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2^D SESSION

H. R. 4746

IN THE SENATE OF THE UNITED STATES

OCTOBER 4 (legislative day, SEPTEMBER 12), 1994

Received

OCTOBER 8 (legislative day, SEPTEMBER 12), 1994

Read twice and referred to the Committee on Energy and Natural Resources

AN ACT

To provide for the exchange of lands within Gates of the Arctic National Park and Preserve, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **TITLE I—ANAKTUVUK PASS**
4 **LAND EXCHANGE AND WIL-**
5 **DERNESS REDESIGNATION**

6 **SEC. 101. SHORT TITLE.**

7 This title may be cited as the “Anaktuvuk Pass Land
8 Exchange and Wilderness Redesignation Act of 1994”.

1 **SEC. 102. FINDINGS.**

2 The Congress makes the following findings:

3 (1) The Alaska National Interest Lands Con-
4 servation Act (94 Stat. 2371), enacted on December
5 2, 1980, established Gates of the Arctic National
6 Park and Preserve and Gates of the Arctic Wilder-
7 ness. The village of Anaktuvuk Pass, located in the
8 highlands of the central Brooks Range, is virtually
9 surrounded by these national park and wilderness
10 lands and is the only Native village located within
11 the boundary of a National Park System unit in
12 Alaska.

13 (2) Unlike most other Alaskan Native commu-
14 nities, the village of Anaktuvuk Pass is not located
15 on a major river, lake, or coastline that can be used
16 as a means of access. The residents of Anaktuvuk
17 Pass have relied increasingly on snow machines in
18 winter and all-terrain vehicles in summer as their
19 primary means of access to pursue caribou and
20 other subsistence resources.

21 (3) In a 1983 land exchange agreement, linear
22 easements were reserved by the Inupiat Eskimo peo-
23 ple for use of all-terrain vehicles across certain na-
24 tional park lands, mostly along stream and river
25 banks. These linear easements proved unsatisfactory,
26 because they provided inadequate access to subsist-

1 ence resources while causing excessive environmental
2 impact from concentrated use.

3 (4) The National Park Service and the
4 Nunamiut Corporation initiated discussions in 1985
5 to address concerns over the use of all-terrain vehi-
6 cles on park and wilderness land. These discussions
7 resulted in an agreement, originally executed in
8 1992 and thereafter amended in 1993 and 1994,
9 among the National Park Service, Nunamiut Cor-
10 poration, the City of Anaktuvuk Pass, and Arctic
11 Slope Regional Corporation. Full effectuation of this
12 agreement, as amended, by its terms requires ratifi-
13 cation by the Congress.

14 **SEC. 103. RATIFICATION OF AGREEMENT.**

15 (a) RATIFICATION.—

16 (1) IN GENERAL.—The terms, conditions, pro-
17 cedures, covenants, reservations and other provisions
18 set forth in the document entitled “Donation, Ex-
19 change of Lands and Interests in Lands and Wilder-
20 ness Redesignation Agreement Among Arctic Slope
21 Regional Corporation, Nunamiut Corporation, City
22 of Anaktuvuk Pass and the United States of Amer-
23 ica” (hereinafter referred to in this title as “the
24 Agreement”), executed by the parties on December
25 17, 1992, as amended, are hereby incorporated in

1 this title, are ratified and confirmed, and set forth
2 the obligations and commitments of the United
3 States, Arctic Slope Regional Corporation,
4 Nunamiut Corporation and the City of Anaktuvuk
5 Pass, as a matter of Federal law.

6 (2) LAND ACQUISITION.—Lands acquired by
7 the United States pursuant to the Agreement shall
8 be administered by the Secretary of the Interior
9 (hereinafter referred to as the “Secretary”) as part
10 of Gates of the Arctic National Park and Preserve,
11 subject to the laws and regulations applicable there-
12 to.

13 (b) MAPS.—The maps set forth as Exhibits C1, C2,
14 and D through I to the Agreement depict the lands subject
15 to the conveyances, retention of surface access rights, ac-
16 cess easements and all-terrain vehicle easements. These
17 lands are depicted in greater detail on a map entitled
18 “Land Exchange actions, Proposed Anaktuvuk Pass Land
19 Exchange and Wilderness Redesignation, Gates of the
20 Arctic National Park and Preserve”, Map No. 185/80,039,
21 dated April 1994, and on file at the Alaska Regional Of-
22 fice of the National Park Service and the offices of Gates
23 of the Arctic National Park and Preserve in Fairbanks,
24 Alaska. Written legal descriptions of these lands shall be
25 prepared and made available in the above offices. In case

1 of any discrepancies, Map No. 185/80,039 shall be con-
2 trolling.

3 **SEC. 104. NATIONAL PARK SYSTEM WILDERNESS.**

4 (a) REDESIGNATION.—Section 701(2) of the Alaska
5 National Interest Lands Conservation Act (94 Stat. 2371,
6 2417) establishing the Gates of the Arctic Wilderness is
7 hereby amended with the addition of approximately
8 56,825 acres as wilderness and the rescission of approxi-
9 mately 73,993 acres as wilderness, thus revising the Gates
10 of the Arctic Wilderness to approximately 7,034,832
11 acres.

12 (b) MAPS.—The lands redesignated in subsection (a)
13 are depicted on a map entitled “Wilderness Actions, Pro-
14 posed Anaktuvuk Pass Land Exchange and Wilderness
15 Redesignation, Gates of the Arctic National Park and Pre-
16 serve”, Map No. 185/80,040, dated April 1994, and on
17 file at the Alaska Regional Office of the National Park
18 Service and the office of Gates of the Arctic National Park
19 and Preserve in Fairbanks, Alaska.

20 **SEC. 105. NATIONAL PARK SYSTEM WILDERNESS.**

21 (a) REDESIGNATION.—Section 201(8)(a) of the Alas-
22 ka National Interest Land Conservation Act is amended
23 by—

1 (1) striking “approximately six million four
2 hundred and sixty thousand acres” and inserting in
3 lieu thereof “approximately 6,477,168 acres”; and

4 (2) inserting “and the map entitled ‘Noatak
5 National Preserve and Noatak Wilderness Addition’
6 dated September 1994” after “July 1980”.

7 (b) SECTION 701.—Section 701(7) of the Alaska Na-
8 tional Interest Lands Conservation Act (16 U.S.C. 1132)
9 is amended by striking “approximately five million eight
10 hundred thousand acres” and inserting in lieu thereof
11 “approximately 5,817,168 acres”.

12 **SEC. 106. CONFORMANCE WITH OTHER LAW.**

13 (a) ALASKA NATIVE CLAIMS SETTLEMENT ACT.—All
14 of the lands, or interests therein, conveyed to and received
15 by Arctic Slope Regional Corporation or Nunamiut Cor-
16 poration pursuant to the Agreement shall be deemed con-
17 veyed and received pursuant to exchanges under section
18 22(f) of the Alaska Native Claims Settlement Act, as
19 amended (43 U.S.C. 1601, 1621(f)). All of the lands or
20 interests in lands conveyed pursuant to the Agreement
21 shall be conveyed subject to valid existing rights.

22 (b) ALASKA NATIONAL INTEREST LANDS CONSERVA-
23 TION ACT.—Except to the extent specifically set forth in
24 this title or the Agreement, nothing in this title or in the
25 Agreement shall be construed to enlarge or diminish the

1 rights, privileges, or obligations of any person, including
2 specifically the preference for subsistence uses and access
3 to subsistence resources provided under the Alaska Na-
4 tional Interest Lands Conservation Act, as amended (16
5 U.S.C. 3101 et seq.).

