

109TH CONGRESS
2^D SESSION

H. R. 6287

To establish criteria for and to create a National Heritage Areas System
in the United States.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 29, 2006

Mr. HEFLEY (for himself and Mrs. JOHNSON of Connecticut) introduced the
following bill; which was referred to the Committee on Resources

A BILL

To establish criteria for and to create a National Heritage
Areas System in the United States.

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; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “National Heritage Areas Partnership Act”.

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

- Sec. 1. Short title; table of contents.
- Sec. 2. Findings and purposes.
- Sec. 3. Definitions.
- Sec. 4. National heritage areas system.
- Sec. 5. Feasibility studies.
- Sec. 6. Designation.
- Sec. 7. Management plans.

- Sec. 8. Local coordinating entities.
- Sec. 9. Relationship to other federal agencies.
- Sec. 10. Property owners and regulatory protections.
- Sec. 11. Partnership support.
- Sec. 12. Funding.

1 **SEC. 2. FINDINGS AND PURPOSES.**

2 (a) FINDINGS.—The Congress finds the following:

3 (1) Certain areas of the United States tell na-
4 tionally important stories; they illustrate significant
5 aspects of our heritage; possess exceptional natural,
6 cultural, scenic, and historic resources; and rep-
7 resent the diversity of our national character.

8 (2) In these areas, the interaction of natural
9 processes, geography, history, cultural traditions,
10 and economic and social forces form distinctive land-
11 scapes that should be recognized, protected, en-
12 hanced, and interpreted to improve the quality of life
13 in the regions and to provide opportunities for public
14 appreciation, education, enjoyment, and economic
15 sustainability.

16 (3) Local initiatives based on community and
17 regional visions, involving public/private partner-
18 ships, are critical to protecting, enhancing and inter-
19 preting natural, historic, scenic, and cultural re-
20 sources related to our American heritage. These ini-
21 tiatives should be encouraged and supported by the
22 Federal government with the concurrence of the rel-
23 evant Federal land management agencies and Tribal

1 governments by providing financial and technical as-
2 sistance.

3 (4) Partnerships among Federal, Tribal, State
4 and local governments, nonprofit organizations, the
5 private sector, and citizens provide the most viable
6 framework to recognize, protect, enhance, and inter-
7 pret the resources of places that have made impor-
8 tant contributions to the national story.

9 (5) Communities and regions need assistance to
10 set resource stewardship and interpretive goals, and
11 to implement strategies for resource protection and
12 renewed economic viability in these areas.

13 (6) A unified national process as well as certain
14 standards for designation of National Heritage
15 Areas need to be established to provide a consistent
16 framework. The process should include a system for
17 approval of heritage area management plans.

18 (7) National Heritage Areas located near or en-
19 compassing units of the National Park System pro-
20 vide an additional basis for public enjoyment of
21 parks and park-related resources, and it is appro-
22 priate for these parks to participate in, assist with,
23 and benefit from local heritage initiatives that con-
24 serve and interpret resources over a larger area be-
25 yond the park's boundaries.

1 (8) It is in the national interest and will benefit
2 future generations to establish a system of National
3 Heritage Areas to encourage resource conservation,
4 protection, interpretation, enhancement, and eco-
5 nomic sustainability, and for full public under-
6 standing and appreciation of the many resources,
7 places, events, and peoples that have contributed to
8 the rich heritage of this Nation.

9 (b) PURPOSES.—The purposes of this Act are as fol-
10 lows:

11 (1) To establish a system of regional and com-
12 munity-based National Heritage Areas to protect,
13 enhance, and interpret natural, historic, scenic, and
14 cultural resources that together tell nationally im-
15 portant stories representing our country’s heritage.

16 (2) To promote public understanding, apprecia-
17 tion and enjoyment of the many places, events, and
18 people that have contributed to our nationally di-
19 verse story.

