

105TH CONGRESS
2^D SESSION

S. 1665

AN ACT

To reauthorize the Delaware and Lehigh Navigation Canal
National Heritage Corridor Act, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Delaware and Lehigh
5 National Heritage Corridor Act Amendments of 1998”.

1 **SEC. 2. NAME CHANGE.**

2 The Delaware and Lehigh Navigation Canal National
3 Heritage Corridor Act of 1988 (Public Law 100–692; 102
4 Stat. 4552) is amended by striking “Delaware and Lehigh
5 Navigation Canal National Heritage Corridor” each place
6 it appears (except section 4(a)) and inserting “Delaware
7 and Lehigh National Heritage Corridor”.

8 **SEC. 3. PURPOSE.**

9 Section 3(b) of the Delaware and Lehigh National
10 Heritage Corridor Act of 1988 (Public Law 100–692; 102
11 Stat. 4552) is amended—

12 (1) by inserting after “subdivisions” the follow-
13 ing: “in enhancing economic development within the
14 context of preservation and”; and

15 (2) by striking “and surrounding the Delaware
16 and Lehigh Navigation Canal in the Common-
17 wealth” and inserting “the Corridor”.

18 **SEC. 4. CORRIDOR COMMISSION.**

19 (a) MEMBERSHIP.—Section 5(b) of the Delaware and
20 Lehigh National Heritage Corridor Act of 1988 (Public
21 Law 100–692; 102 Stat. 4553) is amended—

22 (1) in the matter preceding paragraph (1), by
23 striking “appointed not later than 6 months after
24 the date of enactment of this Act”;

25 (2) by striking paragraph (2) and inserting the
26 following:

1 “(2) 3 individuals appointed by the Secretary
2 upon consideration of individuals recommended by
3 the governor, of whom—

4 “(A) 1 shall represent the Pennsylvania
5 Department of Conservation and Natural Re-
6 sources;

7 “(B) 1 shall represent the Pennsylvania
8 Department of Community and Economic De-
9 velopment; and

10 “(C) 1 shall represent the Pennsylvania
11 Historical and Museum Commission.”;

12 (3) in paragraph (3), by striking “the Sec-
13 retary, after receiving recommendations from the
14 Governor, of whom” and all that follows through
15 “Delaware Canal region” and inserting the follow-
16 ing: “the Secretary upon consideration of individuals
17 recommended by the governor, of whom—

18 “(A) 1 shall represent a city, 1 shall rep-
19 resent a borough, and 1 shall represent a town-
20 ship; and

21 “(B) 1 shall represent each of the 5 coun-
22 ties of Luzerne, Carbon, Lehigh, Northampton,
23 and Bucks in Pennsylvania”; and

24 (4) in paragraph (4)—

1 (A) by striking “8 individuals” and insert-
 2 ing “9 individuals”; and

3 (B) by striking “the Secretary, after re-
 4 ceiving recommendations from the Governor,
 5 who shall have” and all that follows through
 6 “Canal region. A vacancy” and inserting the
 7 following, “the Secretary upon consideration of
 8 individuals recommended by the governor, of
 9 whom—

10 “(A) 3 shall represent the northern region
 11 of the Corridor;

12 “(B) 3 shall represent the middle region of
 13 the Corridor; and

14 “(C) 3 shall represent the southern region
 15 of the Corridor.

16 A vacancy”.

17 (b) TERMS.—Section 5 of the Delaware and Lehigh
 18 National Heritage Corridor Act of 1988 (Public Law 100–
 19 692; 102 Stat. 4553) is amended by striking subsection
 20 (c) and inserting the following:

21 “(c) TERMS.—The following provisions shall apply to
 22 a member of the Commission appointed under paragraph
 23 (3) or (4) of subsection (b):

24 “(1) LENGTH OF TERM.—The member shall
 25 serve for a term of 3 years.

1 “(2) CARRYOVER.—The member shall serve
2 until a successor is appointed by the Secretary.

3 “(3) REPLACEMENT.—If the member resigns or
4 is unable to serve due to incapacity or death, the
5 Secretary shall appoint, not later than 60 days after
6 receiving a nomination of the appointment from the
7 Governor, a new member to serve for the remainder
8 of the term.

9 “(4) TERM LIMITS.—A member may serve for
10 not more than 2 full terms starting after the date
11 of enactment of this paragraph.”.