6 **TITLE II—WASHINGTON SQUARE**

7 **SEC. 201. RESTORATION OF WASHINGTON SQUARE.**

8 (a) RESTORATION.—The Secretary of the Interior
9 (acting through the Director of the National Park Service)
10 is authorized to provide a grant to the City of Philadelphia
11 to undertake the restoration of the area known as Wash-
12 ington Square, as depicted on the map numbered 391-
13 80,016 and dated September 1994. Such grant may not
14 be used to fund more than 66.6 percent of the costs of
15 such restoration. The grant shall be conditioned on the
16 conduct of such restoration in accordance with such stand-
17 ards as may be established by the Secretary in order to
18 facilitate the inclusion of the square in Independence Na-
19 tional Historical Park pursuant to section 202 of this title.
20 Such standards shall provide for the use of the most cost-
21 efficient design and materials that are both consistent
22 with the historical values of the square and suitable for
23 inclusion in Independence National Historical Park. The
24 grant shall also be conditioned upon the entrance by the
25 city into a memorandum of agreement (hereinafter in this

1 title referred to as the “memorandum”) with the Secretary
2 with respect to the long-term lease and administration of
3 the square. The terms and conditions of such memoran-
4 dum of agreement shall be consistent with the terms and
5 conditions of the document entitled “Memorandum of
6 Agreement of July 14, 1950 Between the Department of
7 the Interior and the City of Philadelphia Relating to the
8 Establishment of the Independence National Historical
9 Park at Philadelphia, Pennsylvania” (hereinafter in this
10 title referred to as the “Memorandum of 1950”).

11 (b) OFFSET OF FUNDING.—Any Federal funds, other
12 than those authorized to be appropriated under this title,
13 that are appropriated for the purpose of restoring Wash-
14 ington Square (as depicted on the map referred to in sub-
15 section (a)) shall be used to offset any funds made avail-
16 able to the National Park Service pursuant to this title.

17 (c) AUTHORIZATION OF APPROPRIATIONS.—There is
18 authorized to be appropriated for the purposes of this sec-
19 tion not more than \$2,600,000.

20 **SEC. 202. INCLUSION WITHIN INDEPENDENCE NATIONAL**
21 **HISTORICAL PARK.**

22 Upon completion of the restoration, pursuant to sec-
23 tion 201, of Washington Square (as depicted on the map
24 referred to in section 201), the Secretary of the Interior
25 is authorized to do any of the following:

1 (1) Enter into a lease agreement with the city
2 of Philadelphia for the lease of such area to the Na-
3 tional Park Service under terms that are included in
4 the memorandum and are commensurate with terms
5 contained in the Memorandum of 1950.

6 (2) Acquire such area, or an interest in the
7 area, by donation.

8 (3) Modify the boundaries of Independence Na-
9 tional Historical Park to include such area within
10 such boundaries.

11 (4) Provide for the administration of such area
12 as part of such Park.

13 **SEC. 203. ROLE OF CITY OF PHILADELPHIA.**

14 In accordance with the terms set forth in the Memo-
15 randum of Understanding signed by the Department of
16 the Interior, the city of Philadelphia, and the Fairmount
17 Park Commission and dated November 25, 1991, and as
18 a condition of receiving the grant referred to in section
19 201(a), the city of Philadelphia shall provide, without cost
20 to the Federal Government, services for Washington
21 Square (as depicted on the map referred to in section 201)
22 with respect to electricity, natural gas, water and sewer,
23 curbside garbage collection of bagged trash or receipt of
24 hailed trash at a city collection point, and police services

1 comparable to those provided in the surrounding commu-
2 nity.

3 **TITLE III—WALNUT CANYON NA-**
4 **TIONAL MONUMENT BOUND-**
5 **ARY MODIFICATION**

6 **SEC. 301. SHORT TITLE.**

7 This title may be cited as the “Walnut Canyon
8 National Monument Boundary Modification Act of 1994”.

9 **SEC. 302. FINDINGS AND PURPOSE.**

10 (a) FINDINGS.—The Congress finds that:

11 (1) Walnut Canyon National Monument was es-
12 tablished for the preservation and interpretation of
13 certain settlements and land use patterns associated
14 with the prehistoric Sinaguan culture of northern
15 Arizona.

16 (2) Major cultural resources associated with the
17 purposes of Walnut Canyon National Monument are
18 near the boundary and are currently managed under
19 multiple-use objectives of the adjacent national for-
20 est. These concentrations of cultural resources, often
21 referred to as “forts”, would be more effectively
22 managed as part of the National Park System.

23 (b) PURPOSE.—The purpose of this title is to modify
24 the boundaries of the Walnut Canyon National Monument
25 (hereafter in this title referred to as the “national monu-

1 ment”) to improve management of the national monument
2 and associated resources.

3 **SEC. 303. BOUNDARY MODIFICATION.**

4 Effective on the date of enactment of this Act, the
5 boundaries of the national monument shall be modified as
6 depicted on the map entitled “Boundary Proposal—Wal-
7 nut Canyon National Monument, Coconino County, Ari-
8 zona”, numbered 360/80,011, and dated September 1994.
9 Such map shall be on file and available for public inspec-
10 tion in the offices of the Director of the National Park
11 Service, Department of the Interior.

12 **SEC. 304. ACQUISITION AND TRANSFER OF PROPERTY.**

13 The Secretary of the Interior is authorized to acquire
14 lands and interest in lands within the national monument,
15 by donation, purchase with donated or appropriated funds,
16 or exchange. Federal property within the boundaries of the
17 national monument (as modified by this title) is hereby
18 transferred to the administrative jurisdiction of the Sec-
19 retary of the Interior for management as part of the na-
20 tional monument. Federal property excluded from the
21 monument pursuant to the boundary modification under
22 section 303 is hereby transferred to the administrative ju-
23 risdiction of the Secretary of Agriculture to be managed
24 as a part of the Coconino National Forest.

1 **SEC. 305. ADMINISTRATION.**

2 The Secretary of the Interior, acting through the Di-
3 rector of the National Park Service, shall manage the na-
4 tional monument in accordance with this title and the pro-
5 visions of law generally applicable to units of the National
6 Park Service, including “An Act to establish a National
7 Park Service, and for other purposes” approved August
8 25, 1916 (39 Stat. 535; 16 U.S.C. 1, 2–4).

9 **SEC. 306. AUTHORIZATION OF APPROPRIATIONS.**

10 There is authorized to be appropriated such sums as
11 may be necessary to carry out the purpose of this title.

12 **TITLE IV—NORTH FORK**
13 **PAYETTE RIVER**

14 **SEC. 401. PROTECTION OF THE NORTH FORK PAYETTE**
15 **RIVER.**

16 In order to protect for present and future generations
17 the outstanding scenic, natural, and recreational values of
18 the North Fork of the Payette River between Cabarton
19 Bridge and Banks in the State of Idaho, the protections
20 afforded by section 7(a) of the Wild and Scenic Rivers
21 Act (16 U.S.C. 1278(a)) for rivers designated under sec-
22 tion 3(a) of that Act shall apply to the 25-mile segment
23 of such river downstream of Cabarton Bridge and up-
24 stream of the confluence of the river with the South Fork
25 of the Payette at Banks.

1 **SEC. 402. EFFECTIVE DATE.**

2 The provisions of this title shall remain in effect so
3 long as there remain in effect the laws of the State of
4 Idaho that as of the date of enactment of this Act prohib-
5 ited development of hydroelectric projects (including dams,
6 water conduits, reservoirs, powerhouses and other project
7 works) and other water resource projects on or directly
8 affecting the segment of the North Fork of the Payette
9 River identified in section 401 of this title.

10 **TITLE V—LOWER SALMON RIVER**

11 **SEC. 501. SHORT TITLE.**

12 This title may be cited as the “Lower Salmon River
13 Recreational and Scenic Rivers Act of 1994”.

14 **SEC. 502. RECREATIONAL AND SCENIC RIVER DESIGNA-**
15 **TIONS.**

16 (a) IN GENERAL.—Section 3(a) of the Wild and Sce-
17 nic Rivers Act (16 U.S.C. 1274(a)) is amended by adding
18 at the end the following new paragraph:

19 “() LOWER SALMON RIVER, IDAHO.—(A)(i) The
20 23.7 mile segment from Long Tom Bar in the southeast
21 quarter of section 31, township 25 north, range 5 east
22 to the line between range 1 east and range 2 east, to be
23 administered by the Secretaries of Agriculture and the In-
24 terior as a recreational river.

25 “(ii) The 35.3 mile segment from the line between
26 range 1 east and range 2 east to the mouth of Hammer

1 Creek in the southwest quarter of section 15, township
2 28 north, range 1 east, to be administered by the Sec-
3 retary of the Interior as a recreational river.

