

115TH CONGRESS  
2D SESSION

# H. R. 2991

---

IN THE SENATE OF THE UNITED STATES

JUNE 6, 2018

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

---

## AN ACT

To establish the Susquehanna National Heritage Area in  
the State of Pennsylvania, 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 “Susquehanna National  
3 Heritage Area Act”.

4 **SEC. 2. DEFINITIONS.**

5 In this Act:

6 (1) **HERITAGE AREA.**—The term “Heritage  
7 Area” means the Susquehanna National Heritage  
8 Area established by section 3(a).

9 (2) **LOCAL COORDINATING ENTITY.**—The term  
10 “local coordinating entity” means the local coordi-  
11 nating entity for the Heritage Area designated by  
12 section 4(a).

13 (3) **MANAGEMENT PLAN.**—The term “manage-  
14 ment plan” means the plan developed by the local  
15 coordinating entity under section 5(a).

16 (4) **SECRETARY.**—The term “Secretary” means  
17 the Secretary of the Interior.

18 (5) **STATE.**—The term “State” means the State  
19 of Pennsylvania.

20 **SEC. 3. SUSQUEHANNA NATIONAL HERITAGE AREA.**

21 (a) **ESTABLISHMENT.**—There is established the Sus-  
22 quehanna National Heritage Area in the State.

23 (b) **BOUNDARIES.**—The Heritage Area shall include  
24 Lancaster and York Counties, Pennsylvania.

1 **SEC. 4. DESIGNATION OF LOCAL COORDINATING ENTITY.**

2 (a) LOCAL COORDINATING ENTITY.—The Susque-  
3 hanna Heritage Corporation, a nonprofit organization es-  
4 tablished under the laws of the State, shall be the local  
5 coordinating entity for the Heritage Area.

6 (b) AUTHORITIES OF LOCAL COORDINATING ENTI-  
7 TY.—The local coordinating entity may, for purposes of  
8 preparing and implementing the management plan—

9 (1) prepare reports, studies, interpretive exhib-  
10 its and programs, historic preservation projects, and  
11 other activities recommended in the management  
12 plan for the Heritage Area;

13 (2) make grants to the State, political subdivi-  
14 sions of the State, nonprofit organizations, and  
15 other persons;

16 (3) enter into cooperative agreements with the  
17 State, political subdivisions of the State, nonprofit  
18 organizations, and other organizations;

19 (4) hire and compensate staff;

20 (5) obtain funds or services from any source,  
21 including funds and services provided under any  
22 Federal program or law, in which case the Federal  
23 share of the cost of any activity assisted using Fed-  
24 eral funds provided for National Heritage Areas  
25 shall not be more than 50 percent; and

26 (6) contract for goods and services.

1 (c) DUTIES OF LOCAL COORDINATING ENTITY.—To  
2 further the purposes of the Heritage Area, the local co-  
3 ordinating entity shall—

4 (1) prepare a management plan for the Herit-  
5 age Area in accordance with section 5;

6 (2) give priority to the implementation of ac-  
7 tions, goals, and strategies set forth in the manage-  
8 ment plan, including assisting units of government  
9 and other persons in—

10 (A) carrying out programs and projects  
11 that recognize and protect important resource  
12 values in the Heritage Area;

13 (B) encouraging economic viability in the  
14 Heritage Area in accordance with the goals of  
15 the management plan;

16 (C) establishing and maintaining interpre-  
17 tive exhibits in the Heritage Area;

18 (D) developing heritage-based recreational  
19 and educational opportunities for residents and  
20 visitors in the Heritage Area;

21 (E) increasing public awareness of and ap-  
22 preciation for the natural, historic, and cultural  
23 resources of the Heritage Area;

24 (F) restoring historic buildings that are—

25 (i) located in the Heritage Area; and

1 (ii) related to the themes of the Herit-  
2 age Area; and

3 (G) installing throughout the Heritage  
4 Area clear, consistent, and appropriate signs  
5 identifying public access points and sites of in-  
6 terest;

7 (3) consider the interests of diverse units of  
8 government, businesses, tourism officials, private  
9 property owners, and nonprofit groups within the  
10 Heritage Area in developing and implementing the  
11 management plan;

12 (4) conduct public meetings at least semiannu-  
13 ally regarding the development and implementation  
14 of the management plan; and

15 (5) for any fiscal year for which Federal funds  
16 provided for National Heritage Areas are expended  
17 for the Heritage Area—

18 (A) submit to the Secretary an annual re-  
19 port that describes—

20 (i) the accomplishments of the local  
21 coordinating entity;

22 (ii) the expenses and income of the  
23 local coordinating entity; and

24 (iii) the entities to which the local co-  
25 ordinating entity made any grants;

1 (B) make available for audit all records re-  
2 lating to the expenditure of the Federal funds  
3 and any matching funds; and

4 (C) require, with respect to all agreements  
5 authorizing the expenditure of Federal funds by  
6 other organizations, that the receiving organiza-  
7 tions make available for audit all records relat-  
8 ing to the expenditure of the Federal funds.