20 (3) To promote innovative and partnership-driv-
21 en management strategies that recognize regional
22 values, to encourage locally tailored resource stew-
23 ardship and interpretation, to develop economically
24 viable and innovative approaches to community con-
25 servation, and to provide for the effective leveraging

1 of Federal funds with State, local, Tribal, and pri-
2 vate funding sources.

3 (4) To provide unified national standards and
4 processes for conducting feasibility studies, desig-
5 nating National Heritage Areas, and approving her-
6 itage area management plans.

7 (5) To provide appropriate linkages among
8 units of the National Park System, and commu-
9 nities, governments, and organizations within Na-
10 tional Heritage Areas to protect, enhance, and inter-
11 pret resources outside of park boundaries.

12 (6) To authorize the Secretary of the Interior
13 to provide financial and technical assistance to local
14 coordinating entities that act as a catalyst for di-
15 verse regions, communities, organizations, and citi-
16 zens to undertake projects and programs for re-
17 source stewardship and interpretation.

18 **SEC. 3. DEFINITIONS.**

19 In this Act:

20 (1) FEASIBILITY STUDY.—The term “feasibility
21 study” means a study conducted by the Secretary of
22 the Interior, or conducted by 1 or more other inter-
23 ested parties and reviewed by the Secretary, in ac-
24 cordance with the criteria and processes outlined in
25 section 5, to determine whether an area meets the

1 criteria to be designated as a National Heritage
2 Area by Congress.

3 (2) LOCAL COORDINATING ENTITY.—The term
4 “local coordinating entity” means the entity des-
5 ignated by Congress to undertake, in partnership
6 with others, the management plan and to act as a
7 catalyst for implementation projects and programs
8 among diverse partners in the National Heritage
9 Area.

10 (3) MANAGEMENT PLAN.—The term “manage-
11 ment plan” means the plan prepared by the local co-
12 ordinating entity for a National Heritage Area that
13 specifies actions, policies, strategies, performance
14 goals, and recommendations taken to meet the goals
15 of the heritage area as specified in section 7.

16 (4) NATIONAL HERITAGE AREA.—The term
17 “National Heritage Area” means an area or corridor
18 designated by Congress that tells nationally impor-
19 tant stories representing our American heritage.

20 (5) PROPOSED NATIONAL HERITAGE AREA.—
21 The term “proposed National Heritage Area” is an
22 area or corridor under study by the Secretary of the
23 Interior or other parties for potential designation by
24 Congress as a National Heritage Area.

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

3 (7) SYSTEM.—The term “system” means the
4 system of National Heritage Areas established under
5 section 4.

6 (8) TRIBAL GOVERNMENT.—The term “Tribal
7 government” means the governing body of an Indian
8 or Alaska Native tribe, band, nation, pueblo, village,
9 or community that the Secretary of the Interior ac-
10 knowledges to exist as an Indian tribe pursuant to
11 the Federally Recognized Indian Tribe List Act of
12 1994, 25 U.S.C. 479a.

13 (9) TRIBAL LANDS.—The term “Tribal lands”
14 means all lands within the exterior boundaries of
15 any Indian reservation, all lands the title to which
16 is held by the United States in trust for an Indian
17 tribe or lands the title to which is held by an Indian
18 tribe subject to a restriction by the United States
19 against alienation, and all dependent Indian commu-
20 nities.

21 **SEC. 4. NATIONAL HERITAGE AREAS SYSTEM.**

22 (a) IN GENERAL.—In order to recognize certain
23 areas of the United States that tell nationally important
24 stories and to protect, enhance, and interpret the areas’
25 natural, historic, scenic, and cultural resources that to-

1 gether illustrate significant aspects of our country's herit-
2 age, there is established a National Heritage Areas Sys-
3 tem through which the Secretary shall provide technical
4 and financial assistance to local coordinating entities to
5 support the establishment, development, and continuity of
6 the National Heritage Areas.