4 “(iii) The 53 mile segment from Hammer Creek to
5 the confluence of the Snake River, to be administered by
6 the Secretary of the Interior as a scenic river.

7 “(B) Notwithstanding subsection (b), the boundaries
8 of the public lands of the segments described in subpara-
9 graph (A) shall be the boundaries of the public lands with-
10 drawn by the Secretary of the Interior through Public
11 Land Order 6629, effective November 13, 1986, and Pub-
12 lic Land Order 6670, effective April 1, 1988, and for those
13 lands not included in Public Land Orders 6629 and 6670,
14 the boundaries shall be the legal subdivision line nearest
15 one-quarter mile from the mean high water line of the
16 river.”.

17 (b) LIMITATION.—Nothing in this title, or in the
18 amendment to the Wild and Scenic Rivers Act made by
19 this title, shall be construed as authorizing any acquisition
20 of any scenic easement that without the consent of the
21 landowner would affect any regular use of relevant lands
22 that was exercised prior to the acquisition of such ease-
23 ment. Nothing in this title, or in the amendments to the
24 Wild and Scenic Rivers Act made by this title, shall affect
25 any existing use of the Lower Salmon River, provided that

1 such use occurs at levels consistent with the resource man-
2 agement plan.

3 **SEC. 503. PERMANENT WITHDRAWAL.**

4 The withdrawals made by the Secretary of the Inte-
5 rior through Public Land Order 6629, effective November
6 13, 1986, and Public Land Order 6670, effective April
7 1, 1988, are made permanent.

8 **SEC. 504. STUDY OF ROCK CREEK**

9 Section 5(a) of the Wild and Scenic Rivers Act (16
10 U.S.C. 1271 and following) is amended by adding the fol-
11 lowing at the end thereof:

12 “() ROCK CREEK, MONTANA.—The segment down-
13 stream from its headwaters to its confluence with the
14 Clark Fork, including its tributaries.”.

15 **TITLE VI—TARGHEE NATIONAL**
16 **FOREST EXCHANGE**

17 **SEC. 601. AUTHORIZATION OF EXCHANGE.**

18 (a) CONVEYANCE.—Notwithstanding the require-
19 ments in the Act entitled “An Act to Consolidate National
20 Forest Lands”, approved March 20, 1922 (16 U.S.C.
21 485), and section 206(b) of the Federal Land Policy and
22 Management Act of 1976 (43 U.S.C. 1716(b)) that Fed-
23 eral and non-Federal lands exchanged for each other must
24 be located within the same State, the Secretary of Agri-
25 culture may convey the Federal lands described in section

1 602(a) in exchange for the non-Federal lands described
2 in section 602(b) in accordance with the provisions of this
3 title.

4 (b) APPLICABILITY OF OTHER PROVISIONS OF
5 LAW.—Except as otherwise provided in this title, the land
6 exchange required in this title shall be made under the
7 existing authorities of the Secretary.

8 (c) ACCEPTABILITY OF TITLE AND MANNER OF CON-
9 VEYANCE.—The Secretary shall not carry out the ex-
10 change described in subsection (a) unless the title to the
11 non-Federal lands to be conveyed to the United States,
12 and the form and procedures of conveyance, are acceptable
13 to the Secretary.

14 **SEC. 602. DESCRIPTION OF LANDS TO BE EXCHANGED.**

15 (a) FEDERAL LANDS.—The Federal lands referred to
16 in this title are located in the Targhee National Forest
17 in Idaho, are generally depicted on the map entitled
18 “Targhee Exchange, Idaho-Wyoming—Proposed, Federal
19 Land”, dated September 1994, and are known as the
20 North Fork Tract.

21 (b) NON-FEDERAL LANDS.—The non-Federal lands
22 referred to in this title are located in the Targhee National
23 Forest in Wyoming, are generally depicted on the map en-
24 titled “Non-Federal Land, Targhee Exchange, Idaho-Wy-

1 coming—Proposed”, dated September 1994, and are
2 known as the Squirrel Meadows Tract.

3 (c) MAPS.—The maps referred to in subsections (a)
4 and (b) shall be on file and available for inspection in the
5 office of the Supervisor of the Targhee National Forest
6 in Idaho and in the office of the Chief of the Forest Serv-
7 ice.

8 **SEC. 603. EQUALIZATION OF VALUES.**

9 Before the occurrence of the exchange authorized by
10 section 601, the values of the Federal and non-Federal
11 lands to be so exchanged shall be established by appraisals
12 of fair market value that shall be subject to approval by
13 the Secretary. The values either shall be equal or shall
14 be equalized using the following methods:

15 (1) ADJUSTMENT OF LANDS.—

16 (A) PORTION OF FEDERAL LANDS.—If the
17 Federal lands are greater in value than the
18 non-Federal lands, the Secretary shall reduce
19 the acreage of the Federal lands until the val-
20 ues of the Federal lands closely approximate
21 the values of the non-Federal lands.

22 (B) ADDITIONAL FEDERALLY OWNED
23 LANDS.—If the non-Federal lands are greater
24 in value than the Federal lands, the Secretary
25 may convey additional federally owned lands

1 within the Targhee National Forest up to an
2 amount necessary to equalize the values of the
3 non-Federal lands and the lands to be trans-
4 ferred out of Federal ownership. However, such
5 additional federally owned lands shall be adja-
6 cent to the lands identified on the map referred
7 to in section 602(a).

8 (2) PAYMENT OF MONEY.—The values may be
9 equalized by the payment of money as provided in
10 section 206(b) of the Federal Land Policy and Man-
11 agement Act of 1976 (43 U.S.C. 1716(b)).

12 **SEC. 604. ACQUISITION OF SQUIRREL MEADOWS TRACT.**

13 The Secretary shall seek to acquire any portion of
14 the non-Federal lands that is not acquired under this title.

15 **SEC. 605. DEFINITIONS.**

16 For purposes of this title:

17 (1) The term “Federal lands” means the Fed-
18 eral lands described in section 602(a).

19 (2) The term “non-Federal lands” means the
20 non-Federal lands described in section 602(b).

21 (3) The term “Secretary” means the Secretary
22 of Agriculture.

1 **TITLE VII—TRANSFER TO TAOS**
2 **PUEBLO**

3 **SEC. 701. LAND TRANSFER.**

4 (a) TRANSFER.—The parcel of land described in sub-
5 section (b) is hereby transferred without consideration to
6 the Secretary of the Interior to be held in trust for the
7 Pueblo de Taos. Such parcel shall be a part of the Pueblo
8 de Taos Reservation and shall be managed in accordance
9 with section 4 of the Act of May 31, 1933 (48 Stat. 108)
10 (as amended, including as amended by Public Law 91-
11 550 (84 Stat. 1437)).

12 (b) LAND DESCRIPTION.—The parcel of land re-
13 ferred to in subsection (a) is the land that is generally
14 depicted on the map entitled “Lands transferred to the
15 Pueblo of Taos—proposed” and dated September 1994,
16 comprises 764.33 acres, and is situated within sections 25,
17 26, 35, and 36, Township 27 North, Range 14 East, New
18 Mexico Principal Meridian, within the Wheeler Peak Wil-
19 derness, Carson National Forest, Taos County, New
20 Mexico.

21 (c) CONFORMING BOUNDARY ADJUSTMENTS.—The
22 boundaries of the Carson National Forest and the Wheeler
23 Peak Wilderness are hereby adjusted to reflect the trans-
24 fer made by subsection (a).

1 (d) COMPLETION OF TRANSFER.—The Congress
2 finds and declares that the lands to be held in trust and
3 to become part of the Pueblo de Taos Reservation under
4 this section complete the transfer effected by section 4 of
5 the Act of May 31, 1933 (48 Stat. 108) (as amended, in-
6 cluding as amended by Public Law 91-550 (84 Stat.
7 1437)).

8 **TITLE VIII—WOMENS RIGHTS**
9 **NATIONAL HISTORICAL PARK**

10 **SEC. 801. INCLUSION OF ADDITIONAL PROPERTIES.**

11 Section 1601(c) of the Act of December 28, 1980 (16
12 U.S.C. 410 ll) is amended as follows:

13 (1) Strike “initially”.

