

106TH CONGRESS  
1ST SESSION

# S. 1434

To amend the National Historic Preservation Act to reauthorize that Act,  
and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JULY 26, 1999

Ms. LANDRIEU (for herself, Mr. AKAKA, and Mr. CLELAND) introduced the  
following bill; which was read twice and referred to the Committee on En-  
ergy and Natural Resources

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## A BILL

To amend the National Historic Preservation Act to  
reauthorize that Act, 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.**

4 This Act may be cited as the “National Historic Pres-  
5 ervation Extension Act of 1999”.

6 **SEC. 2. GRANTS.**

7 Section 101(e) of the National Historic Preservation  
8 Act (16 U.S.C. 470a(e)) is amended by striking paragraph  
9 (2) and inserting the following:

1           “(2) GRANTS.—The Secretary may administer  
2 grants to the National Trust for Historic Preserva-  
3 tion in accordance with—

4                   “(A) the Act of October 26, 1949 (16  
5 U.S.C. 468 et seq.); and

6                   “(B) this Act.”.

7 **SEC. 3. TECHNICAL AMENDMENTS.**

8           Section 102 of the National Historic Preservation Act  
9 (16 U.S.C. 470b) is amended—

10           (1) in subsection (a)—

11                   (A) by moving the margin of paragraph  
12 (3) so as to align with the margin of paragraph  
13 (2); and

14                   (B) by striking the period at the end of  
15 paragraph (3) and inserting a semicolon;

16           (2) in subsection (b), by striking “, in which  
17 case” and all that follows through “to the Sec-  
18 retary”; and

19           (3) by redesignating the first subsection (d), as  
20 amended by section 201(1) of Public Law 94–422,  
21 as subsection (c).

22 **SEC. 4. APPLICABILITY TO CERTAIN FEDERAL PROPERTY.**

23           Section 107 of the National Historic Preservation Act  
24 (16 U.S.C. 470g) is amended to read as follows:

1 **“SEC. 107. APPLICABILITY TO CERTAIN FEDERAL PROP-**  
2 **ERTY.**

3 “(a) IN GENERAL.—Nothing in this Act is applicable  
4 to—

5 “(1) the White House and grounds of the White  
6 House;

7 “(2) the Supreme Court building and grounds;  
8 or

9 “(3) the United States Capitol buildings and  
10 grounds.

11 “(b) CAPITOL EXEMPTION AREAS.—

12 “(1) IN GENERAL.—For the purposes of this  
13 Act, the exemption for the United States Capitol  
14 and related buildings and grounds shall apply to  
15 those areas depicted within the shaded areas on the  
16 map entitled ‘Map Showing Properties Under the  
17 Jurisdiction of the Architect of the Capitol,’ and  
18 dated November 6, 1996.

19 “(2) AVAILABILITY OF MAP.—The map de-  
20 scribed in paragraph (1) shall be on file in the office  
21 of the Secretary of the Interior.”.

22 **SEC. 5. HISTORIC PRESERVATION FUND.**

23 Section 108 of the National Historic Preservation Act  
24 (16 U.S.C. 470h) is amended in the first sentence of the  
25 second paragraph by striking “1997” and inserting  
26 “2005”.

1 **SEC. 6. FEDERAL ROLE.**

2 Section 110 of the National Historic Preservation Act  
3 (16 U.S.C. 470h-2) is amended—

4 (1) in subsection (a), by redesignating para-  
5 graph (2) as paragraph (4); and

6 (2) by striking “SEC. 110.” and all that follows  
7 through the end of subsection (a)(1) and inserting  
8 the following:

9 **“SEC. 110. FEDERAL ROLE.**

10 **“(a) IN GENERAL.—**

11 **“(1) RESPONSIBILITY FOR PRESERVATION.—**

12 The head of each Federal agency shall be respon-  
13 sible for the preservation of historic property that is  
14 owned or controlled by that agency.

15 **“(2) LOCATION OF FEDERAL FACILITIES IN**  
16 **HISTORIC DISTRICTS.—**Prior to acquiring, con-  
17 structing, or leasing buildings for the purpose of car-  
18 rying out the responsibilities of a Federal agency,  
19 the head of each Federal agency shall consider prop-  
20 erties or sites in the following order of priority:

21 **“(A)** If operationally appropriate and eco-  
22 nomically prudent, historic properties in historic  
23 districts.

24 **“(B)** If no property in a historic district is  
25 operationally appropriate and economically pru-

1 dent, other developed or undeveloped sites in  
2 historic districts.

3 “(C) If no suitable site in a historic dis-  
4 trict exists, historic property outside of historic  
5 districts.

6 “(3) ARCHITECTURAL COMPATIBILITY.—Any  
7 rehabilitation or construction under this Act shall be  
8 architecturally compatible with the character of the  
9 surrounding historic district or properties.

10 “(4) ADDITIONAL RESPONSIBILITIES.—Each  
11 Federal agency shall carry out, consistent with the  
12 preservation of properties, the mission of the Fed-  
13 eral agency, and the professional guidelines estab-  
14 lished under section 101(g), any preservation that is  
15 necessary to carry out this section.”.

16 **SEC. 7. ADVISORY COUNCIL ON HISTORIC PRESERVATION.**

17 Section 212(a) of the National Historic Preservation  
18 Act (16 U.S.C. 470t(a)) is amended in the second sen-  
19 tence by striking “2000” and inserting “2005”.

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