103D CONGRESS 2D SESSION

## H. R. 4257

To provide for the study of Revolutionary War battlefields.

## IN THE HOUSE OF REPRESENTATIVES

APRIL 19, 1994

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

## A BILL

To provide for the study of Revolutionary War battlefields.

- 1 Be it enacted by the Senate and House of Representa-
- 2 tives of the United States of America in Congress assembled,
- 3 SECTION 1. SHORT TITLE.
- 4 This Act may be cited as the "Revolutionary War
- 5 Historic Preservation Study Act of 1994".
- 6 SEC. 2. DEFINITIONS.
- 7 For the purposes of this Act—
- 8 (1) the term "Commission" means the Revolu-
- 9 tionary War Sites Advisory Commission established
- in section 4;

1	(2) the term "Secretary" means the Secretary
2	of the Interior; and
3	(3) the term "Revolutionary War sites" means
4	those sites and structures situated in the United
5	States which are thematically tied with the nation-
6	ally significant events that occurred during the Rev-
7	olutionary War.
8	SEC. 3. FINDINGS.
9	The Congress finds that—
10	(1) Revolutionary War sites provide a means
11	for Americans to understand and interpret that pe-
12	riod in American history;
13	(2) the historical integrity of many of these
14	sites are at risk because they are located in regions
15	which are undergoing rapid urban and suburban de-
16	velopment; and
17	(3) it is important to obtain current informa-
18	tion on the significance of such sites, threats to their
19	integrity, and alternatives for their preservation and
20	interpretation for the benefit of the Nation.
21	SEC. 4. ESTABLISHMENT OF REVOLUTIONARY WAR SITES
22	ADVISORY COMMISSION.
23	(a) In General.—There is hereby established the
24	Revolutionary War Sites Advisory Commission. The Com-
25	mission shall consist of 13 members appointed as follows:

- 1 (1) Three individuals who are nationally recog-2 nized as experts and authorities on the history of the 3 Revolutionary War, and 2 individuals who are na-4 tionally recognized as experts and authorities in his-5 toric preservation and land use planning, appointed 6 by the Secretary.
  - (2) The Director of the National Park Service or his or her designee.
  - (3) The chair of the Advisory Council on Historic Preservation, or his or her designee.
    - (4) Three individuals appointed by the Speaker of the United States House of Representatives in consultation with the chairman and ranking minority member of the Committee on Natural Resources.
    - (5) Three individuals appointed by the President Pro Tempore of the United States Senate in consultation with the chairman and ranking minority member of the Committee on Energy and Natural Resources.
- 20 (b) CHAIR.—The Commission shall elect a chair from21 among its members.
- 22 (c) VACANCIES.—Vacancies occurring on the Com-23 mission shall not affect the authority of the remaining 24 members of the Commission to carry out the functions of 25 the Commission. Any vacancy in the Commission shall be

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- 1 promptly filled in the same manner in which the original
- 2 appointment was made.
- 3 (d) QUORUM.—A simple majority of Commission
- 4 members shall constitute a quorum.
- 5 (e) Meetings.—The Commission shall meet at least
- 6 quarterly or upon the call of the chair or a majority of
- 7 the members of the Commission.
- 8 (f) Compensation.—Members of the Commission
- 9 shall serve without compensation. Members of the Com-
- 10 mission, when engaged in official Commission business,
- 11 shall be entitled to travel expenses, including per diem in
- 12 lieu of subsistence, in the same manner as persons em-
- 13 ployed intermittently in government service under section
- 14 5703 of title 5, United States Code.
- 15 (g) TERMINATION.—The Commission established by
- 16 this section shall terminate 90 days after the transmittal
- 17 of the report to Congress as provided in section 7(c).
- 18 SEC. 5. STAFF OF THE COMMISSION.
- 19 (a) EXECUTIVE DIRECTOR.—The Director of the Na-
- 20 tional Park Service, or his or her designee, shall serve as
- 21 the Executive Director of the Commission.
- 22 (b) STAFF.—The Director of the National Park Serv-
- 23 ice shall, on a reimbursable basis, detail such staff as the
- 24 Commission may require to carry out its duties.

- 1 (c) Staff of Other Agencies.—Upon the request
- 2 of the Commission, the head of any Federal agency may
- 3 detail, on a reimbursable basis, any of the personnel of
- 4 such agency to the Commission to assist the Commission
- 5 in carrying out its duties.
- 6 (d) Experts and Consultants.—Subject to such
- 7 rules as may be adopted by the Commission, the Commis-
- 8 sion may procure temporary and intermittent services to
- 9 the same extent as authorized by section 3109(b) of title
- 10 5, United States Code, but at rates determined by the
- 11 Commission to be reasonable.
- 12 SEC. 6. POWERS OF THE COMMISSION.
- 13 (a) IN GENERAL.—The Commission may for the pur-
- 4 pose of carrying out this Act hold such hearings, sit and
- 15 act at such times and places, take such testimony, and
- 16 receive such evidence as the Commission may deem advis-
- 17 able.
- 18 (b) BYLAWS.—The Commission may make such by-
- 19 laws, rules, and regulations, consistent with this Act, as
- 20 it considers necessary to carry out its functions under this
- 21 Act.
- 22 (c) DELEGATION.—When so authorized by the Com-
- 23 mission, any member or agent of the Commission may
- 24 take any action which the Commission is authorized to
- 25 take by this section.

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

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

- 6 (a) Preparation of Study.—The Commission
- 7 shall prepare a study of Revolutionary War sites. Such
- 8 study shall identify the sites, determine the relative signifi-
- 9 cance of such sites, assess short- and long-term threats
- 10 to their integrity, and provide alternatives for the preser-
- 11 vation and interpretation of such sites by Federal, State,
- 12 and local governments, or other public or private entities,
- 13 as may be appropriate. The Commission shall research
- 14 and propose innovative open space and land preservation
- 15 techniques. Such alternatives may include (but shall not
- 16 be limited to) designation as units of the National Park
- 17 System or as affiliated areas. The study may include exist-
- 18 ing units of the National Park System.
- 19 (b) CONSULTATION.—During the preparation of the
- 20 study referred to in subsection (a), the Commission shall
- 21 consult with the Governors of affected States, affected
- 22 units of local government, State and local historic preser-
- 23 vation organizations, scholarly organizations, and such
- 24 other interested parties as the Commission deems advis-
- 25 able.

- 1 (c) Transmittal to the Secretary and Con-
- 2 GRESS.—Not later than 2 years after the date that funds
- 3 are made available for the study referred to in subsection
- 4 (a), the Commission shall transmit such study to the Sec-
- 5 retary and the Committee on Natural Resources of the
- 6 United States House of Representatives and the Commit-
- 7 tee on Energy and Natural Resources of the United States
- 8 Senate.
- 9 (d) Report.—Whenever the Commission submits a
- 10 report of the study to the Secretary or the Office of Man-
- 11 agement and Budget, it shall concurrently transmit copies
- 12 of that report to the Committee on Natural Resources of
- 13 the United States House of Representatives and the Com-
- 14 mittee on Energy and Natural Resources of the United
- 15 States Senate.
- 16 SEC. 8. AUTHORIZATION OF APPROPRIATIONS.
- 17 There is authorized to be appropriated such sums as
- 18 may be necessary to carry out this Act.

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