14 (2) Strike “and” at the end of paragraph (8).

15 (3) Strike the period at the end of paragraph
16 (9) and insert a semicolon.

17 (4) Add the following at the end thereof:

18 “(10) not to exceed 1 acre, plus improvements,
19 as determined by the Secretary, in Seneca Falls for
20 development of a maintenance facility;

21 “(11) dwelling, 1 Seneca Street, Seneca Falls;

22 “(12) dwelling, 10 Seneca Street, Seneca Falls;

23 “(13) parcels adjacent to Wesleyan Chapel
24 Block, including Clinton Street, Fall Street, and
25 Mynderse Street, Seneca Falls; and

1 “(14) dwelling, 12 East Williams Street, Water-
2 loo.”.

3 **SEC. 802. MISCELLANEOUS AMENDMENTS TO 1980 ACT.**

4 Section 1601 of the Act of December 28, 1980 (16
5 U.S.C. 410 ll) is amended as follows:

6 (1) Insert “(1)” after “(i)” in subsection (i)
7 and add at the end of such subsection (i) the follow-
8 ing new paragraph:

9 “(2) In addition to those sums previously appro-
10 priated for land acquisition and development, there is
11 hereby authorized to be appropriated for fiscal years after
12 September 30, 1994, \$2,000,000.”.

13 (2) In subsection (c) delete paragraph (7) and
14 renumber the remaining paragraphs accordingly.

15 **TITLE IX—DAYTON AVIATION**
16 **HERITAGE**
17 **Subtitle A—DAYTON AVIATION**
18 **HERITAGE AMENDMENTS**

19 **SEC. 901. DAYTON AVIATION HERITAGE AMENDMENTS.**

20 Section 201(b) of the Dayton Aviation Heritage Pres-
21 ervation Act of 1992 (16 U.S.C. 410ww-21(b)), is amend-
22 ed as follows:

23 (1) In paragraph (2), by striking “from rec-
24 ommendations” and inserting “after consideration of
25 recommendations”.

1 (2) In paragraph (4), by striking “from rec-
2 ommendations” and inserting “after consideration of
3 recommendations”.

4 (3) In paragraph (5), by striking “from rec-
5 ommendations” and inserting “after consideration of
6 recommendations”.

7 (4) In paragraph (6), by striking “from rec-
8 ommendations” and inserting “after consideration of
9 recommendations”.

10 (5) In paragraph (7), by striking “from rec-
11 ommendations” and inserting “after consideration of
12 recommendations”.

13 **Subtitle B—MANASSAS NATIONAL**
14 **BATTLEFIELD PARK AMEND-**
15 **MENTS**

16 **SEC 911. SHORT TITLE.**

17 This title may be cited as the “Manassas National
18 Battlefield Park Amendments of 1994”.

19 **SEC. 912. ORDERLY RESOLUTION.**

20 Subsection (b)(2)(C) of the first section of the Act
21 entitled “An Act to preserve within Manassas National
22 Battlefield Park, Virginia, the most important historic
23 properties relating to the battles of Manassas, and for
24 other purposes”, approved April 17, 1954 (16 U.S.C.
25 429b(b)(2)(C)), is amended by adding at the end the fol-

1 lowing new sentence: “If, pursuant to this paragraph, the
2 United States takes property that is used for public utility
3 purposes (including taking a property right by terminating
4 an easement), the owner of the property or the grantee
5 of the easement may, not later than 3 years after the date
6 of the enactment of the Manassas National Battlefield
7 Park Amendments of 1994, initiate a proceeding in a
8 court of competent jurisdiction seeking a determination
9 of just compensation with respect to the taking of the
10 property.”.

11 **TITLE X—PENNSYLVANIA AVE-**
12 **NUE DEVELOPMENT COR-**
13 **PORATION**

14 **SEC. 1001. SHORT TITLE.**

15 This title may be cited as the “Pennsylvania Avenue
16 Development Corporation Reauthorization Act of 1994”.

17 **SEC. 1002. AUTHORIZATION OF APPROPRIATIONS.**

18 Section 17(a) of the Pennsylvania Avenue Develop-
19 ment Corporation Act of 1972 (40 U.S.C. 885(a)) is
20 amended by adding at the end the following new sentence:
21 “There are further authorized to be appropriated for oper-
22 ating and administrative expenses of the Corporation
23 \$2,738,000 for fiscal year 1995.”.

1 **SEC. 1003. DISSOLUTION AND SUCCESSION PLAN.**

2 (a) SUBMISSION OF PLAN.—The Board of Directors
3 of the Pennsylvania Avenue Development Corporation
4 shall prepare and submit to the Congress, not later than
5 March 31, 1995, a dissolution and succession plan that
6 provides for the timely dissolution of the Corporation and
7 an orderly transition to such dissolution. The plan shall—

8 (1) set forth a proposed plan under which an
9 existing Federal agency or agencies could meet all
10 ongoing Federal responsibilities relating to the devel-
11 opment plan referred to in section 5 of the Penn-
12 sylvania Avenue Development Corporation Act of
13 1972 (40 U.S.C. 874);

14 (2) detail the incremental steps that will accom-
15 plish the dissolution of the Corporation; and

16 (3) specifically address the requirements of the
17 Federal Triangle property (as defined in section
18 10(5) of the Federal Triangle Development Act (40
19 U.S.C. 1109(5))) and describe means that will en-
20 sure appropriate construction at and post-construc-
21 tion development of the property.

22 (b) FAILURE TO SUBMIT PLAN.—If the Board of Di-
23 rectors of the Pennsylvania Avenue Development Corpora-
24 tion does not submit the dissolution and succession plan
25 required by subsection (a) to the Congress on or before
26 March 31, 1995, the Corporation may not obligate or ex-

1 pend, after March 31, 1995, funds appropriated for fiscal
2 year 1995 under section 17(a) of the Pennsylvania Avenue
3 Development Corporation Act of 1972 (40 U.S.C. 885(a)).

4 (c) APPLICATION NOTWITHSTANDING SECTION 3(b)
5 OF PADC ACT OF 1972.—This section shall apply not-
6 withstanding section 3(b) of the Pennsylvania Avenue De-
7 velopment Corporation Act of 1972 (40 U.S.C. 872(b)).

8 **TITLE XI—NEW BEDFORD WHAL-**
9 **ING NATIONAL HISTORICAL**
10 **PARK**

11 **SEC. 1101. FINDINGS AND PURPOSES.**

12 (a) FINDINGS.—The Congress finds that—

13 (1) the New Bedford National Historic Land-
14 mark District and associated historic sites as de-
15 scribed in section 1103(b) of this title, including the
16 Schooner Ernestina, are National Historic Land-
17 marks and are listed on the National Register of
18 Historic Places as historic sites associated with the
19 history of whaling in the United States;

20 (2) the city of New Bedford was the 19th cen-
21 tury capital of the world's whaling industry and re-
22 tains significant architectural features, archival ma-
23 terials, and museum collections illustrative of this
24 period;

1 (3) New Bedford’s historic resources provide
2 opportunities for illustrating and interpreting the
3 whaling industry’s contribution to the economic, so-
4 cial, and environmental history of the United States
5 and provide opportunities for public use and enjoy-
6 ment; and

7 (4) the National Park System presently con-
8 tains no sites commemorating whaling and its con-
9 tribution to American history.

10 (b) PURPOSES.—The purposes of this title are—

11 (1) to preserve, protect, and interpret the re-
12 sources within the areas described in section 1103(b)
13 of this title, including architecture, setting, and as-
14 sociated archival and museum collections;

15 (2) to collaborate with the city of New Bedford
16 and with local historical, cultural, and preservation
17 organizations to further the purposes of the park es-
18 tablished under this title; and

19 (3) to provide opportunities for the inspirational
20 benefit and education of the American people.

21 **SEC. 1102. DEFINITIONS.**

22 For the purposes of this title:

23 (1) The term “park” means the New Bedford
24 Whaling National Historical Park established by
25 section 1103.

