8(c) of the Act entitled “An Act to establish
22 the Blackstone River Valley National Heritage Corridor
23 in Massachusetts and Rhode Island”, approved November
24 10, 1986 (Public Law 99–647; 100 Stat. 3630), is amend-
25 ed to read as follows:

1 “(c) IMPLEMENTATION.—(1) To assist in the imple-
2 mentation of the Cultural Heritage and Land Manage-
3 ment Plan, submitted and revised under section 6, in a
4 manner consistent with the purposes of this Act, and to
5 assist in the preservation and restoration of structures on
6 or eligible for inclusion on the National Register of His-
7 toric Places, the Secretary is authorized to provide funds
8 for projects in the Corridor that exhibit national signifi-
9 cance or provide a wide spectrum of historic, recreational,
10 environmental, educational, or interpretive opportunities,
11 without regard to whether the projects are in public or
12 private ownership. Applications for funds under this sec-
13 tion shall be made to the Secretary through the Commis-
14 sion. Each such application shall include the recommenda-
15 tion of the Commission and its findings regarding the
16 manner in which the project proposed to be funded will
17 further the purposes of this Act.

18 “(2) The Commission shall not be eligible for funds
19 under this section unless it submits to the Secretary an
20 application that includes—

21 “(A) a 10-year development plan including the
22 resource protection needs and projects critical to
23 maintaining or interpreting the distinctive character
24 of the Corridor; and

1 “(B) specific descriptions of any projects that
2 have been identified and of the participating parties,
3 roles, cost estimates, cost-sharing, or cooperative
4 agreements necessary to carry out the development
5 plan.

6 “(3) Funds made available pursuant to this sub-
7 section for any project shall not exceed 50 percent of the
8 total cost of such project.

9 “(4) In making funds available under this subsection,
10 the Secretary shall give priority to projects that attract
11 greater non-Federal than Federal funding.

12 “(5) Any payment made under this subsection for the
13 purposes of conservation or restoration of real property
14 or of any structure shall be subject to an agreement—

15 “(A) to convey a conservation or preservation
16 easement to the Department of Environmental Man-
17 agement or to the Historic Preservation Commis-
18 sion, as appropriate, of the State in which the real
19 property or structure is located; or

20 “(B) that upon conversion, use, or disposal of
21 the real property or structure for purposes contrary
22 to the purposes of this Act, the recipient of the pay-
23 ment, or the successors or assigns of the recipient,
24 shall pay to the United States the greater of—

1 “(i) the total of all Federal funds made
2 available for conservation or restoration of the
3 real property or structure, reduced pro rata
4 over the useful life of the improvements funded;
5 and

6 “(ii) the increased value attributable to
7 such funds, as determined at the time of the
8 conversion, use, or disposal.

9 “(6) The determination that, for purposes of para-
10 graph (5)(B), a conversion, use, or disposal has been car-
11 ried out contrary to the purposes of this Act shall be solely
12 within the discretion of the Secretary.”.

13 **SEC. 403. AUTHORIZATION OF APPROPRIATIONS.**

14 Section 10 of the Act entitled “An Act to establish
15 the Blackstone River Valley National Heritage Corridor
16 in Massachusetts and Rhode Island”, approved November
17 10, 1986 (Public Law 99-647; 100 Stat. 3630), is
18 amended—

19 (1) in subsection (a), by striking “\$350,000”
20 and inserting “\$500,000”; and

21 (2) by amending subsection (b) to read as
22 follows:

23 “(b) DEVELOPMENT FUNDS.—There is authorized to
24 be appropriated to carry out section 8 for fiscal years be-
25 ginning after September 30, 1994, not more than

1 \$5,000,000 in the aggregate, to remain available until
2 expended.”.

3 **TITLE V—BRAMWELL NATIONAL**
4 **HISTORIC DISTRICT**

5 **SEC. 501. BRAMWELL NATIONAL HISTORIC DISTRICT.**

6 (a) CONGRESSIONAL FINDINGS.—The Congress finds
7 that—

8 (1) the coal mining heritage of southern West
9 Virginia is of historical and cultural significance;

10 (2) the town of Bramwell, West Virginia, pos-
11 sesses remarkable and outstanding historical, cul-
12 tural, and architectural values relating to the coal
13 mining heritage of southern West Virginia; and

14 (3) it is in the national interest to preserve the
15 unique character of the town of Bramwell, West Vir-
16 ginia, and to enhance the historical, cultural, and ar-
17 chitectural values associated with its coal mining
18 heritage.

