

110TH CONGRESS  
1ST SESSION

# H. R. 189

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IN THE SENATE OF THE UNITED STATES

OCTOBER 23, 2007

Received; read twice and referred to the Committee on Energy and Natural  
Resources

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## AN ACT

To establish the Paterson Great Falls National Historical  
Park in the State of New Jersey 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Paterson Great Falls  
3 National Historical Park Act of 2007”.

4 **SEC. 2. FINDINGS AND PURPOSES.**

5 (a) FINDINGS.—Congress finds the following:

6 (1) The Great Falls Historic District in  
7 Paterson, New Jersey, is the site that Alexander  
8 Hamilton selected to implement his vision of Amer-  
9 ican economic independence and transform a rural  
10 agrarian society based on slavery into a global econ-  
11 omy based on freedom.

12 (2) The Great Falls Historic District was des-  
13 igned as a National Historic Landmark in 1976  
14 and President Gerald Ford declared it “a symbol of  
15 the industrial might which helps to make America  
16 the most powerful nation in the world”.

17 (3) Section 510 of Public Law 104–333 estab-  
18 lished the Great Falls Historic District to recognize  
19 the contribution to our national heritage of certain  
20 historical, cultural, and natural resources of the his-  
21 toric district.

22 (4) Exceptional natural and cultural resources  
23 make the Great Falls Historic District America’s  
24 only National Historic District that contains both a  
25 National Historic Landmark and a National Natural  
26 Landmark.

1           (5) Pierre L’Enfant’s water power system at  
2           the Great Falls and the buildings erected around it  
3           over two centuries constitute the finest and most ex-  
4           tensive remaining example of engineering, planning  
5           and architectural works that span the entire period  
6           of America’s growth into an industrial power.

7           (b) PURPOSES.—The purposes of this Act are—

8           (1) to establish a unit of the National Park  
9           System in Paterson, New Jersey, consisting of the  
10          Great Falls Historic District; and

11          (2) to foster activities among Federal, State,  
12          and local governments, non-profit organizations, and  
13          private donors to preserve, enhance, interpret, and  
14          promote the cultural sites, historic structures, and  
15          natural beauty of the Great Falls Historic District  
16          for the benefit of present and future generations.

17 **SEC. 3. DEFINITIONS.**

18          For the purposes of this Act, the following definitions  
19          apply:

20          (1) PARK.—The term “park” means the  
21          Paterson Great Falls National Historical Park es-  
22          tablished in section 4.

23          (2) SECRETARY.—The term “Secretary” means  
24          the Secretary of the Interior.

1           (3) COMMISSION.—The term “Commission”  
2       means the Paterson Great Falls National Historical  
3       Park Commission established in section 7.

4 **SEC. 4. PATERSON GREAT FALLS NATIONAL HISTORICAL**  
5                           **PARK.**

6           (a) ESTABLISHMENT.—In order to preserve and in-  
7       terpret for the benefit of present and future generations  
8       certain historical, cultural, and natural resources associ-  
9       ated with the Great Falls National Historic District, there  
10      is established in the city of Paterson in the county of Pas-  
11      saic in the State of New Jersey the Paterson Great Falls  
12      National Historical Park as a unit of the National Park  
13      System.

14          (b) BOUNDARIES.—The park shall consist of approxi-  
15      mately 109 acres as generally depicted on the map titled  
16      “Paterson Great Falls National Historical Park—Pro-  
17      posed Boundary”, numbered T03/80,000, and dated June  
18      2007. The map shall be on file and available for public  
19      inspection in the appropriate offices of the National Park  
20      Service and the city of Paterson.

