

# Union Calendar No. 197

110TH CONGRESS  
1ST SESSION

# H. R. 189

[Report No. 110-310]

To establish the Paterson Great Falls National Park in the State of New Jersey.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 2007

Mr. PASCARELL (for himself, Mr. ANDREWS, Mr. LOBIONDO, Mr. SAXTON, Mr. GARRETT of New Jersey, Mr. PALLONE, Mr. FERGUSON, Mr. ROTHMAN, Mr. PAYNE, Mr. FRELINGHUYSEN, Mr. HOLT, Mr. SMITH of New Jersey, and Mr. SIRES) introduced the following bill; which was referred to the Committee on Natural Resources

AUGUST 4, 2007

Additional sponsors: Mr. JOHNSON of Georgia and Ms. JACKSON-LEE of Texas

AUGUST 4, 2007

Reported with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on January 4, 2007]

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## A BILL

To establish the Paterson Great Falls National Park in the State of New Jersey.

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 “Paterson Great Falls*  
5 *National Historical Park Act of 2007”.*

6 **SEC. 2. FINDINGS AND PURPOSES.**

7 *(a) FINDINGS.—Congress finds the following:*

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

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

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

24 *(4) Exceptional natural and cultural resources*  
25 *make the Great Falls Historic District America’s only*

1       *National Historic District that contains both a Na-*  
2       *tional Historic Landmark and a National Natural*  
3       *Landmark.*

4               (5) *Pierre L’Enfant’s water power system at the*  
5       *Great Falls and the buildings erected around it over*  
6       *two centuries constitute the finest and most extensive*  
7       *remaining example of engineering, planning and ar-*  
8       *chitectural works that span the entire period of Amer-*  
9       *ica’s growth into an industrial power.*

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

11               (1) *to establish a unit of the National Park Sys-*  
12       *tem in Paterson, New Jersey, consisting of the Great*  
13       *Falls Historic District; and*

14               (2) *to foster activities among Federal, State, and*  
15       *local governments, non-profit organizations, and pri-*  
16       *vate donors to preserve, enhance, interpret, and pro-*  
17       *mote the cultural sites, historic structures, and nat-*  
18       *ural beauty of the Great Falls Historic District for*  
19       *the benefit of present and future generations.*

20       **SEC. 3. DEFINITIONS.**

21       *For the purposes of this Act, the following definitions*  
22       *apply:*

23               (1) *PARK.*—*The term “park” means the Paterson*  
24       *Great Falls National Historical Park established in*  
25       *section 4.*

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

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

6 **SEC. 4. PATERSON GREAT FALLS NATIONAL HISTORICAL**  
7           **PARK.**

8           (a) *ESTABLISHMENT.*—*In order to preserve and inter-*  
9           *pret for the benefit of present and future generations certain*  
10           *historical, cultural, and natural resources associated with*  
11           *the Great Falls National Historic District, there is estab-*  
12           *lished in the city of Paterson in the county of Passaic in*  
13           *the State of New Jersey the Paterson Great Falls National*  
14           *Historical Park as a unit of the National Park System.*

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

22 **SEC. 5. ADMINISTRATION.**

23           (a) *IN GENERAL.*—*The park shall be administered by*  
24           *the Secretary in accordance with this Act and the provi-*  
25           *sions of law generally applicable to units of the National*

1 *Park System, including the Act of August 25, 1916 (16*  
2 *U.S.C. 1–4) and the Act of August 21, 1935 (16 U.S.C. 461–*  
3 *467).*

4 (b) *STATE AND LOCAL JURISDICTION.*—*Nothing in*  
5 *this section shall be construed to diminish, enlarge, or mod-*  
6 *ify any right of the State of New Jersey or any political*  
7 *subdivision thereof, to exercise civil and criminal jurisdic-*  
8 *tion or to carry out State laws, rules, and regulations with-*  
9 *in the park.*