9 (d) PROHIBITION ON ACQUISITION OF REAL PROP-  
10 erty.—

11 (1) IN GENERAL.—The local coordinating entity  
12 shall not use Federal funds provided for National  
13 Heritage Areas to acquire real property or any inter-  
14 est in real property.

15 (2) OTHER SOURCES.—Nothing in this Act pre-  
16 cludes the local coordinating entity from using funds  
17 from other sources for authorized purposes, includ-  
18 ing the acquisition of real property or any interest  
19 in real property.

20 **SEC. 5. MANAGEMENT PLAN.**

21 (a) IN GENERAL.—Not later than 3 years after the  
22 date on which funds are first made available to carry out  
23 this Act, the local coordinating entity shall prepare and  
24 submit to the Secretary a management plan for the Herit-  
25 age Area.

1 (b) CONTENTS.—The management plan for the Her-  
2 itage Area shall—

3 (1) include comprehensive policies, strategies,  
4 and recommendations for the conservation, funding,  
5 management, and development of the Heritage Area;

6 (2) include a description of actions and commit-  
7 ments that governments, private organizations, and  
8 citizens will take to protect, enhance, and interpret  
9 the natural, historic, scenic, and cultural resources  
10 of the Heritage Area;

11 (3) describe a program of implementation for  
12 the management plan that includes—

13 (A) performance goals and ongoing per-  
14 formance evaluation;

15 (B) plans for resource protection, enhance-  
16 ment and interpretation; and

17 (C) specific commitments for implementa-  
18 tion that have been made by the local coordi-  
19 nating entity or any government, organization,  
20 business or individual;

21 (4) include an interpretative plan for the Herit-  
22 age Area;

23 (5) take into consideration existing State, coun-  
24 ty, and local plans;

1           (6) specify the existing and potential sources of  
2 funding to protect, manage, and develop the Herit-  
3 age Area;

4           (7) include an inventory of the natural, historic,  
5 cultural, educational, scenic, and recreational re-  
6 sources of the Heritage Area relating to the themes  
7 of the Heritage Area that should be preserved, re-  
8 stored, managed, developed, or maintained; and

9           (8) include an analysis of, and recommenda-  
10 tions for, ways in which Federal, State, and local  
11 programs, may best be coordinated to further the  
12 purposes of this Act, including recommendations for  
13 the role of the National Park Service in the Heritage  
14 Area.

15       (c) APPROVAL AND DISAPPROVAL OF MANAGEMENT  
16 PLAN.—

17           (1) IN GENERAL.—Not later than 180 days  
18 after the date on which the local coordinating entity  
19 submits the management plan to the Secretary, the  
20 Secretary shall approve or disapprove the proposed  
21 management plan.

22           (2) CONSIDERATIONS.—In determining whether  
23 to approve or disapprove the management plan, the  
24 Secretary shall consider whether—



1 (A) the local coordinating entity is rep-  
2 resentative of the diverse interests of the Herit-  
3 age Area, including governments, natural and  
4 historic resource protection organizations, edu-  
5 cational institutions, businesses, and rec-  
6 reational organizations;

7 (B) the local coordinating entity has pro-  
8 vided adequate opportunities (including public  
9 meetings) for public and governmental involve-  
10 ment in the preparation of the management  
11 plan;

12 (C) the resource protection and interpreta-  
13 tion strategies contained in the management  
14 plan, if implemented, would adequately protect  
15 the natural, historic, and cultural resources of  
16 the Heritage Area; and

17 (D) the management plan is supported by  
18 the appropriate State and local officials, the co-  
19 operation of which is needed to ensure the ef-  
20 fective implementation of the State and local  
21 aspects of the management plan.

22 (3) DISAPPROVAL AND REVISIONS.—

23 (A) IN GENERAL.—If the Secretary dis-  
24 approves a proposed management plan, the Sec-  
25 retary shall—

1 (i) advise the local coordinating entity,  
2 in writing, of the reasons for the dis-  
3 approval; and

4 (ii) make recommendations for revi-  
5 sion of the proposed management plan.

6 (B) APPROVAL OR DISAPPROVAL.—The  
7 Secretary shall approve or disapprove a revised  
8 management plan not later than 180 days after  
9 the date on which the revised management plan  
10 is submitted.

