

110TH CONGRESS  
1ST SESSION

# S. 955

To establish the Abraham Lincoln National Heritage Area, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

MARCH 21, 2007

Mr. DURBIN (for himself and Mr. OBAMA) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To establish the Abraham Lincoln National Heritage Area,  
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 “Abraham Lincoln National  
5 Heritage Area Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds that—

8 (1) the Abraham Lincoln National Heritage  
9 Area is a cohesive assemblage of natural, historic,  
10 cultural, and recreational resources that—

1 (A) together represent distinctive aspects  
2 of the heritage of the United States worthy of  
3 recognition, conservation, interpretation, and  
4 continuing use; and

5 (B) are best managed through partner-  
6 ships between private and public entities;

7 (2) the Heritage Area reflects traditions, cus-  
8 toms, beliefs, folklife, or a combination of those at-  
9 tributes that are a valuable part of the heritage of  
10 the United States;

11 (3) the Heritage Area provides outstanding op-  
12 portunities to conserve natural features, historic fea-  
13 ture, cultural features, or a combination of those  
14 features;

15 (4) the Heritage Area provides outstanding rec-  
16 reational and interpretive opportunities;

17 (5) the Heritage Area has an identifiable  
18 theme, and resources important to the theme, that  
19 retain integrity capable of supporting interpretation;

20 (6) residents, nonprofit organizations, other pri-  
21 vate entities, and units of local government through-  
22 out the Heritage Area demonstrate support for—

23 (A) designation of the Heritage Area as a  
24 national heritage area; and

1 (B) management of the Heritage Area in  
2 a manner appropriate for the designation;

3 (7) there is a compelling need to educate and  
4 cultivate among the citizens of the United States,  
5 particularly youth, an understanding appreciation  
6 for, and a renewed commitment to integrity, cour-  
7 age, self-initiative, and principled leadership in pub-  
8 lic and private life;

9 (8) few individuals in the history of the United  
10 States have as broadly exemplified such qualities,  
11 and so profoundly influenced the history and char-  
12 acter of the United States, as Abraham Lincoln;

13 (9) the story and example of the life of Abra-  
14 ham Lincoln, including his inspiring rise from hum-  
15 ble origins to the highest office in the land and his  
16 decisive leadership through the most harrowing and  
17 dangerous time in the history of the United States,  
18 continues to bring hope and inspiration to millions  
19 in the United States and around the world;

20 (10) the great issues during the lifetime of  
21 Abraham Lincoln, including national unity, equality  
22 and race relations, the capacity for democratic gov-  
23 ernment, and the ideals to address those and related  
24 issues, continue to this day to define the challenges  
25 facing the United States;

1           (11) the ideals espoused by Lincoln, and the  
2           sentiments expressed by Lincoln with respect to  
3           keeping the United States together, are as relevant  
4           today as the ideals and sentiment were in Lincoln’s  
5           troubled time;

6           (12) Illinois is known throughout the world as  
7           the land of Abraham Lincoln;

8           (13) unquestionably, the physical, social, and  
9           cultural landscape of Illinois helped mold the char-  
10          acter of Lincoln;

11          (14) “Here I have lived a quarter of a century,  
12          and have passed from a young to an old man,” Lin-  
13          coln remarked on leaving Illinois. “To this place and  
14          the kindness of these people I owe everything”;

15          (15) Lincoln, in turn, left his own traces across  
16          the Illinois landscape;

17          (16) the traces remain today in the form of sto-  
18          ries, folklore, artifacts, buildings, streetscapes, and  
19          landscapes;

20          (17) though scattered geographically and in  
21          varying states of development and interpretation, to-  
22          gether the traces of Lincoln bring an immediacy and  
23          tangible quality to the powerful Lincoln legacy;

1           (18) individually and collectively, the traces of  
2 Lincoln in Illinois constitute an important national  
3 cultural and historic resource;

4           (19) in particular, the stories and cultural re-  
5 sources of the Lincoln legacy of the region—

6           (A) reflect the values and attitudes, obsta-  
7 cles and ingenuity, failures and accomplish-  
8 ments, human frailties, and strength of char-  
9 acter of the men and women who made up the  
10 diverse people of Lincoln’s generation, including  
11 upland Southerners and Northeastern Yankees,  
12 Anglo-settlers and American Indians, “free”  
13 blacks, abolitionists, and critics of abolitionists;

14           (B) reflect the material culture and rel-  
15 ative levels of technical sophistication in the  
16 United States in the lifetime of Lincoln;

17           (C) recreate the physical environment dur-  
18 ing the lifetime of Lincoln, revealing the impact  
19 of the environment on agriculture, transpor-  
20 tation, trade, business, and social and cultural  
21 patterns in urban and rural settings; and

22           (D) interpret the effect of the democratic  
23 ethos of the era on the development of the legal  
24 and political institutions and distinctive political  
25 culture of the United States;