7 (b) SYSTEM.—The National Heritage Areas System
8 shall be composed of the following:

9 (1) National Heritage Areas designated by Con-
10 gress prior to the date of enactment of this Act.

11 (2) National Heritage Areas designated by Con-
12 gress subsequent to the date of enactment of this
13 Act, as provided for in this Act.

14 (c) RELATIONSHIP TO THE NATIONAL PARK SYS-
15 TEM.—

16 (1) RELATIONSHIP TO NATIONAL PARK
17 UNITS.—The Secretary shall—

18 (A) assure to the maximum extent prac-
19 ticable, participation and assistance by any unit
20 of the National Park System located near or
21 encompassed by any National Heritage Area in
22 local initiatives for that National Heritage Area
23 that conserve and interpret resources consistent
24 with an approved management plan for the Na-
25 tional Heritage Area; and

1 (B) work with National Heritage Areas to
2 promote public enjoyment of units of the Na-
3 tional Park System and park-related resources.

4 (2) APPLICABILITY OF LAWS.—National Herit-
5 age Areas shall not be considered to be units of the
6 National Park System nor shall the areas be subject
7 to the authorities applicable to units of the National
8 Park System.

9 (d) DUTIES.—Under the system, the Secretary
10 shall—

11 (1) undertake studies as directed by Congress
12 through legislation to assess the feasibility of desig-
13 nating proposed National Heritage Areas or review
14 and comment on studies undertaken by other parties
15 for this purpose;

16 (2) submit annually to the Committee on Re-
17 sources of the House of Representatives and the
18 Committee on Energy and Natural Resources of the
19 United States Senate a report describing the activi-
20 ties conducted with respect to National Heritage
21 Areas in accordance with this Act; and

22 (3) conduct an evaluation and prepare a report
23 on the accomplishments, sustainability, and rec-
24 ommendations, if any, for the future of each des-
25 igned National Heritage Area 3 years prior to the

1 cessation of Federal funding for the area under sec-
2 tion 12(a) and submit a report on the findings of
3 the evaluation to the Committee on Resources of the
4 House of Representatives and the Committee on En-
5 ergy and Natural Resources of the United States
6 Senate.

7 (e) AUTHORITIES.—In carrying out this Act, the Sec-
8 retary may—

9 (1) provide technical and financial assistance on
10 a reimbursable or nonreimbursable basis as deter-
11 mined by the Secretary in the development and im-
12 plementation of management plans for designated
13 National Heritage Areas;

14 (2) enter into cooperative agreements with
15 other Federal agencies, State, tribal, and local gov-
16 ernments, local coordinating entities, and other in-
17 terested parties to carry out the purposes of this
18 Act;

19 (3) provide information, promote under-
20 standing, and encourage research on National Herit-
21 age Areas in partnership with local coordinating en-
22 tities; and

23 (4) provide national oversight, analysis, coordi-
24 nation, technical and financial assistance, and sup-

1 port to ensure consistency and accountability of the
2 system.

3 **SEC. 5. FEASIBILITY STUDIES.**

4 (a) CRITERIA.—The Secretary, in undertaking a fea-
5 sibility study, or reviewing a feasibility study conducted
6 by others, shall apply the following criteria to determine
7 the feasibility of designating a proposed National Heritage
8 Area:

9 (1) AN AREA.—

10 (A) has an assemblage of natural, historic,
11 or cultural resources that together tell a nation-
12 ally important story;

13 (B) represents distinctive landscapes and
14 aspects of our American heritage worthy of rec-
15 ognition, conservation, interpretation, and con-
16 tinuing use;

17 (C) is best managed as such an assemblage
18 through partnerships among public and private
19 entities at the local or regional level;

20 (D) reflects traditions, customs, beliefs,
21 and folk life that are a valuable part of the na-
22 tional story;

23 (E) provides outstanding opportunities to
24 conserve natural, cultural, historic, and/or sce-
25 nic features;

1 (F) provides outstanding recreational and
2 educational opportunities; and

3 (G) has the resources and traditional uses
4 important to the identified stories and themes
5 and these resources and uses retain a degree of
6 integrity capable of interpretation.