21 **SEC. 5. ADMINISTRATION.**

22          (a) IN GENERAL.—The park shall be administered by  
23      the Secretary in accordance with this Act and the provi-  
24      sions of law generally applicable to units of the National  
25      Park System, including the Act of August 25, 1916 (16

1 U.S.C. 1–4) and the Act of August 21, 1935 (16 U.S.C.  
2 461–467).

3 (b) STATE AND LOCAL JURISDICTION.—Nothing in  
4 this section shall be construed to diminish, enlarge, or  
5 modify any right of the State of New Jersey or any polit-  
6 ical subdivision thereof, to exercise civil and criminal juris-  
7 diction or to carry out State laws, rules, and regulations  
8 within the park.

9 (c) COOPERATIVE AGREEMENTS.—

10 (1) IN GENERAL.—In furtherance of the pur-  
11 poses of this Act, the Secretary is authorized, after  
12 consultation with the Commission, to enter into co-  
13 operative agreements with the owners of properties  
14 of natural, historical, or cultural significance within  
15 the park, pursuant to which agreements the Sec-  
16 retary may mark, interpret, restore, and provide  
17 technical assistance for the preservation of such  
18 properties and pursuant to which the Secretary may  
19 provide assistance, including management services  
20 and program implementation.

21 (2) RIGHT OF ACCESS.—Each cooperative  
22 agreement shall provide that the Secretary, through  
23 the National Park Service, shall have the right of  
24 access at all reasonable times to all public portions  
25 of the property covered by the agreement for the

1 purpose of conducting visitors through such prop-  
2 erties and interpreting them to the public.

3 (3) ALTERATION OF PROPERTIES.—Each coop-  
4 erative agreement shall provide that no changes or  
5 alterations shall be made in the property covered by  
6 the agreement except by mutual agreement between  
7 the Secretary and the other party to the agreement.

8 (d) USE OF FEDERAL FUNDS.—

9 (1) CONVERSION, USE, OR DISPOSAL OF  
10 PROJECTS.—Any payment made by the Secretary  
11 pursuant to a cooperative agreement under this sec-  
12 tion shall be subject to an agreement that conver-  
13 sion, use, or disposal of a project so assisted for pur-  
14 poses contrary to the purposes of this Act, as deter-  
15 mined by the Secretary, shall result in the right of  
16 the United States to reimbursement of all funds  
17 made available to the project or the portion of the  
18 increased value of the project attributable to such  
19 funds as determined at the time of such conversion,  
20 use, or disposal, whichever is greater.

21 (2) MATCHING FUNDS.—As a condition of ex-  
22 pending any funds appropriated to the Secretary for  
23 the purposes of cooperative agreements under this  
24 section, the Secretary shall require that such ex-  
25 penditure must be matched by expenditure of an

1 equal amount of funds provided by non-Federal  
2 sources.

3 (3) DONATIONS.—With the approval of the Sec-  
4 retary, any donation of property, goods, or services  
5 from a non-Federal source may be considered as a  
6 contribution of funds from a non-federal source for  
7 purposes of this section.

8 **SEC. 6. GENERAL MANAGEMENT PLAN.**

9 Not later than 3 complete fiscal years after the date  
10 funds are made available for this purpose, the Secretary  
11 shall prepare, in consultation with the Commission, and  
12 transmit to the Committee on Natural Resources of the  
13 House of Representatives and the Committee on Energy  
14 and Natural Resources of the Senate a general manage-  
15 ment plan for the park in accordance with the provisions  
16 of section 12(b) of the Act of August 18, 1970 (16 U.S.C.  
17 1a–7(b)), popularly known as the National Park System  
18 General Authorities Act, and other applicable law.

19 **SEC. 7. PATERSON GREAT FALLS NATIONAL HISTORICAL**  
20 **PARK COMMISSION.**

21 (a) ESTABLISHMENT.—There is hereby established  
22 the Paterson Great Falls National Historical Park Com-  
23 mission whose purpose shall be to assist and advise the  
24 Secretary in the development and implementation of the  
25 general management plan for the park.