1           (20) 3 previous studies entitled “Abraham Lin-  
2           coln Research and Interpretive Center Suitability/  
3           Feasibility Study” by the National Park Service  
4           (1991), “Looking for Lincoln Illinois Heritage Tour-  
5           ism Project” commissioned by the State of Illinois  
6           Department of Commerce and Community Affairs in  
7           cooperation with the Illinois Historic Preservation  
8           Agency (1998), and the “Feasibility Study for the  
9           Proposed Abraham Lincoln National Heritage  
10          Area”, revised in 2003, help document a sufficient  
11          assemblage of nationally distinctive historic re-  
12          sources to demonstrate the feasibility of, and need to  
13          establish, the Heritage Area;

14           (21) the National Park Service—

15           (A) operates and maintains the Lincoln  
16           Home National Historic Site in Springfield, Illi-  
17           nois; and

18           (B) is responsible for—

19           (i) advocating the protection and in-  
20           terpretation of the cultural and historic re-  
21           sources of the United States; and

22           (ii) encouraging the development of  
23           interpretive context for those resources  
24           through appropriate planning and preser-  
25           vation;

1           (22) the Heritage Area can strengthen, com-  
2           plement, and support the Lincoln Home National  
3           Historic Site through the interpretation and con-  
4           servation of the associated living landscapes outside  
5           of the boundaries of the historic site;

6           (23) there is a Federal interest in supporting  
7           the development of a regional framework and con-  
8           text to partner with and assist the National Park  
9           Service, the State of Illinois, local organizations,  
10          units of local government, and private citizens to  
11          conserve, protect, and bring recognition to the re-  
12          sources of the Heritage Area for the educational and  
13          recreational benefit of the present generation and fu-  
14          ture generations;

15          (24) communities throughout the region—

16                 (A) know the value of their Lincoln legacy;

17                 but

18                 (B) need to expand upon an existing coop-  
19                 erative framework and technical assistance to  
20                 achieve important goals by working together;

21          (25) the Department of Commerce and Eco-  
22          nomic Opportunity and Bureau of Tourism of the  
23          State of Illinois—

24                 (A) officially designated “Looking for Lin-  
25                 coln” as a State Heritage Tourism Area; and

1 (B) has identified the story of Lincoln as  
2 a key destination driver for the State;

3 (26) the Looking for Lincoln Heritage Coali-  
4 tion, the management entity for the Heritage  
5 Area—

6 (A) is a nonprofit corporation created for  
7 the purposes of preserving, interpreting, devel-  
8 oping, promoting, and making available to the  
9 public the story and resources relating to—

10 (i) the story of the adult life of Abra-  
11 ham Lincoln in Illinois; and

12 (ii) the contributions of Abraham Lin-  
13 coln to society; and

14 (B) would be an appropriate entity to over-  
15 see the development of the Heritage Area; and

16 (27) the Looking for Lincoln Heritage Coalition  
17 has completed a business plan that—

18 (A) describes in detail the role, operation,  
19 financing, and functions of the Looking For  
20 Lincoln Heritage Coalition as the management  
21 entity for the Heritage Area; and

22 (B) provides adequate assurances that the  
23 Looking For Lincoln Heritage Coalition is like-  
24 ly to have the financial resources necessary to  
25 implement the management plan for the Herit-

1           age Area, including resources to meet matching  
2           requirement for grants.

3 **SEC. 3. DEFINITIONS.**

4       In this Act:

5           (1) COALITION.—The term “Coalition” means  
6       the Looking for Lincoln Heritage Coalition, an enti-  
7       ty recognized by the Secretary, in consultation with  
8       the chief executive officer of the State, that has  
9       agreed to perform the duties of the management en-  
10      tity under this Act.

11          (2) HERITAGE AREA.—The term “Heritage  
12      Area” means the Abraham Lincoln National Herit-  
13      age Area established by section 4(a).

14          (3) MANAGEMENT ENTITY.—The term “man-  
15      agement entity” means the management entity for  
16      the Heritage Area designated by section 5(a).

17          (4) MANAGEMENT PLAN.—The term “manage-  
18      ment plan” means the plan developed by the man-  
19      agement entity under section 6(a).

20          (5) SECRETARY.—The term “Secretary” means  
21      the Secretary of the Interior.

22          (6) STATE.—The term “State” means the State  
23      of Illinois.

24          (7) UNIT OF LOCAL GOVERNMENT.—The term  
25      “unit of local government” means the government of

1 the State, a political subdivision of the State, or an  
2 Indian tribe.

3 **SEC. 4. ESTABLISHMENT OF ABRAHAM LINCOLN NATIONAL**  
4 **HERITAGE AREA.**

5 (a) IN GENERAL.—There is established in the State  
6 the Abraham Lincoln National Heritage Area.