7 (2) Residents, business interests, non-profit or-
8 ganizations, and governments including relevant
9 Federal land management agencies within the pro-
10 posed area and Tribal governments are involved in
11 the planning and have demonstrated significant sup-
12 port through letters and other means for National
13 Heritage Area designation and management.

14 (3) The local coordinating entity responsible for
15 preparing and implementing the management plan is
16 identified.

17 (4) The proposed local coordinating entity and
18 units of government supporting the designation are
19 willing and have documented a significant commit-
20 ment to work in partnership to protect, enhance and
21 interpret resources within the National Heritage
22 Area.

23 (5) The proposed local coordinating entity has
24 developed a feasible conceptual financial plan that

1 outlines the roles of all participants including the
2 Federal government.

3 (6) The proposal is consistent with continued
4 economic activity within the area.

5 (7) A conceptual boundary map has been devel-
6 oped and is supported by the public, and by partici-
7 pating Federal agencies.

8 (b) CONCURRENCE OF AN AFFECTED FEDERAL
9 AGENCY.—In undertaking a feasibility study, or in review-
10 ing a study undertaken by others, the Secretary should
11 consult with the head of any Federal agency that manages
12 lands within the proposed National Heritage Area and se-
13 cure the agency’s concurrence with the findings of the fea-
14 sibility study prior to making a determination of feasibility
15 for designation.

16 (c) REVIEW AND CONSULTATION.—Based upon the
17 completion of a feasibility study, or upon receipt of an ac-
18 ceptable feasibility study conducted by others, the Sec-
19 retary shall—

20 (1) review, comment on, and determine if the
21 study meets the criteria specified in subsection (a)
22 for designation as a National Heritage Area; and

23 (2) consult with the Governor of any State and
24 with Tribal governments in which the proposed Na-
25 tional Heritage Area is located.

1 (d) TRANSMITTAL AND RECOMMENDATION.—The
2 Secretary—

3 (1) shall transmit the study, including any com-
4 ments received from the Governor of any State and
5 Tribal government in which the proposed National
6 Heritage Area is located, to the Committee on Re-
7 sources of the House of Representatives and the
8 Committee on Energy and Natural Resources of the
9 United States Senate with a finding as to whether
10 or not the proposed National Heritage Area meets
11 the criteria for designation and the reasons for that
12 determination; and

13 (2) may transmit a letter, providing a rec-
14 ommendation concerning designation of the proposed
15 National Heritage Area. Such a recommendation
16 may be based on the budgetary impact of the des-
17 ignation or any other factor unrelated to the criteria.

18 **SEC. 6. DESIGNATION.**

19 (a) IN GENERAL.—The designation of a National
20 Heritage Area shall be—

21 (1) by Act of Congress; and

22 (2) contingent on the prior completion of a fea-
23 sibility study and an affirmative determination by
24 the Secretary that the area meets the criteria estab-
25 lished under section 5(a).

1 (b) COMPONENT OF THE SYSTEM.—Any National
2 Heritage Area designated under subsection (a) shall be a
3 component of the National Heritage Areas System estab-
4 lished in section 4.

5 **SEC. 7. MANAGEMENT PLANS.**

6 (a) REQUIREMENTS.—The management plan for any
7 National Heritage Area shall—

8 (1) describe comprehensive policies, goals, strat-
9 egies, and recommendations for telling the story of
10 the region’s heritage and encouraging long-term re-
11 source protection, enhancement, interpretation,
12 funding, management, and development of the Na-
13 tional Heritage Area;

14 (2) include a description of actions and commit-
15 ments that governments, private organizations, and
16 citizens will take to protect, enhance, and interpret
17 the natural, historic, scenic, and cultural resources
18 of the National Heritage Area;

