

REVISING THE BOUNDARIES OF THE GETTYSBURG NATIONAL MILITARY PARK TO INCLUDE THE GETTYSBURG TRAIN STATION AND CERTAIN LAND ALONG PLUM RUN IN CUMBERLAND TOWNSHIP, TO LIMIT THE MEANS BY WHICH PROPERTY WITHIN SUCH REVISED BOUNDARIES MAY BE ACQUIRED, AND FOR OTHER PURPOSES

SEPTEMBER 20, 2013.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. HASTINGS of Washington, from the Committee on Natural Resources, submitted the following

R E P O R T

[To accompany H.R. 1513]

[Including cost estimate of the Congressional Budget Office]

The Committee on Natural Resources, to whom was referred the bill (H.R. 1513) to revise the boundaries of the Gettysburg National Military Park to include the Gettysburg Train Station and certain land along Plum Run in Cumberland Township, to limit the means by which property within such revised boundaries may be acquired, and for other purposes, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

PURPOSE OF THE BILL

The purpose of H.R. 1513 is to revise the boundaries of the Gettysburg National Military Park to include the Gettysburg Train Station and certain land along Plum Run in Cumberland Township, and to limit the means by which property within such revised boundaries may be acquired.

BACKGROUND AND NEED FOR LEGISLATION

H.R. 1513 would revise the boundaries of the Gettysburg National Military Park to include the site known as Gettysburg Train Station in Gettysburg, Pennsylvania, and 45 acres of land located along Plum Run in Cumberland Township, Pennsylvania, into Gettysburg National Military Park. The historic train depot was where President Abraham Lincoln arrived and left town via train in 1863, when he gave the immortal Gettysburg Address. Currently, the depot is owned by the Borough of Gettysburg, but will be donated

to the National Park Service. However, the depot would continue to be operated by local or nonprofit organizations. The 45 acres in Cumberland Township has already been donated to the Park Service, but needs to be incorporated into the boundaries to be part of the Park.

H.R. 1513 authorizes the Secretary of the Interior to acquire these properties by donation only. Additionally, owners would have to provide written consent prior to property being included into the boundary. The creation of buffer zones is also prohibited.

COMMITTEE ACTION

H.R. 1513 was introduced on April 11, 2013, by Congressman Scott Perry (R-PA). The bill was referred to the Committee on Natural Resources, and within the Committee to the Subcommittee on Public Lands and Environmental Regulation. On June 6, 2013, the Subcommittee held a hearing on the bill. On July 24, 2013, the Full Natural Resources Committee met to consider the bill. The Subcommittee on Public Lands and Environmental Regulation was discharged by unanimous consent. No amendments were offered, and the bill was adopted and ordered favorably reported to the House of Representatives by unanimous consent.

COMMITTEE OVERSIGHT FINDINGS AND RECOMMENDATIONS

Regarding clause 2(b)(1) of rule X and clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee on Natural Resources' oversight findings and recommendations are reflected in the body of this report.

COMPLIANCE WITH HOUSE RULE XIII

1. Cost of Legislation. Clause 3(d)(1) of rule XIII of the Rules of the House of Representatives requires an estimate and a comparison by the Committee of the costs which would be incurred in carrying out this bill. However, clause 3(d)(2)(B) of that rule provides that this requirement does not apply when the Committee has included in its report a timely submitted cost estimate of the bill prepared by the Director of the Congressional Budget Office under section 402 of the Congressional Budget Act of 1974. Under clause 3(c)(3) of rule XIII of the Rules of the House of Representatives and section 403 of the Congressional Budget Act of 1974, the Committee has received the following cost estimate for this bill from the Director of the Congressional Budget Office:

H.R. 1513—A bill to revise the boundaries of the Gettysburg National Military Park to include the Gettysburg Train Station and certain land along Plum Run in Cumberland Township, to limit the means by which property within such revised boundaries may be acquired, and for other purposes

H.R. 1513 would expand the boundaries of the Gettysburg National Military Park in Pennsylvania to include two nearby properties. CBO expects that the National Park Service (NPS), which administers the park, would accept the donation of a small parcel of land containing the newly refurbished Gettysburg Train Station and a 45-acre tract of land along Plum Run in Cumberland Township.

Based on information provided by NPS, CBO estimates that implementing H.R. 1513 would have no significant impact on the federal budget. Under the legislation, the additional properties could only be acquired through donations. We estimate that annual costs to operate and maintain the new properties would be minimal because the train station would continue to be operated by local or nonprofit organizations and the Plum Run acreage would be left undeveloped. Enacting H.R. 1513 would not affect direct spending or revenues; therefore, pay-as-you-go procedures do not apply.

H.R. 1513 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would impose no costs on state, local, or tribal governments.

The CBO staff contact for this estimate is Martin von Gnechten. The estimate was approved by Theresa Gullo, Deputy Assistant Director for Budget Analysis.

2. Section 308(a) of Congressional Budget Act. As required by clause 3(c)(2) of rule XIII of the Rules of the House of Representatives and section 308(a) of the Congressional Budget Act of 1974, this bill does not contain any new budget authority, spending authority, credit authority, or an increase or decrease in revenues or tax expenditures. Based on information provided by NPS, CBO estimates that implementing H.R. 1513 would have no significant impact on the federal budget.

3. General Performance Goals and Objectives. As required by clause 3(c)(4) of rule XIII, the general performance goal or objective of this bill is to revise the boundaries of the Gettysburg National Military Park to include the Gettysburg Train Station and certain land along Plum Run in Cumberland Township, and to limit the means by which property within such revised boundaries may be acquired.

EARMARK STATEMENT

This bill does not contain any Congressional earmarks, limited tax benefits, or limited tariff benefits as defined under clause 9(e), 9(f), and 9(g) of rule XXI of the Rules of the House of Representatives.