19 (b) STATEMENT OF PURPOSE.—The purpose of this
20 section is to encourage the preservation, restoration, and
21 interpretation of the historical, cultural, and architectural
22 values of the town of Bramwell, West Virginia.

23 (c) DESIGNATION.—In order to preserve, protect, re-
24 store, and interpret the unique historical, cultural, and ar-
25 chitectural values of Bramwell, West Virginia, there is

1 hereby designated the Bramwell National Historic District
2 (hereinafter in this section referred to as the “Historic
3 District”). The Historic District shall consist of the lands
4 and interest therein within the corporate limits of the town
5 of Bramwell, West Virginia.

6 (d) COOPERATIVE AGREEMENTS.—

7 (1) IN GENERAL.—The Secretary is authorized
8 to enter into cooperative agreements with the State
9 of West Virginia, or any political subdivision thereof,
10 to further the purposes of the Historic District.

11 (2) RATIO OF NON-FEDERAL FUNDS.—Funds
12 authorized to be appropriated to the Secretary for
13 the purposes of this subsection shall be expended in
14 the ratio of 1 dollar of Federal funds for each dollar
15 contributed by non-Federal sources. With the ap-
16 proval of the Secretary, any donation of land, serv-
17 ices, or goods from a non-Federal source, fairly val-
18 ued, may be considered as a contribution of dollars
19 from a non-Federal source for the purposes of this
20 subsection.

21 (3) AGREEMENTS REGARDING PAYMENTS.—Any
22 payment made by the Secretary pursuant to a coop-
23 erative agreement under this subsection shall be sub-
24 ject to an agreement that conversion, use, or dis-
25 posal of the project so assisted for any purpose con-

1 trary to the purpose of this section, as determined
2 by the Secretary, shall result in a right of the
3 United States to the greater of—

4 (A) reimbursement of all funds made avail-
5 able to such project; or

6 (B) the proportion of the increased value
7 of the project attributable to such funds, as de-
8 termined at the time of the conversion, use, or
9 disposal.

10 (e) AUTHORIZATION OF APPROPRIATIONS.—There is
11 authorized to be appropriated \$1,000,000 to carry out this
12 section.

13 **TITLE VI—SOUTHWESTERN**
14 **PENNSYLVANIA AMERICAN**
15 **HERITAGE AREA AMEND-**
16 **MENTS**

17 **SEC. 601. SHORT TITLE.**

18 This title may be cited as the “Southwestern Penn-
19 sylvania American Heritage Area Amendments Act”.

20 **SEC. 602. DESIGNATION OF SOUTHWESTERN PENNSYLVANIA**
21 **AMERICAN HERITAGE AREA.**

22 The Act entitled “An Act to establish in the Depart-
23 ment of the Interior the Southwestern Pennsylvania Herit-
24 age Preservation Commission, and for other purposes”,

1 approved November 19, 1988 (102 Stat. 4618), is amend-
2 ed by adding at the end the following new title:

3 **“TITLE III—SOUTHWESTERN**
4 **PENNSYLVANIA AMERICAN**
5 **HERITAGE AREA**

6 **“SEC. 301. DESIGNATION.**

7 “There is hereby designated the Southwestern Penn-
8 sylvania American Heritage Area, which shall be com-
9 prised of the region in southwestern Pennsylvania de-
10 scribed in section 101(a).

11 **“SEC. 302. CLASSIFICATION.**

12 “The Southwestern Pennsylvania American Heritage
13 Area shall not be considered to be an American Heritage
14 Area for purposes of the American Heritage Areas Part-
15 nership Program Act of 1994 or the American Heritage
16 Areas Partnership Program established by section 105(a)
17 of such Act.”.

18 **SEC. 603. POWERS OF COMMISSION.**

19 Section 103(h)(3) of the Act entitled “An Act to es-
20 tablish in the Department of the Interior the Southwest-
21 ern Pennsylvania Heritage Preservation Commission, and
22 for other purposes”, approved November 19, 1988 (102
23 Stat. 4618), is amended by inserting “or an appropriate
24 private nonprofit organization exempt from income taxes

1 under section 501(c)(3) of the Internal Revenue Code of
2 1986,” after “public agency,”.