12 **SEC. 5. POWERS OF THE COMMISSION.**

13 (a) CONVEYANCE OF REAL ESTATE.—Section
14 7(g)(3) of the Delaware and Lehigh National Heritage
15 Corridor Act of 1988 (Public Law 100–692; 102 Stat.
16 4555) is amended in the first sentence by inserting “or
17 nonprofit organization” after “appropriate public agency”.

18 (b) COOPERATIVE AGREEMENTS.—Section 7(h) of
19 the Delaware and Lehigh National Heritage Corridor Act
20 of 1988 (Public Law 100–692; 102 Stat. 4555) is amend-
21 ed—

22 (1) in the first sentence, by inserting “any non-
23 profit organization,” after “subdivision of the Com-
24 monwealth,”; and

1 (2) in the second sentence, by inserting “such
2 nonprofit organization,” after “such political sub-
3 division,”.

4 **SEC. 6. DUTIES OF THE COMMISSION.**

5 Section 8(b) of the Delaware and Lehigh National
6 Heritage Corridor Act of 1988 (Public Law 100–692; 102
7 Stat. 4556) is amended in the matter preceding paragraph
8 (1) by inserting “, cultural, natural, recreational, and see-
9 nic” after “interpret the historic”.

10 **SEC. 7. TERMINATION OF THE COMMISSION.**

11 Section 9(a) of the Delaware and Lehigh National
12 Heritage Corridor Act of 1988 (Public Law 100–692; 102
13 Stat. 4556) is amended by striking “5 years after the date
14 of enactment of this Act” and inserting “10 years after
15 the date of enactment of the Delaware and Lehigh Na-
16 tional Heritage Corridor Act Amendments of 1997”.

17 **SEC. 8. DUTIES OF OTHER FEDERAL ENTITIES.**

18 Section 11 of the Delaware and Lehigh National Her-
19 itage Corridor Act of 1988 (Public Law 100–692; 102
20 Stat. 4557) is amended in the matter preceding paragraph
21 (1) by striking “the flow of the Canal or the natural” and
22 inserting “directly affecting the purposes of the Corridor”.

23 **SEC. 9. AUTHORIZATION OF APPROPRIATIONS.**

24 (a) COMMISSION.—Section 12(a) of the Delaware and
25 Lehigh National Heritage Corridor Act of 1988 (Public

1 Law 100–692; 102 Stat. 4558) is amended by striking
2 “\$350,000” and inserting “\$650,000”.

3 (b) MANAGEMENT ACTION PLAN.—Section 12 of the
4 Delaware and Lehigh National Heritage Corridor Act of
5 1988 (Public Law 100–692; 102 Stat. 4558) is amended
6 by adding at the end the following:

7 “(c) MANAGEMENT ACTION PLAN.—

8 “(1) IN GENERAL.—To implement the manage-
9 ment action plan created by the Commission, there
10 is authorized to be appropriated \$1,000,000 for each
11 of fiscal years 1998 through 2007.

12 “(2) LIMITATION ON EXPENDITURES.—
13 Amounts made available under paragraph (1) shall
14 not exceed 50 percent of the costs of implementing
15 the management action plan.”.

16 **SEC. 10. LOCAL AUTHORITY AND PRIVATE PROPERTY.**

17 The Delaware and Lehigh National Heritage Cor-
18 ridor Act of 1988 (Public Law 100–692; 102 Stat. 4552)
19 is amended—

20 (1) by redesignating section 13 as section 14;

21 and

22 (2) by inserting after section 12 the following:

23 **“SEC. 13. LOCAL AUTHORITY AND PRIVATE PROPERTY.**

24 “The Commission shall not interfere with—

1 “(1) the private property rights of any person;
 2 or
 3 “(2) any local zoning ordinance or land use
 4 plan of the Commonwealth of Pennsylvania or any
 5 political subdivision of Pennsylvania.”.

6 **SEC. 11. DUTIES OF THE SECRETARY.**

7 Section 10(d) of the Delaware and Lehigh National
 8 Heritage Corridor Act of 1988 (Public Law 100–692; 102
 9 Stat. 4557) is amended by striking the subsection and in-
 10 serting—

11 “(d) TECHNICAL ASSISTANCE AND GRANTS.—The
 12 Secretary, upon request of the Commission, is authorized
 13 to provide grants and technical assistance to the Commis-
 14 sion or units of government, nonprofit organizations, and
 15 other persons, for development and implementation of the
 16 Plan.”.

Passed the Senate October 2, 1998.

Attest:

Secretary.

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