COMPLIANCE WITH PUBLIC LAW 104-4

This bill contains no unfunded mandates.

COMPLIANCE WITH H. RES. 5

Directed Rule Making. The Chairman does not believe that this bill directs any executive branch official to conduct any specific rule-making proceedings.

Duplication of Existing Programs. This bill does not establish or reauthorize a program of the federal government known to be duplicative of another program. Such program was not included in any report from the Government Accountability Office to Congress pursuant to section 21 of Public Law 111-139 or identified in the most recent Catalog of Federal Domestic Assistance published pursuant to the Federal Program Information Act (Public Law 95-220, as amended by Public Law 98-169) as relating to other programs.

PREEMPTION OF STATE, LOCAL OR TRIBAL LAW

This bill is not intended to preempt any State, local or tribal law.

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

In compliance with clause 3(e) of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (new matter is printed in italic and existing law in which no change is proposed is shown in roman):

PUBLIC LAW 101-377

AN ACT To revise the boundary of Gettysburg National Military park in the Commonwealth of Pennsylvania, and for other purposes.

SECTION 1. GETTYSBURG NATIONAL MILITARY PARK BOUNDARY REVISION.

(a) **LANDS INCLUDED IN THE PARK.**—In furtherance of the purposes of the Act entitled “An Act to establish a national military park at Gettysburg, Pennsylvania”, approved February 11, 1895 (16 U.S.C. 430g et seq.), the Gettysburg National Military Park (hereafter in this Act referred to as the “park”) shall hereafter comprise the lands and interests in lands within the boundary generally depicted as “Park Boundary” on the map entitled “Gettysburg National Military Park Boundary Map”, numbered NPS 305/80034-B, and dated March 1990, which shall be on file and available for public inspection in the Office of the Director of the National Park Service, Department of the Interior.

(b) **ADDITIONAL LAND.**—In addition to the land identified in subsection (a), the park shall also include the property commonly known as the Wills House located in the Borough of Gettysburg and identified as Tract P02-1 on the map entitled ‘Gettysburg National Military Park’ numbered MARO 305/80,011 Segment 2, and dated April 1981, revised May 14, 1999.

(c) **LANDS EXCLUDED FROM THE PARK.**—Lands and interests in lands outside of the boundary so depicted as “Park Boundary” on the maps referred to in subsections (a) and (b) are hereby excluded from the park and shall be disposed of in accordance with the provisions of section 2(c).

(d) **ADDITIONAL LAND.**—

(1) **COVERED LAND; CONDITION.**—*In addition to the land identified in subsections (a) and (b), the park shall include the following, as depicted on the maps titled “Gettysburg National Military Park Proposed Boundary Addition”, numbered 305/80,045, and dated January 2010, if the owner of the property has provided written consent to inclusion:*

(A) *The land and interests in land commonly known as the “Gettysburg Train Station” and its immediate surroundings in the Borough of Gettysburg.*

(B) *The land and interests in land located along Plum Run in Cumberland Township.*

(2) **RULE OF CONSTRUCTION.**—*Nothing in paragraph (1), the acquisition of property within the area described in such paragraph, or the management plan for such acquired property shall be construed to create buffer zones outside of such property. That an activity or use can be seen or heard from within*

such acquired property shall not preclude the conduct of that activity or use outside such property.

SEC. 2. ACQUISITION AND DISPOSAL OF LANDS.

(a) GENERAL AUTHORITY.—The Secretary is authorized to acquire lands and interests in lands within the park by donation, purchase with donated or appropriated funds, exchange, or otherwise, *except that the Secretary is authorized to acquire property within the area described in section 1(d) by donation only.* In acquiring lands and interests in lands under this Act, the Secretary shall acquire the minimum Federal interests necessary to achieve the objectives identified for specific areas and the park.

(b) AUTHORITY TO CONVEY FREEHOLD AND LEASEHOLD INTERESTS WITHIN PARK.—The Secretary may convey lands and interests in lands within the park authorized in accordance with subsection (a) of the Act of July 15, 1968 (16 U.S.C. 4601–22), except that, notwithstanding subsection (d) of that section, the net proceeds from any such conveyance may be used, subject to appropriations, to acquire lands and interests within the park.

(c) CONVEYANCE OF LANDS EXCLUDED FROM PARK.—(1) The Secretary is authorized, in accordance with applicable existing law, to exchange Federal lands and interests excluded from the park pursuant to section 1(c) for the purpose of acquiring lands within the park boundary.

(2) If any such Federal lands or interests are not exchanged within five years after the date of enactment of this Act, the Secretary may sell any or all such lands or interests to the highest bidder, in accordance with such regulations as the Secretary may prescribe, but any such conveyance shall be at not less than the fair market value of the land or interest, as determined by the Secretary.

(3) All Federal lands and interests sold or exchanged pursuant to this subsection shall be subject to such terms and conditions as will assure the use of the property in a manner which, in the judgment of the Secretary, will protect the park and the Gettysburg Battlefield Historic District (hereafter in this Act referred to as the “historic district”). Notwithstanding any other provision of law, the net proceeds from any such sale or exchange shall be used, subject to appropriations, to acquire lands and interests within the park.

(d) RELINQUISHMENT OF LEGISLATIVE JURISDICTION TO PENNSYLVANIA.—With respect to any lands over which the United States exercises exclusive or concurrent legislative jurisdiction and which are excluded from the park pursuant to section 1(c), the Secretary may relinquish to the State of Pennsylvania such exclusive or concurrent legislative jurisdiction by filing with the Governor a notice of relinquishment to take effect upon acceptance thereof, unless otherwise provided by the laws of the State.

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