3 **SEC. 604. FEDERAL PARTICIPATION.**

4 Section 105 of the Act entitled “An Act to establish
5 in the Department of the Interior the Southwestern Penn-
6 sylvania Heritage Preservation Commission, and for other
7 purposes”, approved November 19, 1988 (102 Stat.
8 4618), is amended to read as follows:

9 **“SEC. 105. PROCEDURES FOR FEDERAL PARTICIPATION.**

10 “(a) REVISION OF COMPREHENSIVE MANAGEMENT
11 PLAN AND SCOPE AND COST DOCUMENT.—(1) The Com-
12 mission shall revise, to carry out this title in a manner
13 that provides for limited Federal involvement, the manage-
14 ment plan developed before the date of the enactment of
15 this section. The Commission shall also revise the scope
16 and cost document developed before the date of the enact-
17 ment of this section to reflect the total cost of each project
18 proposed for approval under this section and the Federal
19 portion of such cost. Both the management plan and the
20 scope and cost document shall be submitted to the Sec-
21 retary for approval.

22 “(2) The Secretary shall approve or disapprove any
23 management plan or scope and cost document submitted
24 under paragraph (1) not later than 90 days after receiving
25 such plan or document. If the Secretary disapproves the

1 submitted management plan or scope and cost document,
2 the Secretary shall advise the Commission in writing of
3 the reasons therefor and shall make recommendations for
4 revisions in the plan or document. The Secretary shall ap-
5 prove or disapprove a proposed revision to such a plan
6 or document within 90 days after the date on which the
7 proposed revision is submitted to the Secretary.

8 “(b) LOANS, GRANTS, AND TECHNICAL ASSISTANCE
9 USING FEDERAL FUNDS.—The Commission may not
10 make loans or grants involving Federal funds under sec-
11 tion 104 except as provided in this subsection. The Sec-
12 retary may provide a loan, a grant, or technical assistance,
13 for the purpose described in section 104, pursuant to an
14 application made to the Secretary through the Commis-
15 sion in accordance with procedures required by the Sec-
16 retary. Each such application shall include the findings
17 of the Commission regarding the manner in which the pro-
18 posed loan, grant, or technical assistance will further the
19 purpose of this Act. Each such application shall also in-
20 clude the recommendations of the Commission regarding
21 the proposed loan, grant, or technical assistance. The Sec-
22 retary may approve such an application only if the Federal
23 funds provided pursuant to the application will be used
24 in a manner that is generally consistent with Federal law
25 relating to the type of project or activity to be funded,

1 as determined by the Secretary. Federal funds made avail-
2 able for loans or grants pursuant to section 104 or this
3 subsection may be used to provide for the preservation or
4 restoration of historic properties in an amount not to ex-
5 ceed \$100,000 for each project so assisted.

6 “(c) USE OF FEDERAL FUNDS.—(1) Federal funds
7 made available under this Act with respect to projects may
8 be made available only for projects that are consistent with
9 the Standards and Guidelines for Historic Properties pro-
10 mulgated by the Secretary.

11 “(2) Federal funds made available under this Act
12 after the date of the enactment of this section with respect
13 to a project may be used only for planning and design
14 with respect to the project, except that such funds may
15 be used to complete construction commenced before such
16 date regarding Saltsburg Canal Park or West Overton
17 Village.

18 “(3) The total amount of Federal assistance provided
19 under this section for a project in any fiscal year may not
20 exceed 20 percent of the total amount of Federal funds
21 made available for that fiscal year for the Southwestern
22 Pennsylvania National Heritage Area.

23 “(4) Federal funds made available under this title
24 with respect to a project may not exceed 50 percent of
25 the total costs of the project. In making such funds avail-

1 able, the Secretary shall give consideration to projects that
2 provide a greater leverage of Federal funds. Any payment
3 made under section 104 or 105 shall be subject to an
4 agreement that conversion, use, or disposal of the project
5 so assisted for any purpose contrary to the purpose of this
6 Act, as determined by the Secretary, shall result in a right
7 of the United States to the greater of—

8 “(A) compensation for all funds made available
9 with respect to such project; and

10 “(B) the proportion of the increased value of
11 the project attributable to such funds, as determined
12 at the time of such conversion, use, or disposal.