10 (c) *COOPERATIVE AGREEMENTS.*—

11 (1) *IN GENERAL.*—*In furtherance of the purposes*  
12 *of this Act, the Secretary is authorized, after consulta-*  
13 *tion with the Commission, to enter into cooperative*  
14 *agreements with the owners of properties of natural,*  
15 *historical, or cultural significance within the park,*  
16 *pursuant to which agreements the Secretary may*  
17 *mark, interpret, restore, and provide technical assist-*  
18 *ance for the preservation of such properties and pur-*  
19 *suant to which the Secretary may provide assistance,*  
20 *including management services and program imple-*  
21 *mentation.*

22 (2) *RIGHT OF ACCESS.*—*Each cooperative agree-*  
23 *ment shall provide that the Secretary, through the*  
24 *National Park Service, shall have the right of access*  
25 *at all reasonable times to all public portions of the*

1 *property covered by the agreement for the purpose of*  
2 *conducting visitors through such properties and inter-*  
3 *preting them to the public.*

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

9 (d) *USE OF FEDERAL FUNDS.—*

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

22 (2) *MATCHING FUNDS.—As a condition of ex-*  
23 *pending any funds appropriated to the Secretary for*  
24 *the purposes of cooperative agreements under this sec-*  
25 *tion, the Secretary shall require that such expenditure*

1       *must be matched by expenditure of an equal amount*  
2       *of funds provided by non-Federal 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 and*  
14       *Natural Resources of the Senate a general management*  
15       *plan for the park in accordance with the provisions of sec-*  
16       *tion 12(b) of the Act of August 18, 1970 (16 U.S.C. 1a-*  
17       *7(b)), popularly known as the National Park System Gen-*  
18       *eral Authorities Act, and other applicable law.*

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

21               (a) *ESTABLISHMENT.*—*There is hereby established the*  
22       *Paterson Great Falls National Historical Park Commission*  
23       *whose purpose shall be to assist and advise the Secretary*  
24       *in the development and implementation of the general man-*  
25       *agement 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 sub-*  
6       *mitted by the Governor of the State of New Jer-*  
7       *sey;*

8                       **(B)** *2 members shall be from nominees sub-*  
9       *mitted 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 on*  
14       *the Commission because of their familiarity with*  
15       *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 Chair-*  
19       *person shall serve as chairperson in the absence of the*  
20       *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 serve*  
4           *for terms of 3 years and may be reappointed not*  
5           *more than once.*

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

9           (5) *TIMELINE FOR APPOINTMENTS.—The Sec-*  
10          *retary shall appoint the first members of the Commis-*  
11          *sion not later than 30 days after the date on which*  
12          *the Secretary has received all of the recommendations*  
13          *for appointment pursuant to paragraph (1).*

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

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

24          (e) *QUORUM.—A majority of the Commission shall*  
25          *constitute a quorum.*

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

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

12           (h) *TERMINATION.*—*The Commission shall terminate*  
13 *10 years after the date of the enactment of this Act.*

14 **SEC. 8. ACQUISITION OF LAND.**

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

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

22 **SEC. 9. HINCHLIFFE STADIUM.**

23           *Not later than three years after the date of the enact-*  
24 *ment of this Act, the Secretary shall complete a study re-*  
25 *garding the preservation and interpretation of Hinchliffe*

1 *Stadium as listed on the National Register of Historic*  
2 *Places. The study shall include an assessment of the poten-*  
3 *tial for listing as a National Historic Landmark as well*  
4 *as options for maintaining the historic integrity of the sta-*  
5 *dium.*

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

7 *There are authorized to be appropriated such sums as*  
8 *may be necessary to carry out this Act.*

Amend the title so as to read: “A bill to establish the Paterson Great Falls National Historical Park in the State of New Jersey and for other purposes.”.

Union Calendar No. 197

110<sup>TH</sup> CONGRESS  
1<sup>ST</sup> Session

**H. R. 189**

[Report No. 110-310]

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