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

3 **SEC. 1103. NEW BEDFORD WHALING NATIONAL HISTORICAL**
4 **PARK.**

5 (a) ESTABLISHMENT.—In order to preserve for the
6 benefit and inspiration of the people of the United States
7 as a national historical park certain districts, structures,
8 and relics located in New Bedford, Massachusetts, and as-
9 sociated with the history of whaling and related social and
10 economic themes in America, there is established the New
11 Bedford Whaling National Historical Park.

12 (b) BOUNDARIES.—(1) The boundaries of the park
13 shall be those generally depicted on the map numbered
14 NAR-P49-80000-4 and dated June 1994. Such map
15 shall be on file and available for public inspection in the
16 appropriate offices of the National Park Service. The park
17 shall include the following:

18 (A) The area included within the New Bedford
19 National Historic Landmark District, known as the
20 Bedford Landing Waterfront Historic District, as
21 listed within the National Register of Historic Places
22 and in the Massachusetts State Register of Historic
23 Places.

24 (B) The National Historic Landmark Schooner
25 Ernestina, with its home port in New Bedford.

1 (C) The land along the eastern boundary of the
2 New Bedford National Historic Landmark District
3 over to the east side of MacArthur Drive from the
4 Route 6 overpass on the north to an extension of
5 School Street on the south.

6 (D) The land north of Elm Street in New Bed-
7 ford, bounded by Acushnet Avenue on the west,
8 Route 6 (ramps) on the north, MacArthur Drive on
9 the east, and Elm Street on the south.

10 In case of any conflict between the descriptions set forth
11 in subparagraphs (A) through (D) and the map referred
12 to in this subsection, the map shall govern.

13 (2) In addition to the sites, areas and relics referred
14 to in paragraph (1), the Secretary may assist in the inter-
15 pretation and preservation of each of the following:

16 (A) The southwest corner of the State Pier.

17 (B) Waterfront Park, immediately south of land
18 adjacent to the State Pier.

19 (C) The Rotch-Jones-Duff House and Garden
20 Museum, located at 396 County Street.

21 (D) The Wharfinger Building, located on Piers
22 3 and 4.

23 (E) The Bourne Counting House, located on
24 Merrill's Wharf.

1 **SEC. 1104. ADMINISTRATION OF PARK.**

2 (a) IN GENERAL.—The park shall be administered by
3 the Secretary in accordance with this title and the provi-
4 sions of law generally applicable to units of the national
5 park system, including the Act entitled “An Act to estab-
6 lish a National Park Service, and for other purposes”, ap-
7 proved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1, 2,
8 3, and 4) and the Act of August 21, 1935 (49 Stat. 666;
9 16 U.S.C. 461–467).

10 (b) COOPERATIVE AGREEMENTS.—(1) The Secretary
11 may consult and enter into cooperative agreements with
12 interested entities and individuals to provide for the pres-
13 ervation, development, interpretation, and use of the park.

14 (2) Funds authorized to be appropriated to the Sec-
15 retary for the purposes of this subsection shall be ex-
16 pended in the ratio of one dollar of Federal funds for each
17 dollar of funds contributed by non-Federal sources. For
18 the purposes of this subsection, the Secretary is author-
19 ized to accept from non-Federal sources, and to utilize for
20 purposes of this title, any money so contributed. With the
21 approval of the Secretary, any donation of land, services,
22 or goods from a non-Federal source may be considered
23 as a contribution of funds from a non-Federal source for
24 the purposes of this subsection.

25 (3) Any payment made by the Secretary pursuant to
26 a cooperative agreement under this subsection shall be

1 subject to an agreement that conversion, use, or disposal
2 of the project so assisted for purposes contrary to the pur-
3 poses of this title, as determined by the Secretary, shall
4 result in a right of the United States to reimbursement
5 of all funds made available to such project or the propor-
6 tion of the increased value of the project attributable to
7 such funds as determined at the time of such conversion,
8 use, or disposal, whichever is greater.

9 (c) LIMITATION ON FUNDS.—Funds authorized to be
10 appropriated to the Secretary for operation and mainte-
11 nance of the schooner Ernestina may not exceed 50 per-
12 cent of the total costs of such operation and maintenance
13 and may not exceed \$300,000 annually.

14 (d) ACQUISITION OF REAL PROPERTY.—The Sec-
15 retary may acquire, for the purposes of the park, by dona-
16 tion, exchange, lease or purchase with donated or appro-
17 priated funds, lands, interests in lands, and improvements
18 thereon within the park except that (1) lands, and inter-
19 ests in lands, within the boundaries of the park which are
20 owned by the State of Massachusetts or any political sub-
21 division thereof, may be acquired only by donation, and
22 (2) lands, and interests in lands, within the boundaries
23 of the park which are not owned by the State of Massachu-
24 setts or any political subdivision thereof may be acquired
25 only with the consent of the owner thereof unless the Sec-

1 reary determines, after written notice to the owner and
2 after opportunity for comment, that the property is being
3 developed, or proposed to be developed, in a manner which
4 is detrimental to the integrity of the park or which is oth-
5 erwise incompatible with the purposes of this title.

6 (e) OTHER PROPERTY, FUNDS, AND SERVICES.—The
7 Secretary may accept donated funds, property, and serv-
8 ices to carry out this title.

9 **SEC. 1105. GENERAL MANAGEMENT PLAN.**

10 Not later than the end of the second fiscal year begin-
11 ning after the date of enactment of this Act, the Secretary
12 shall submit to the Committee on Natural Resources of
13 the House of Representatives and the Committee on En-
14 ergy and Natural Resources of the Senate a general man-
15 agement plan for the park and shall implement such plan.
16 The plan shall be prepared in accordance with section
17 12(b) of the Act of August 18, 1970 (16 U.S.C. 1a-7(b))
18 and other applicable law.

19 **SEC. 1106. AUTHORIZATION OF APPROPRIATIONS.**

20 There are authorized to be appropriated such sums
21 as may be necessary to carry out this title, but not more
22 than \$10,400,000 is authorized to be appropriated for
23 construction, acquisition, restoration, and rehabilitation of
24 visitor and interpretative facilities.

1 **TITLE XII—QUINEBAUG AND**
2 **SHETUCKET RIVERS VALLEY**
3 **NATIONAL HERITAGE COR-**
4 **RIDOR.**

5 **SEC. 1201. SHORT TITLE.**

6 This title may be cited as the “Quinebaug and
7 Shetucket Rivers Valley National Heritage Corridor Act
8 of 1994”.

9 **SEC. 1202. FINDINGS.**

10 Congress finds that:

11 (1) The Quinebaug and Shetucket Rivers Valley
12 in the State of Connecticut is one of the last un-
13 spoiled and undeveloped areas in the Northeastern
14 United States and has remained largely intact, in-
15 cluding important aboriginal archaeological sites, ex-
16 cellent water quality, beautiful rural landscapes,
17 architecturally significant mill structures and mill
18 villages, and large acreage of parks and other per-
19 manent open space.

20 (2) The State of Connecticut ranks last among
21 the 50 States in the amount of federally protected
22 park and open space lands within its borders and
23 lags far behind the other northeastern States in the
24 amount of land set-aside for public recreation.

1 (3) The beautiful rural landscapes, scenic vistas
2 and excellent water quality of the Quinebaug and
3 Shetucket Rivers contain significant undeveloped
4 recreational opportunities for people throughout the
5 United States.

6 (4) The Quinebaug and Shetucket Rivers Valley
7 is within a 2-hour drive of the major metropolitan
8 areas of New York City, Hartford, Providence,
9 Worcester, Springfield, and Boston. With the Presi-
10 dent’s Commission on Americans Outdoors reporting
11 that Americans are taking shorter “closer-to-home”
12 vacations, the Quinebaug and Shetucket Rivers Val-
13 ley represents important close-by recreational oppor-
14 tunities for significant population.

15 (5) The existing mill sites and other structures
16 throughout the Quinebaug and Shetucket Rivers
17 Valley were instrumental in the development of the
18 industrial revolution.

19 (6) The Quinebaug and Shetucket Rivers Valley
20 contains a vast number of discovered and unre-
21 covered Native American and colonial archaeological
22 sites significant to the history of North America and
23 the United States.