13 “(5) No Federal funds made available to carry out
14 this Act for fiscal years beginning after September 30,
15 1995, may be used to provide operational or maintenance
16 support with respect to any building, site, or structure
17 that is not owned by the Federal Government, except the
18 Railroaders Memorial Museum, Saltsburg Canal Park,
19 and West Overton Village. Such funds for the Railroaders
20 Memorial Museum, Saltsburg Canal Park, and West
21 Overton Village may not exceed \$200,000 annually, in the
22 aggregate.

23 “(6) No Federal funds made available to carry out
24 this Act may be used for the construction of any visitor

1 center, interpretive center, or museum, except West
2 Overton Village.

3 “(7) The Secretary shall approve or disapprove the
4 use of Federal funds made available pursuant to this title
5 within 30 days after application for such funds by the
6 Commission.”.

7 **SEC. 605. CONGRESSIONAL OVERSIGHT.**

8 Section 104(b) of the Act entitled “An Act to estab-
9 lish in the Department of the Interior the Southwestern
10 Pennsylvania Heritage Preservation Commission, and for
11 other purposes”, approved November 19, 1988 (102 Stat.
12 4618), is amended—

13 (1) in the first sentence, by inserting “and to
14 the Congress” after “Secretary”; and

15 (2) by inserting after the first sentence the fol-
16 lowing: “Funds made available for a fiscal year to
17 carry out this Act may not be obligated for that fis-
18 cal year until the report required for the preceding
19 fiscal year by the preceding sentence is submitted to
20 the Congress.”.

21 **SEC. 606. AUTHORIZATION OF APPROPRIATIONS.**

22 Title I of the Act entitled “An Act to establish in
23 the Department of the Interior the Southwestern Penn-
24 sylvania Heritage Preservation Commission, and for other
25 purposes”, approved November 19, 1988 (102 Stat.

1 4618), is amended by adding at the end the following new
2 section:

3 **“SEC. 106. AUTHORIZATION OF APPROPRIATIONS.**

4 “There are authorized to be appropriated to the Sec-
5 retary to carry out this Act the following:

6 “(1) For each of the fiscal years 1996, 1997,
7 and 1998, \$1,000,000 for planning and design,
8 \$1,600,000 for construction, \$600,000 for grants
9 and loans, and \$400,000 for the operations of the
10 Commission.

11 “(2) For that portion of fiscal year 1999 that
12 occurs before the Commission ceases to exist under
13 section 104(e), \$250,000 for planning and design,
14 \$400,000 for construction, \$150,000 for grants and
15 loans, and \$100,000 for the operations of the Com-
16 mission.”.

17 **SEC. 607. PATH OF PROGRESS.**

18 Title II of the Act entitled “An Act to establish in
19 the Department of the Interior the Southwestern Penn-
20 sylvania Heritage Preservation Commission, and for other
21 purposes”, approved November 19, 1988 (102 Stat.
22 4618), is amended as follows:

23 (1) By amending the heading of the title to
24 read as follows:

1 **“TITLE II—PATH OF PROGRESS”.**

2 (2) By amending section 201 to read as follows:

3 **“SEC. 201. IDENTIFICATION OF ROUTE.**

4 “In order to provide for public appreciation, edu-
5 cation, understanding, and enjoyment of certain nationally
6 and regionally significant sites in Southwestern Penn-
7 sylvania which are accessible by public roads, the Sec-
8 retary, with the concurrence of the agency having jurisdic-
9 tion over such roads, may provide signs, interpretive mate-
10 rials, and other informational devices for a vehicular tour
11 route, commonly known as the ‘Path of Progress Heritage
12 Route’.”.

13 **TITLE VII—BUY AMERICAN**
14 **POLICY**

15 **SEC. 701. PURCHASE OF AMERICAN-MADE EQUIPMENT AND**
16 **PRODUCTS.**

17 (a) SENSE OF THE CONGRESS.—It is the sense of the
18 Congress that, to the greatest extent practicable, all equip-
19 ment and products purchased with funds made available
20 under this Act should be American-made.

21 (b) NOTICE REQUIREMENT.—In using funds made
22 available under this Act to provide financial assistance to,
23 or enter into any contract with, any entity, the Secretary,
24 to the greatest extent practicable, shall provide to the en-

1 tity a notice describing the statement made by the Con-
2 gress in subsection (a).

Passed the House of Representatives October 5,
1994.

Attest:

Clerk.

103RD CONGRESS
2^D SESSION

H. R. 5044

AN ACT

To establish the American Heritage Areas
Partnership Program, and for other purposes.