19 (3) specify existing and potential sources of
20 funding or economic development strategies to pro-
21 tect, enhance, interpret, fund, manage, and develop
22 the National Heritage Area;

23 (4) include an inventory of the natural, histor-
24 ical, cultural, educational, scenic, and recreational
25 resources of the National Heritage Area related to

1 the stories and themes of the region that should be
2 protected, enhanced, managed or developed;

3 (5) recommend policies and strategies for re-
4 source management including, but not limited to, the
5 development of intergovernmental and interagency
6 agreements to protect the National Heritage Area's
7 natural, historical, cultural, educational, scenic, and
8 recreational resources;

9 (6) describe a program of implementation for
10 the management plan including: performance goals;
11 plans for resource protection, enhancement, interpre-
12 tation; and specific commitments for implementation
13 that have been made by the local coordinating entity
14 or any government, organization, business, or indi-
15 vidual;

16 (7) include an analysis and recommendations
17 for ways in which local, State, tribal, and Federal
18 programs may best be coordinated, including the
19 role of the National Park Service and other Federal
20 agencies associated with the National Heritage Area,
21 to further the purposes of this Act; and

22 (8) include a business plan that—

23 (A) describes the role, operation, financing,
24 and functions of the local coordinating entity

1 and of each of the major activities contained in
2 the management plan; and

3 (B) provides adequate assurances that the
4 local coordinating entity has the partnerships,
5 and financial and other resources necessary to
6 implement the management plan for the Na-
7 tional Heritage Area.

8 (b) DEADLINE AND TERMINATION OF FUNDING.—

9 (1) DEADLINE.—The local coordinating entity
10 shall submit the management plan to the Secretary
11 for approval within 3 years from the date when any
12 funds are made available for this purpose after des-
13 ignation as a National Heritage Area.

14 (2) TERMINATION OF FUNDING.—If the man-
15 agement plan is not submitted to the Secretary in
16 accordance with this subsection, the local coordi-
17 nating entity shall not qualify for any additional fi-
18 nancial assistance under this Act until such time as
19 the management plan is submitted to and approved
20 by the Secretary.

21 (c) APPROVAL OF MANAGEMENT PLAN.—

22 (1) REVIEW.—Based upon the criteria in para-
23 graph (3), the Secretary shall review and approve or
24 disapprove the management plan for a National

1 Heritage Area not later than 180 days after receiv-
2 ing the management plan.

3 (2) CONSULTATION.—The Secretary shall con-
4 sult with the Governor of any State and tribal gov-
5 ernment in which the National Heritage Area is lo-
6 cated prior to approving any management plan.

7 (3) CRITERIA FOR APPROVAL.—In determining
8 whether to approve the management plan, the Sec-
9 retary shall consider whether—

10 (A) the local coordinating entity is rep-
11 resenting the diverse interests of the National
12 Heritage Area including governments, natural
13 and historic resource protection organizations,
14 educational institutions, businesses, recreational
15 organizations, community residents, and private
16 property owners;

17 (B) the local coordinating entity has af-
18 farded adequate opportunity, workshops and
19 hearings, for public and governmental involve-
20 ment in the preparation of the management
21 plan, and includes provisions for at least semi-
22 annual public meetings to assure adequate im-
23 plementation of the management plan;

24 (C) the resource protection and interpreta-
25 tion strategies contained in the management

1 plan, if implemented, would adequately protect,
2 enhance and interpret the natural, historic, sce-
3 nic, and cultural resources of the National Her-
4 itage Area;

5 (D) the management plan would not ad-
6 versely affect any activities authorized on Fed-
7 eral or Tribal lands under applicable laws or
8 pursuant to land use plans;

9 (E) the local coordinating entity has dem-
10 onstrated financial capability, in partnership
11 with others, to carry out the management plan;

12 (F) the Secretary has received adequate
13 assurances from the appropriate State and local
14 officials and Tribal governments whose support
15 is needed to ensure the effective implementation
16 of the State, Tribal, and local aspects of the
17 management plan; and

18 (G) the management plan demonstrates
19 partnerships among the local coordinating enti-
20 ty, Federal, Tribal, State, or local governments,
21 regional planning organizations, non-profit or-
22 ganizations, or private-sector parties for imple-
23 mentation of the management plan.