24 (7) The Quinebaug and Shetucket Rivers Valley
25 represents one of the last traditional upland farming

1 and mill village communities in the northeastern
2 United States.

3 (8) The Quinebaug and Shetucket Rivers Valley
4 played a nationally significant role in the cultural
5 evolution of the prewar colonial period. Leading the
6 transformation from Puritan to Yankee, the “Great
7 Awakening” religious revival and early political de-
8 velopment leading up to and during the War of
9 Independence.

10 (9) Many local, regional and State agencies,
11 businesses, and private citizens and the New Eng-
12 land Governors’ Conference have expressed an over-
13 whelming desire to combine forces: to work coopera-
14 tively to preserve and enhance resources region-wide
15 and better plan for the future.

16 **SEC. 1203. ESTABLISHMENT OF QUINEBAUG AND**
17 **SHETUCKET RIVERS VALLEY NATIONAL HER-**
18 **ITAGE CORRIDOR; PURPOSE.**

19 (a) ESTABLISHMENT.—There is hereby established in
20 the State of Connecticut the Quinebaug and Shetucket
21 Rivers Valley National Heritage Corridor.

22 (b) PURPOSE.—It is the purpose of this title to pro-
23 vide a management framework to assist the State of Con-
24 necticut, its units of local and regional government and
25 citizens in the development and implementation of inte-

1 graded cultural, historical, and recreational land resource
2 management programs in order to retain, enhance, and
3 interpret the significant features of the lands, water, and
4 structures of the Quinebaug and Shetucket Rivers Valley
5 in the State of Connecticut.

6 **SEC. 1204. BOUNDARIES AND ADMINISTRATION.**

7 (a) BOUNDARIES.—The Boundaries of the Corridor
8 shall include the towns of Ashford, Brooklyn, Canterbury,
9 Chaplin, Coventry, Eastford, Franklin, Griswold, Hamp-
10 ton, Killingly, Lebanon, Lisbon, Mansfield, Norwich,
11 Plainfield, Pomfret, Preston, Putnam, Scotland, Sprague,
12 Sterling, Thompson, Voluntown, Windham, and Wood-
13 stock. As soon as practical after the date of enactment
14 of this title, the Secretary of the Interior shall publish in
15 the Federal Register a detailed description and map of
16 boundaries established under this subsection.

17 (b) ADMINISTRATION.—The Corridor shall be admin-
18 istered in accordance with the provisions of this title.

19 **SEC. 1205. QUINEBAUG AND SHETUCKET RIVERS VALLEY**
20 **NATIONAL HERITAGE CORRIDOR COMMIS-**
21 **SION.**

22 (a) ESTABLISHMENT.—There is hereby established
23 within the Department of the Interior the Quinebaug and
24 Shetucket Rivers Valley National Heritage Corridor Com-
25 mission (referred to in this title as the “Commission”).

1 The Commission shall assist appropriate Federal, State,
2 regional planning organizations, and local authorities in
3 the development and implementation of an integrated re-
4 source management plan for the lands and water as speci-
5 fied in section 1203.

6 (b) MEMBERSHIP.—The Commission shall be com-
7 prised of 19 members appointed not later than 6 months
8 after the date of enactment of this title as follows:

9 (1) The Director of the National Park Service
10 ex officio (or his delegate).

11 (2) 3 individuals appointed by the Secretary
12 after consultation with the governor, who shall rep-
13 resent the interests of—

14 (A) the Connecticut Department of Envi-
15 ronmental Protection,

16 (B) the Connecticut Historical Commis-
17 sion, and

18 (C) the Connecticut Department of Eco-
19 nomic Development;

20 (3) 6 individuals representing the interests of
21 local government or regional planning organizations
22 from Connecticut appointed by the Secretary after
23 consultation with the Governor, of whom, 3 shall be
24 representatives of the 3 regional planning organiza-

1 tions within the Corridor region and 3 shall be local
2 elected officials from the region; and

3 (4) 9 individuals from the general public, who
4 are citizens of the State of Connecticut, appointed
5 by the Secretary, after consultation with the Gov-
6 ernor, representing conservation, business, tourism,
7 and recreational interests.

8 A vacancy in the Commission shall be filled in the manner
9 in which the original appointments were made.

10 (c) TERMS.—(1) Members of the Commission shall
11 be appointed for terms of 3 years and may be reappointed.

12 (2) Any member appointed to fill a vacancy occurring
13 before the expiration of the term for which his predecessor
14 was appointed shall be appointed only for the remainder
15 of such term. Any member of the Commission appointed
16 for a definite term may serve after the expiration of his
17 term until his successor has taken office.

18 (d) COMPENSATION.—Members of the Commission
19 shall receive no pay on account of their service on the
20 Commission but while away from their homes or regular
21 places of business in the performance of services for the
22 Commission, members of the Commission shall be allowed
23 travel expenses, including per diem in lieu of subsistence,
24 in the same manner as persons employed intermittently

1 in the Government service are allowed expenses under sec-
2 tion 5703 of title 5, United State Code.

3 (e) CHAIRPERSON.—The Chairperson of the Commis-
4 sion shall be elected by the members of the Commission.

5 (f) QUORUM.—(1) 8 members of the Commission
6 shall constitute a quorum, but a lesser number may hold
7 hearings.

8 (2) The affirmative vote of not less than 10 members
9 of the Commission shall be required to approve the budget
10 of the Commission.

11 (g) MEETINGS.—The Commission shall hold its first
12 meeting not later than 90 days after the date on which
13 its members are appointed, and shall meet at least quar-
14 terly at the call of the chairperson or 10 of its members.
15 Meetings of the Commission shall be subject to section
16 552(b) of title 5, United States Code (relating to open
17 meetings).

18 (h) PROXY.—Any member of the Commission may
19 vote by means of a signed proxy exercised by another
20 member of the Commission, but any member so voting
21 shall not be considered present for purposes of establish-
22 ing a quorum.

1 **SEC. 1206. STAFF OF THE COMMISSION.**

2 (a) IN GENERAL.—(1) The Commission shall have
3 the power to appoint and fix compensation of such staff
4 as may be necessary to carry out its duties.

5 (2) Staff appointed by the Commission—

6 (A) shall be appointed subject to the provisions
7 of title 5, United States Code, governing appoint-
8 ments in the competitive service; and

9 (B) shall be paid in accordance with provisions
10 of chapter 51 and subchapter III of chapter 53 of
11 such title relating to classification and General
12 Schedule pay rates.

13 (b) EXPERTS AND CONSULTANTS.—Subject to such
14 rules as may be adopted by the Commission, the Commis-
15 sion may procure temporary and intermittent services to
16 the same extent as is authorized by section 3109(b) of title
17 5, United States Code, but at rates determined by the
18 Commission to be reasonable.

19 (c) STAFF OF OTHER AGENCIES.—(1) Upon request
20 of the Commission, the head of any Federal agency may
21 detail, on a reimbursable basis, any of the personnel of
22 such agency to the Commission to assist the Commission
23 in carrying out the Commission's duties.

24 (2) The Commission may accept the service of per-
25 sonnel detailed from the State, any political subdivision
26 and regional planning organizations, and may reimburse

1 the State, political subdivision, and regional planning or-
2 ganizations for those services.

3 **SEC. 1207. POWERS OF COMMISSION.**

4 (a) HEARINGS.—(1) The Commission may, for the
5 purposes of carrying out this title, hold hearings, sit and
6 act at such times and places, take such testimony, and
7 receive such evidence, as the Commission considers appro-
8 priate.

9 (2) The Commission may not issue subpoenas or ex-
10 ercise any subpoena authority.

11 (b) POWERS OF MEMBERS AND AGENTS.—Any mem-
12 ber or agent of the Commission, if so authorized by the
13 Commission, may take any action which the Commission
14 is authorized to take by this title.

15 (c) ADMINISTRATIVE SUPPORT SERVICES.—The Ad-
16 ministrator of the General Services Administration shall
17 provide to the Commission on a reimbursable basis, such
18 administrative support services as the Commission may
19 request.

20 (d) MAILS.—The Commission may use the United
21 States mails in the same manner and under the same con-
22 ditions as other departments and other agencies of the
23 United States.

