

Union Calendar No. 514

110TH CONGRESS
2^D SESSION

H. R. 160

[Report No. 110-796]

To amend the American Battlefield Protection Act of 1996 to establish a battlefield acquisition grant program for the acquisition and protection of nationally significant battlefields and associated sites of the Revolutionary War and the War of 1812, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 2007

Mr. HOLT introduced the following bill; which was referred to the Committee on Natural Resources

JULY 29, 2008

Additional sponsors: Mr. HINCHEY, Mr. FOSSELLA, Mr. MCGOVERN, Mr. ROTHMAN, Mr. DAVIS of Illinois, Mrs. JO ANN DAVIS of Virginia, Mr. McNULTY, Mr. TOWNS, Mr. RYAN of Ohio, Mr. BLUMENAUER, Mr. SOUDER, Mr. SHAYS, Mr. WELCH of Vermont, Mr. PATRICK J. MURPHY of Pennsylvania, Mr. FALEOMAVAEGA, Mr. BAKER, Mr. LANGEVIN, Mr. DINGELL, Mr. GARY G. MILLER of California, Mr. BRADY of Pennsylvania, and Mr. KILDEE

JULY 29, 2008

Reported with an amendment, 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]

A BILL

To amend the American Battlefield Protection Act of 1996

to establish a battlefield acquisition grant program for the acquisition and protection of nationally significant battlefields and associated sites of the Revolutionary War and the War of 1812, 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 “Revolutionary War and*
 5 *War of 1812 Battlefield Protection Act”.*

6 **SEC. 2. BATTLEFIELD ACQUISITION GRANT PROGRAM FOR**
 7 **BATTLEFIELDS OF THE REVOLUTIONARY WAR**
 8 **AND WAR OF 1812.**

9 *(a) GRANT PROGRAM.—The American Battlefield Pro-*
 10 *tection Act of 1996 (section 604 of division I of Public Law*
 11 *104–333; 16 U.S.C. 469k) is amended—*

12 *(1) by redesignating subsection (e) as subsection*
 13 *(f); and*

14 *(2) by inserting after subsection (d) the following*
 15 *new subsection:*

16 *“(e) BATTLEFIELD ACQUISITION GRANT PROGRAM*
 17 *FOR BATTLEFIELDS OF THE REVOLUTIONARY WAR AND*
 18 *WAR OF 1812.—*

19 *“(1) DEFINITIONS.—In this subsection:*

20 *“(A) BATTLEFIELD REPORT.—The term*
 21 *‘battlefield report’ means the document entitled*
 22 *‘Report to Congress on the Historic Preservation*

1 *of Revolutionary War and War of 1812 Sites in*
2 *the United States’, prepared by the National*
3 *Park Service, and dated September 2007.*

4 “(B) *ELIGIBLE ENTITY.*—*The term ‘eligible*
5 *entity’ means a State or local government.*

6 “(C) *ELIGIBLE SITE.*—*The term ‘eligible*
7 *site’ means a site that—*

8 “(i) *is not within the exterior bound-*
9 *aries of a unit of the National Park System;*
10 *and*

11 “(ii) *is identified in the battlefield re-*
12 *port.*

13 “(D) *SECRETARY.*—*The term ‘Secretary’*
14 *means the Secretary of the Interior, acting*
15 *through the American Battlefield Protection Pro-*
16 *gram.*

17 “(2) *ESTABLISHMENT.*—*The Secretary shall es-*
18 *tablish a battlefield acquisition grant program for na-*
19 *tionally significant battlefields and associated sites of*
20 *the Revolutionary War and the War of 1812 under*
21 *which the Secretary may make grants to eligible enti-*
22 *ties to pay the Federal share of the cost of acquiring*
23 *fee-simple or lesser interests from willing sellers in el-*
24 *igible sites for the preservation and protection of those*
25 *eligible sites.*

1 “(3) *NONPROFIT PARTNERS.*—*An eligible entity*
2 *may acquire an interest in an eligible site using a*
3 *grant under this subsection in partnership with a*
4 *nonprofit organization.*

5 “(4) *NON-FEDERAL SHARE.*—*The non-Federal*
6 *share of the total cost of acquiring an interest in an*
7 *eligible site under this subsection shall be not less*
8 *than 50 percent.*

9 “(5) *LIMITATIONS ON LAND USE.*—*An interest in*
10 *an eligible site acquired under this subsection shall be*
11 *subject to section 6(f)(3) of the Land and Water Con-*
12 *servation Fund Act of 1965 (16 U.S.C. 4601–8(f)(3)).*

13 “(6) *REPORTS.*—

14 “(A) *IN GENERAL.*—*Not later than 5 years*
15 *after the date of the enactment of this subsection,*
16 *the Secretary shall submit to Congress a report*
17 *on the activities carried out under this sub-*
18 *section.*

19 “(B) *UPDATE ON BATTLEFIELD REPORT.*—
20 *Not later than 3 years after the date of the enact-*
21 *ment of this subsection, the Secretary shall sub-*
22 *mit to Congress a report that updates the battle-*
23 *field report to reflect—*

24 “(i) *preservation activities carried out*
25 *at the 677 battlefields and associated sites*

1 *identified in the battlefield report during*
2 *the period between publication of the battle-*
3 *field report and the update;*

4 “(ii) *changes in the condition of the*
5 *battlefields and associated sites during that*
6 *period; and*

7 “(iii) *any other relevant developments*
8 *relating to the battlefields and associated*
9 *sites during that period.*

10 “(7) *AUTHORIZATIONS OF APPROPRIATIONS.—*

11 “(A) *IN GENERAL.—There are authorized to*
12 *be appropriated to the Secretary from the Land*
13 *and Water Conservation Fund to provide grants*
14 *under this subsection \$10,000,000 for each of fis-*
15 *cal years 2009 through 2013.*

16 “(B) *UPDATE OF BATTLEFIELD REPORT.—*
17 *There are authorized to be appropriated to the*
18 *Secretary to carry out paragraph (6)(B),*
19 *\$500,000.”.*

20 “(b) *CONFORMING AMENDMENTS.—*

21 “(1) *REFERENCES TO OTHER BATTLEFIELD AC-*
22 *QUISITION PROGRAM.—Subsection (d) of the Amer-*
23 *ican Battlefield Protection Act of 1996, as added by*
24 *section 3 of Civil War Battlefield Preservation Act of*

1 2002 (Public Law 107–359; 116 Stat. 3016), is
2 amended—

3 (A) in the subsection heading, by striking
4 “*BATTLEFIELD ACQUISITION GRANT PROGRAM*”
5 and inserting “*BATTLEFIELD ACQUISITION*
6 *GRANT PROGRAM FOR BATTLEFIELDS OF THE*
7 *CIVIL WAR*”; and

8 (B) in paragraph (2), by striking “grant
9 program” and inserting “grant program for bat-
10 tlefields of the Civil War”; and

11 (2) *TERMINATION OF AUTHORITY*.—Subsection
12 (f) of the American Battlefield Protection Act of 1996,
13 as redesignated by subsection (a)(1), is amended—

14 (A) in the subsection heading, by striking
15 “*REPEAL*” and inserting “*EXPIRATION*”; and

16 (B) in paragraph (1), by striking “is re-
17 pealed” and inserting “expires”.

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