24 (4) ACTION FOLLOWING DISAPPROVAL.—If the
25 Secretary disapproves the management plan, the

1 Secretary shall advise the local coordinating entity in
2 writing of the reasons and may make recommenda-
3 tions for revisions to the management plan. The Sec-
4 retary shall approve or disapprove a proposed revi-
5 sion within 180 days after receiving the revised man-
6 agement plan.

7 (5) AMENDMENTS.—Amendments to the man-
8 agement plan that substantially alter the purposes of
9 the National Heritage Area shall be reviewed by the
10 Secretary and approved in the same manner as pro-
11 vided for in the original management plan. The local
12 coordinating entity shall not use Federal funds au-
13 thorized by this Act to implement any amendments
14 until the Secretary has approved the amendments.

15 **SEC. 8. LOCAL COORDINATING ENTITIES.**

16 (a) DUTIES.—To further the purposes of the Na-
17 tional Heritage Area, the local coordinating entity shall—

18 (1) prepare and submit a management plan for
19 the National Heritage Area to the Secretary in ac-
20 cordance with section 7 of this Act;

21 (2) submit an annual report to the Secretary
22 for any fiscal year in which it receives Federal funds
23 under this Act, setting forth its specific performance
24 goals and accomplishments, expenses and income,
25 amounts and sources of matching funds, the

1 amounts leveraged with Federal funds and sources
2 of such leveraging, and grants made to any other en-
3 tities during the year for which the report is made;

4 (3) make available for audit for any fiscal year
5 in which it receives Federal funds under this Act, all
6 information pertaining to the expenditure of such
7 funds and any matching funds; and

8 (4) encourage by appropriate means economic
9 viability and sustainability that is consistent with
10 the purposes of the National Heritage Area.

11 (b) AUTHORITIES.—The local coordinating entity
12 may, subject to the prior approval of the Secretary, for
13 the purposes of preparing and implementing the approved
14 management plan for the National Heritage Area, use
15 Federal funds made available through this Act to—

16 (1) make grants to political jurisdictions, non-
17 profit organizations, and other parties within the
18 National Heritage Area;

19 (2) enter into cooperative agreements with or
20 provide technical assistance to political jurisdictions,
21 nonprofit organizations, Federal agencies, and other
22 interested parties;

23 (3) hire and compensate staff which shall in-
24 clude individuals with expertise in natural, cultural,

1 and historic resources conservation; economic and
2 community development; and heritage planning;

3 (4) obtain money or services from any source
4 including any that are provided under other Federal
5 laws or programs;

6 (5) contract for goods or services; and

7 (6) support activities of partners and any other
8 activities that further the purposes of the National
9 Heritage Area and are consistent with the approved
10 management plan.

11 (c) PROHIBITIONS ON THE ACQUISITION OF REAL
12 PROPERTY.—The local coordinating entity may not use
13 Federal funds received under this Act to acquire any inter-
14 est in real property.

15 **SEC. 9. RELATIONSHIP TO OTHER FEDERAL AGENCIES.**

16 (a) This Act shall not affect the authority of any Fed-
17 eral official to provide technical or financial assistance
18 under any other law.

19 (b) The head of any Federal agency planning to con-
20 duct activities that may have an impact on a designated
21 National Heritage Area is encouraged to consult and co-
22 ordinate these activities with the Secretary and the local
23 coordinating entity to the extent practicable.