24 (e) USE OF FUNDS TO OBTAIN MONEY.—The Com-
25 mission may use its funds to obtain money from any

1 source under any program or law requiring the recipient
2 of such money to make a contribution in order to receive
3 such money.

4 (f) GIFTS.—Except as provided in subsection
5 (g)(2)(B), the Commission may, for purposes of carrying
6 out its duties, seek, accept, and dispose of gifts, bequests,
7 or donations of money, personal property, or services, re-
8 ceived from any source: Provided, That such gifts are used
9 for public purposes.

10 (g) ACQUISITION OF REAL PROPERTY.—(1) Except
11 as provided in paragraph (2) and except with respect to
12 any leasing of facilities under subsection (c), the Commis-
13 sion may not acquire any real property or interest in real
14 property.

15 (2) Subject to paragraph (3), the Commission may
16 acquire real property or interest in real property in the
17 Corridor—

18 (A) by gift or devise; or

19 (B) by purchase from a willing seller with
20 money that was given, appropriated, or bequeathed
21 to the Commission on the condition that such money
22 would be used to purchase real property, or interest
23 in real property, in the Corridor.

24 (3) Any real property or interest in real property ac-
25 quired by the Commission under paragraph (2) shall be

1 conveyed by the Commission to an appropriate public or
2 private land management agency, as determined by the
3 Commission. Any such conveyance shall be made—

4 (A) as soon as practicable after such acqui-
5 sition;

6 (B) without consideration; and

7 (C) on the condition that the real property or
8 interest in real property so conveyed is used for pub-
9 lic purposes.

10 (h) COOPERATIVE AGREEMENTS.—For purposes of
11 carrying out the plan, the Commission may enter into co-
12 operative agreements with the State of Connecticut, with
13 any political subdivision, or with any person or organiza-
14 tion. Any such cooperative agreement shall, at a minimum,
15 establish procedures for providing notice to the Commis-
16 sion of any action proposed by the State, such political
17 subdivision, or such person which may affect implementa-
18 tion of the plan referred to in section 1208.

19 **SEC. 1208. DUTIES OF THE COMMISSION.**

20 (a) PREPARATION OF PLAN.—Within 2 years after
21 the Commission conducts its first meeting, it shall submit
22 to the Secretary of the Interior and the Governor of Con-
23 necticut for review and approval of Cultural Heritage and
24 Corridor Management Plan. The Plan shall be based on
25 existing Federal, State, and local plans, but shall coordi-

1 nate those plans and present a unified historic preserva-
2 tion, interpretation, and recreational plan for the Cor-
3 ridor. The plan shall—

4 (1) provide an inventory which includes any
5 property in the Corridor which should be preserved,
6 restored, managed, developed, maintained, or ac-
7 quired because of its national historic or cultural or
8 recreational significance;

9 (2) recommend advisory standards and criteria
10 applicable to the construction, preservation, restora-
11 tion, alteration, and use of all properties within the
12 Corridor;

13 (3) develop an historic interpretation plan to in-
14 terpret the history of the Corridor;

15 (4) develop an inventory which includes existing
16 and potential recreational sites which are developed
17 or which could be developed along the Quinebaug
18 and Shetucket Rivers and their surrounding areas;

19 (5) recommend policies for resource manage-
20 ment which consider and detail application of appro-
21 priate land and water management techniques, in-
22 cluding but not limited to, the development of inter-
23 governmental cooperative agreements to protect the
24 Corridor's historical, cultural, recreational, scenic,
25 and natural resources in a manner consistent with

1 supporting appropriate and compatible economic re-
2 vitalization efforts;

3 (6) detail ways in which local, State, and Fed-
4 eral programs may best be coordinated to promote
5 the purposes of this title; and

6 (7) contain a program for implementation of
7 the Plan by the State and its political subdivisions.

8 (b) IMPLEMENTATION OF PLAN.—After review and
9 approval of the Plan by the Secretary and the Governor
10 as provided in subsection (a), the Commission shall imple-
11 ment the Plan by taking appropriate steps to preserve and
12 interpret the historic resources, develop the recreational
13 resources of the Corridor and its surrounding area, and
14 to support public and private efforts in economic revital-
15 ization, consistent with the goals of the Plan. These steps
16 may include, but need not be limited to—

17 (1) assisting the State and local governmental
18 entities or regional planning organizations, and non-
19 profit organizations in preserving the Corridor and
20 ensuring appropriate use of lands and structures
21 throughout the Corridor;

22 (2) assisting the State and local governmental
23 entities or regional planning organizations, and non-
24 profit organizations in establishing, and maintaining

1 visitor centers and other interpretive exhibits in the
2 Corridor;

3 (3) assisting the State and local governmental
4 entities or regional planning organizations, and non-
5 profit organizations in developing recreational pro-
6 grams and resources in the Corridor;

7 (4) assisting the State and local governmental
8 entities or regional planning organizations, and non-
9 profit organizations in increasing public awareness
10 of and appreciation for the historical and architec-
11 tural resources and sites in the Corridor;

12 (5) assisting the State and local governmental
13 or regional planning organizations and nonprofit or-
14 ganizations in the restoration of any historic build-
15 ing in the Corridor;

16 (6) encouraging by appropriate means enhanced
17 economic and industrial development in the Corridor
18 consistent with the goals of the Plan;

19 (7) encouraging local governments to adopt
20 land use policies consistent with the management of
21 the Corridor and the goals of the Plan, and to en-
22 sure appropriate use of lands and structures
23 throughout the Corridor; and

24 (8) assisting the State and local governmental
25 entities or regional planning organizations to ensure

1 that clear, consistent signs identifying access points
2 and sites of interest are put in place throughout the
3 Corridor.

4 **SEC. 1209. TERMINATION OF COMMISSION.**

5 (a) TERMINATION.—Except as provided in subsection
6 (b), the Commission shall terminate on the day occurring
7 5 years after the date of enactment of this title.

8 (b) EXTENSION.—The Commission may be extended
9 for a period of not more than 5 years beginning on the
10 day of termination referred to in subsection (a) if, not
11 later than 180 days before such day—

12 (1) the Commission determines such extension
13 is necessary in order to carry out the purposes of
14 this title;

15 (2) the Commission submits such proposed ex-
16 tension to the Committee on Natural Resources of
17 the United States House of Representatives and the
18 Committee on Energy and Natural Resources of the
19 United States Senate; and

20 (3) the Secretary, in consultation with the Gov-
21 ernor of Connecticut, approves such extension.

22 **SEC. 12010. DUTIES OF THE SECRETARY.**

23 (a) APPROVAL OF PLAN.—The Secretary of the Inte-
24 rior, in consultation with the Governor of Connecticut,
25 shall approve or disapprove a Plan submitted under this

1 title by the Commission not later than 60 days after re-
2 ceiving such Plan. The Secretary, in consultation with the
3 Governor, shall approve a Plan submitted if—

4 (1) they find the Plan, if implemented, would
5 adequately protect significant historical and cultural
6 resources of the Corridor while providing adequate
7 and appropriate outdoor recreational opportunities
8 and economic activities within the Corridor;

9 (2) they determine that the Commission held
10 public hearings and provided adequate opportunity
11 for public and governmental involvement in the prep-
12 aration of the Plan; and

13 (3) the Secretary receives adequate assurances
14 from appropriate State officials that the rec-
15 ommended implementation program identified in the
16 Plan will be initiated within a reasonable time after
17 date of approval of the Plan, and that such imple-
18 mentation program will ensure effective implementa-
19 tion of the State and local aspects of the Plan.

20 (d) DISAPPROVAL OF PLAN.—If the Secretary dis-
21 approves a Plan submitted to him by the Commission, he
22 shall advise the Commission in writing of the reasons
23 therefor and shall make recommendations for revisions in
24 the Plan. The Commission shall within 90 days of receipt
25 of such notice of disapproval revise and resubmit the plan

1 to the Secretary who shall approve or disapprove a pro-
2 posed revision within 60 days after the date it is submitted
3 to him.

4 (c) ASSISTANCE.—The Secretary of the Interior shall,
5 upon request of the Commission, assist the Commission
6 in the preparation and implementation of Plan.