11 (d) APPROVAL OF AMENDMENTS.—The Secretary  
12 shall review and approve or disapprove substantial amend-  
13 ments to the management plan in accordance with sub-  
14 section (c).

15 **SEC. 6. RELATIONSHIP TO OTHER FEDERAL AGENCIES.**

16 (a) IN GENERAL.—Nothing in this Act affects the au-  
17 thority of a Federal agency to provide technical or finan-  
18 cial assistance under any other law.

19 (b) CONSULTATION AND COORDINATION.—The head  
20 of any Federal agency planning to conduct activities that  
21 may have an impact on the Heritage Area is encouraged  
22 to consult and coordinate the activities with the Secretary  
23 and the local coordinating entity to the extent practicable.

24 (c) OTHER FEDERAL AGENCIES.—Nothing in this  
25 Act—

1           (1) modifies, alters, or amends any law or regu-  
2           lation authorizing a Federal agency to manage Fed-  
3           eral land under the jurisdiction of the Federal agen-  
4           cy;

5           (2) limits the discretion of a Federal land man-  
6           ager to implement an approved land use plan within  
7           the boundaries of the Heritage Area; or

8           (3) modifies, alters, or amends any authorized  
9           use of Federal land under the jurisdiction of a Fed-  
10          eral agency.

11 **SEC. 7. PRIVATE PROPERTY AND REGULATORY PROTEC-**  
12 **TIONS.**

13          Nothing in this Act—

14          (1) abridges the rights of any property owner  
15          (whether public or private), including the right to re-  
16          frain from participating in any plan, project, pro-  
17          gram, or activity conducted within the Heritage  
18          Area;

19          (2) requires any property owner to permit pub-  
20          lic access (including access by Federal, State, or  
21          local agencies) to the property of the property  
22          owner, or to modify public access or use of property  
23          of the property owner under any other Federal,  
24          State, or local law;

1           (3) alters any duly adopted land use regulation,  
2           approved land use plan, or other regulatory author-  
3           ity of any Federal, State, or local agency, or conveys  
4           any land use or other regulatory authority to the  
5           local coordinating entity;

6           (4) authorizes or implies the reservation or ap-  
7           propriation of water or water rights;

8           (5) affects the licensing or relicensing of facili-  
9           ties by the Federal Energy Regulatory Commission  
10          within the proposed Heritage Area or upstream or  
11          downstream from the proposed Heritage Area on the  
12          Susquehanna River, including FERC Project No.  
13          405–104;

14          (6) diminishes the authority of the State to  
15          manage fish and wildlife, including the regulation of  
16          fishing and hunting within the Heritage Area; or

17          (7) creates any liability, or affects any liability  
18          under any other law, of any private property owner  
19          with respect to any person injured on the private  
20          property.

21 **SEC. 8. EVALUATION; REPORT.**

22          (a) IN GENERAL.—Not later than 3 years before the  
23          date specified under section 9, the Secretary shall—

24                  (1) conduct an evaluation of the accomplish-  
25                  ments of the Heritage Area; and

1           (2) prepare a report in accordance with sub-  
2           section (c).

3           (b) EVALUATION.—An evaluation conducted under  
4           subsection (a)(1) shall—

5           (1) assess the progress of the local coordinating  
6           entity with respect to—

7           (A) accomplishing the purposes of this Act  
8           for the Heritage Area; and

9           (B) achieving the goals and objectives of  
10          the approved management plan for the Heritage  
11          Area;

12          (2) analyze the Federal, State, local, and pri-  
13          vate investments in the Heritage Area to determine  
14          the leverage and impact of the investments; and

15          (3) review the management structure, partner-  
16          ship relationships, and funding of the Heritage Area  
17          for purposes of identifying the critical components  
18          for sustainability of the Heritage Area.

19          (c) REPORT.—

20          (1) IN GENERAL.—Based on the evaluation con-  
21          ducted under subsection (a)(1), the Secretary shall  
22          prepare a report that includes recommendations for  
23          the future role of the National Park Service, if any,  
24          with respect to the Heritage Area.

1               (2) SUBMISSION TO CONGRESS.—On completion  
2               of the report, the Secretary shall submit the report  
3               to—

4                         (A) the Committee on Energy and Natural  
5                         Resources of the Senate; and

6                         (B) the Committee on Natural Resources  
7                         of the House of Representatives.

8   **SEC. 9. TERMINATION OF AUTHORITY.**

9               The authority of the Secretary to provide assistance  
10               under this Act terminates on the date that is 15 years  
11               after the date of enactment of this Act.

                        Passed the House of Representatives June 5, 2018.

Attest:

KAREN L. HAAS,

*Clerk.*