24 (c) This Act shall not modify any law or regulation
25 authorizing Federal officials to manage Federal land

1 under their control or limit the discretion of Federal land
2 managers to implement approved land use plans within
3 the boundaries of a National Heritage Area, nor shall this
4 Act be construed to modify, alter or amend any authorized
5 uses of these Federal lands.

6 **SEC. 10. PROPERTY OWNERS AND REGULATORY PROTEC-**
7 **TIONS.**

8 Nothing in this Act shall be construed to—

9 (a) abridge the rights of any property owner, whether
10 public or private, including the right to refrain from par-
11 ticipating in any plan, project, program, or activity con-
12 ducted within the National Heritage Area;

13 (b) require any property owner to permit public ac-
14 cess (including Federal, tribal, State, or local government
15 access) to such property or to modify any provisions of
16 Federal, tribal, State, or local law with regard to public
17 access or use of private lands;

18 (c) alter any duly adopted land use regulation or any
19 approved land use plan or any other regulatory authority
20 of any Federal, State, or local agency or Tribal govern-
21 ment, or to convey any land use or other regulatory au-
22 thority to any local coordinating entity;

23 (d) authorize or imply the reservation or appropria-
24 tion of water or water rights;

1 (e) diminish the authority of the State to manage fish
2 and wildlife including the regulation of fishing and hunt-
3 ing within the National Heritage Area; or

4 (f) create any liability, or to have any effect on any
5 liability under any other law, of any private property
6 owner with respect to any persons injured on such private
7 property.

8 **SEC. 11. PARTNERSHIP SUPPORT.**

9 (a) TECHNICAL ASSISTANCE.—Upon termination of
10 the 15-year period for which assistance is provided under
11 section 12(a), the Secretary may continue to provide tech-
12 nical assistance, as authorized under section 4, to a Na-
13 tional Heritage Area upon the request of the local coordi-
14 nating entity.

15 (b) GRANT ASSISTANCE.—Regardless of whether fi-
16 nancial assistance has been terminated under section
17 12(a), a National Heritage Area may receive financial as-
18 sistance under any grant program funded through the
19 Historic Preservation Fund, including the Save America’s
20 Treasures program and the Preserve America program, or
21 under any grant program funded through any other source
22 of funding, provided that the National Heritage Area
23 meets the eligibility requirements of such programs.

24 **SEC. 12. FUNDING.**

25 (a) AUTHORIZATION OF APPROPRIATIONS.—

1 (1) There are authorized to be appropriated to
2 carry out the activities under section 8—

3 (A) not more than \$1,000,000 for any fis-
4 cal year for each National Heritage Area to re-
5 main available until expended; and

6 (B) not more than a total of \$10,000,000
7 for each National Heritage Area.

8 (2) The authority of the Secretary to provide fi-
9 nancial assistance in section 4(e) to a local coordi-
10 nating entity (excluding technical assistance and ad-
11 ministrative oversight) shall terminate 15 years after
12 the date of enactment of the law designating a Na-
13 tional Heritage Area.

14 (3) In addition to amounts authorized in para-
15 graph (1), there is authorized to be appropriated to
16 the Secretary to conduct feasibility studies by the
17 National Park Service in accordance with the provi-
18 sions of section 5, not more than \$750,000 for any
19 fiscal year, with not more than \$250,000 used for
20 any one feasibility study for a proposed National
21 Heritage Area.

22 (b) MATCHING FUNDS.—As a condition of providing
23 financial assistance under section 4(e) to a local coordi-
24 nating entity, the Secretary shall require the recipient to

1 provide matching funds equal to the amount of the finan-
2 cial assistance. Recipient matching funds—

3 (1) must be from non-Federal sources; and

4 (2) may be made in the form of in-kind con-
5 tributions of goods or services fairly valued.

6 (c) ADMINISTRATIVE.—Not more than 5 percent of
7 the funds made available under subsection (a)(1) for a fis-
8 cal year may be used by the Secretary for technical assist-
9 ance, oversight, and administrative purposes.

○