7 **SEC. 12011. DUTIES OF OTHER FEDERAL ENTITIES.**

8 Any Federal entity conducting or supporting activi-
9 ties directly affecting the Corridor shall—

10 (1) consult with the Secretary and the Commis-
11 sion with respect to such activities;

12 (2) cooperate with the Secretary and the Com-
13 mission with respect to such activities and, to the
14 maximum extent practicable, coordinate such activi-
15 ties; and

16 (3) to the maximum extent practicable, conduct
17 or support such activities in a manner which the
18 Commission determines will not have an adverse ef-
19 fect on the Corridor.

20 **SEC. 12012. AUTHORIZATION OF APPROPRIATIONS.**

21 (a) COMMISSION.—There is authorized to be appro-
22 priated \$200,000 for fiscal year 1994 and 250,000 annu-
23 ally to the Commission to carry out its duties under this
24 title except that the Federal contributions to the Commis-

1 sion shall not exceed 50 percent of the annual costs to
2 the Commission in carrying out those duties.

3 (b) SECRETARY.—There are authorized to be appro-
4 priated annually to the Secretary such sums as may be
5 necessary to carry out his duties under this title.

6 **SEC. 12013. DEFINITIONS.**

7 For purposes of this title—

8 (1) The term “Commission” means the
9 Quinebaug and Shetucket Rivers Valley National
10 Heritage Corridor Commission established under
11 section 1205.

12 (2) The term “State” means the State of Con-
13 necticut.

14 (3) The term “Corridor” means the Quinebaug
15 and Shetucket Rivers Valley National Heritage Cor-
16 ridor established under section 1203.

17 (4) The term “Plan” means the Cultural Herit-
18 age and Corridor Management Plan to be prepared
19 by the Commission pursuant to section 1208.

20 (5) The term “Governor” means the Governor
21 of the State of Connecticut.

22 (6) The term “Secretary” means the Secretary
23 of the Interior.

24 (7) The term “regional planning organization”
25 means each of the 3 regional planning organizations

1 established by Connecticut State statute chapter 127
2 and chapter 50 (the Northeast Council of Govern-
3 ments, the Windham Regional Planning Agency or
4 its successor, and the Southeastern Connecticut Re-
5 gional Planning Agency or its successor).

6 **TITLE XIII—GREAT FALLS PRES-**
7 **ERVATION AND REDEVELOP-**
8 **MENT.**

9 **SEC. 1301. SHORT TITLE.**

10 This title may be cited as the “Great Falls Preserva-
11 tion and Redevelopment Act of 1994”.

12 **SEC. 1302. FINDINGS.**

13 The Congress finds that—

14 (1) the Great Falls Historic District in the
15 State of New Jersey is an area of historical signifi-
16 cance as an early site of planned industrial develop-
17 ment, and has remained largely intact, including
18 architecturally significant structures;

19 (2) the Great Falls Historic District is listed on
20 the National Register of Historic Places and has
21 been designated a National Historic Landmark;

22 (3) the Great Falls Historic District is within
23 a half hour drive of New York City, and within two
24 hours of Philadelphia, Hartford, New Haven, and
25 Wilmington;

1 (4) the District was originally established by
2 the Society of Useful Manufactures, an organization
3 whose leaders included a number of historically re-
4 nowned individuals, including Alexander Hamilton;
5 and

6 (5) the Great Falls Historic District has been
7 the subject of a number of studies which have shown
8 that the District possesses a combination of historic
9 significance and natural beauty worthy of and
10 uniquely situated for preservation and redevelop-
11 ment.

12 **SEC. 1303. PURPOSE.**

13 The purpose of this title is to preserve and interpret
14 for the educational and inspirational benefit of the public,
15 the contribution to our national heritage of certain historic
16 and cultural lands, waterways and edifices of the Great
17 Falls Historic District with emphasis on harnessing this
18 unique urban environment for its educational and rec-
19 reational value, as well as to enhance economic and cul-
20 tural redevelopment within the District.

21 **SEC. 1304. GREAT FALLS HISTORIC DISTRICT.**

22 (a) ESTABLISHMENT.—There is hereby established in
23 the city of Paterson in the county of Passaic in the State
24 of New Jersey the Great Falls Historic District.

1 (b) BOUNDARIES.—The boundaries of the District
2 shall be the boundaries as specified for the Great Falls
3 Historic District listed on the National Register of His-
4 toric Places.

5 **SEC. 1305. ADMINISTRATION.**

6 (a) IN GENERAL.—The Secretary is authorized to
7 enter into cooperative agreements in accordance with this
8 title. In expending moneys appropriated pursuant to this
9 title, the Secretary may make grants to and enter into
10 cooperative agreements with State or local government
11 agencies or nonprofit entities for each of the following:

12 (1) The preparation of a plan for the develop-
13 ment of historic, architectural, natural, cultural, and
14 interpretive resources within the District. The plan
15 shall include each of the following:

16 (A) An evaluation of—

17 (i) the existing condition of historic
18 and architectural resources; and

19 (ii) the environmental and flood haz-
20 ard conditions within the District.

21 (B) Recommendations for—

22 (i) rehabilitating, reconstructing, and
23 adaptively reusing such historic and archi-
24 tectural resources;

1 (ii) preserving viewsheds, focal points,
2 and streetscapes;

3 (iii) establishing gateways to the Dis-
4 trict;

5 (iv) establishing and maintaining
6 parks and public spaces;

7 (v) restoring, improving, and develop-
8 ing raceways and adjacent areas;

9 (vi) developing public parking areas;

10 (vii) improving pedestrian and vehicu-
11 lar circulation within the District;

12 (viii) improving security within the
13 District, with an emphasis on preserving
14 historically significant structures from
15 arson; and

16 (ix) establishing a visitor's center.

17 (2) Implementation of projects approved by the
18 Secretary pursuant to the Plan.

19 (b) RESTORATION, MAINTENANCE, AND INTERPRE-
20 TATION.—The Secretary may enter into cooperative agree-
21 ments with the owners of properties within the District
22 of historical or cultural significance as determined by the
23 Secretary, pursuant to which the Secretary may mark, in-
24 terpret, improve, restore, and provide technical assistance
25 with respect to the preservation and interpretation of such

1 properties. Such agreements shall contain, but need not
2 be limited to, provisions that the Secretary shall have the
3 right of access at reasonable times to public portions of
4 the property for interpretive and other purposes, and that
5 no changes or alterations shall be made in the property
6 except by mutual agreement.

7 (c) CAPITAL PROJECTS.—(1) Application for funds
8 for capital projects and improvements under this title shall
9 be submitted to the Secretary and shall include a descrip-
10 tion of how the project proposed to be funded will further
11 the purposes of the District.

12 (2) In making such funds available, the Secretary
13 shall give consideration to projects which provide a greater
14 leverage of Federal funds. Any payment made shall be
15 subject to an agreement that conversion, use, or disposal
16 of the project so assisted for purposes contrary to the pur-
17 poses of this title, as determined by the Secretary, shall
18 result in a right of the United States of reimbursement
19 of all funds made available to such project or the propor-
20 tion of the increased value of the project attributable to
21 such funds as determined at the time of such conversion,
22 use, or disposal, whichever is greater.

23 **SEC. 1306. DEFINITIONS.**

24 As used in this title—

1 (1) The term “District” means the Great Falls
2 Historic District established by section 1304.

3 (2) The term “Secretary” means the Secretary
4 of the Interior.

5 **SEC. 1307. AUTHORIZATION OF APPROPRIATIONS.**

6 There is authorized to be appropriated to the Sec-
7 retary to carry out this title not more than—

8 (1) \$3,000,000 for capital projects;

9 (2) \$250,000 for planning; and

10 (3) \$50,000 for technical assistance.

11 Funds made available pursuant to paragraphs (1) and (2)
12 shall not exceed 50 percent of the total costs of the project
13 to be funded. The authority to expend funds under this
14 title shall expire 5 years from the date of enactment.

 Passed the House of Representatives October 3,
1994.

Attest: DONNALD K. ANDERSON,
Clerk.

HR 4746 RFS—2

HR 4746 RFS—3

HR 4746 RFS—4

HR 4746 RFS—5