1 (b) MEMBERSHIP.—

2 (1) APPOINTMENTS.—The Commission shall be  
3 composed of 9 members appointed by the Secretary,  
4 of whom—

5 (A) 4 members shall be from nominees  
6 submitted by the Governor of the State of New  
7 Jersey;

8 (B) 2 members shall be from nominees  
9 submitted by the City Council of Paterson;

10 (C) 1 member shall be from nominees sub-  
11 mitted by the Board of Chosen Freeholders of  
12 Passaic County, New Jersey; and

13 (D) 2 members shall be qualified to serve  
14 on the Commission because of their familiarity  
15 with national parks and historic preservation.

16 (2) CHAIRPERSON; VICE CHAIRPERSON.—The  
17 Commission shall elect one of its members as Chair-  
18 person and one as Vice Chairperson. The Vice  
19 Chairperson shall serve as chairperson in the ab-  
20 sence of the Chairperson.

21 (3) VACANCIES.—A vacancy in the Commission  
22 shall be filled in the same manner in which the origi-  
23 nal appointment was made.

24 (4) TERMS.—Terms of service are as follows:



1           (A) The term of office of the Chairperson  
2           and Vice Chairperson shall be one year.

3           (B) Members of the Commission shall  
4           serve for terms of 3 years and may be re-  
5           appointed not more than once.

6           (C) A member may serve after the expira-  
7           tion of his or her term until a successor has  
8           been appointed.

9           (5) **TIMELINE FOR APPOINTMENTS.**—The Sec-  
10          retary shall appoint the first members of the Com-  
11          mission not later than 30 days after the date on  
12          which the Secretary has received all of the rec-  
13          ommendations for appointment pursuant to para-  
14          graph (1).

15          (c) **COMPENSATION.**—Members of the Commission  
16          shall serve without pay, but while away from their homes  
17          or regular places of business in the performance of services  
18          for the Commission, members shall be allowed travel ex-  
19          penses, including per diem in lieu of subsistence, in the  
20          same manner as persons employed intermittently in the  
21          Government service are allowed expenses under section  
22          5703 of title 5, United States Code.

23          (d) **MEETINGS.**—The Commission shall meet at the  
24          call of the Chairperson or a majority of its members.

1 (e) QUORUM.—A majority of the Commission shall  
2 constitute a quorum.

3 (f) STAFF.—The Secretary shall provide the Commis-  
4 sion with such staff and technical assistance as the Sec-  
5 retary, after consultation with the Commission, considers  
6 appropriate to enable the Commission to carry out its du-  
7 ties. The Secretary may accept the services of personnel  
8 detailed from the State of New Jersey, any political sub-  
9 division of the State or any entity represented on the Com-  
10 mission.

11 (g) EXEMPTION.—Section 14(b) of the Federal Advi-  
12 sory Committee Act (5 U.S.C. App.) shall not apply to  
13 the Commission.

14 (h) TERMINATION.—The Commission shall terminate  
15 10 years after the date of the enactment of this Act.

16 **SEC. 8. ACQUISITION OF LAND.**

17 (a) GENERAL AUTHORITY.—The Secretary may ac-  
18 quire land or interests in land within the boundaries of  
19 the park from willing sellers only by donation, purchase  
20 with donated or appropriated funds, or exchange.

21 (b) STATE PROPERTY.—Land or interests in land  
22 owned by the State of New Jersey or any political subdivi-  
23 sion of the State may be acquired only by donation.

1 **SEC. 9. HINCHLIFFE STADIUM.**

2 Not later than three years after the date of the enact-  
3 ment of this Act, the Secretary shall complete a study re-  
4 garding the preservation and interpretation of Hinchliffe  
5 Stadium as listed on the National Register of Historic  
6 Places. The study shall include an assessment of the po-  
7 tential for listing as a National Historic Landmark as well  
8 as options for maintaining the historic integrity of the sta-  
9 dium.

10 **SEC. 10. AUTHORIZATION OF APPROPRIATIONS.**

11 There are authorized to be appropriated such sums  
12 as may be necessary to carry out this Act.

Passed the House of Representatives October 22,  
2007.

Attest: LORRAINE C. MILLER,  
*Clerk.*