7 (b) BOUNDARIES.—The Heritage Area shall in-  
8 clude—

9 (1) a core area located in central Illinois, con-  
10 sisting of Adams, Brown, Calhoun, Cass, Cham-  
11 paign, Christian, Clark, Coles, Cumberland, Dewitt,  
12 Douglas, Edgar, Fayette, Fulton, Greene, Hancock,  
13 Henderson, Jersey, Knox, LaSalle, Logan, Macon,  
14 Macoupin, Madison, Mason, McDonough, McLean,  
15 Menard, Montgomery, Morgan, Moultrie, Peoria,  
16 Piatt, Pike, Sangamon, Schuyler, Scott, Shelby,  
17 Tazwell, Vermillion, Warren, and Woodford counties;

18 (2) any sites, buildings, and districts within the  
19 core area that are recommended for inclusion in the  
20 management plan; and

21 (3) each of the following sites:

22 (A) Lincoln Home National Historic Site.

23 (B) Lincoln Tomb State Historic Site.

24 (C) Lincoln's New Salem State Historic  
25 Site.

1 (D) Abraham Lincoln Presidential Library  
2 & Museum.

3 (E) Thomas and Sara Bush Lincoln Log  
4 Cabin and Living History Farm State Historic  
5 Site.

6 (F) Mt. Pulaski, Postville State Historic  
7 Sites and Metamora Courthouse.

8 (G) Lincoln-Herndon Law Offices State  
9 Historic Site.

10 (H) David Davis Mansion State Historic  
11 Site.

12 (I) Vandalia Statehouse State Historic  
13 Site.

14 (J) Lincoln Douglas Debate Museum.

15 (K) Macon County Log Court House.

16 (L) Richard J. Oglesby Mansion.

17 (M) Lincoln Trail Homestead State Memo-  
18 rial.

19 (N) Governor John Wood Mansion.

20 (O) Beardstown Courthouse.

21 (P) Old Main at Knox College.

22 (Q) Carl Sandburg Home State Historic  
23 Site.

24 (R) Bryant Cottage State Historic Site.

25 (S) Dr. William Fithian Home.

1 (T) Vermillion County Museum.

2 (c) MAP.—A map of the Heritage Area shall be—

3 (1) included in the management plan; and

4 (2) on file in the appropriate offices of the Na-  
5 tional Park Service.

6 **SEC. 5. DESIGNATION OF COALITION AS MANAGEMENT EN-**

7 **TITY.**

8 (a) MANAGEMENT ENTITY.—The Coalition shall be  
9 the management entity for the Heritage Area.

10 (b) AUTHORITIES OF MANAGEMENT ENTITY.—The  
11 management entity may, for purposes of preparing and  
12 implementing the management plan, use Federal funds  
13 made available under this Act—

14 (1) to prepare reports, studies, interpretive ex-  
15 hibits and programs, historic preservation projects,  
16 and other activities recommended in the manage-  
17 ment plan for the Heritage Area;

18 (2) to pay for operational expenses of the man-  
19 agement entity incurred during the first 10 fiscal  
20 years beginning after the date of enactment of this  
21 Act;

22 (3) to make grants or loans to the State, units  
23 of local government, nonprofit organizations, and  
24 other persons;

1           (4) to enter into cooperative agreements with  
2 the State, units of local government, nonprofit orga-  
3 nizations, and other organizations;

4           (5) to hire and compensate staff;

5           (6) to obtain funds from any source under any  
6 program or law requiring the recipient of funds to  
7 make a contribution in order to receive the funds;  
8 and

9           (7) to contract for goods and services.

10       (c) DUTIES OF MANAGEMENT ENTITY.—For any fis-  
11 cal year for which Federal funds are received under this  
12 Act, the management entity shall—

13           (1) submit to the Secretary a report that de-  
14 scribes—

15               (A) the accomplishments of the manage-  
16 ment entity;

17               (B) the expenses and income of the man-  
18 agement entity; and

19               (C) the entities to which the management  
20 entity made any grants;

21           (2) make available for audit by Congress, the  
22 Secretary, and appropriate units of local govern-  
23 ment, all records relating to the expenditure of the  
24 Federal funds and any matching funds; and

1           (3) require, with respect to all agreements au-  
2           thorizing the expenditure of Federal funds by any  
3           entity, that the receiving entity make available for  
4           audit all records relating to the expenditure of the  
5           Federal funds.

6           (d) PROHIBITION ON ACQUISITION OF REAL PROP-  
7           ERTY.—

8           (1) IN GENERAL.—The management entity  
9           shall not use Federal funds received under this Act  
10          to acquire real property or any interest in real prop-  
11          erty.

12          (2) OTHER SOURCES.—Nothing in this Act pre-  
13          cludes the management entity from using Federal  
14          funds from other sources for authorized purposes,  
15          including the acquisition of real property or any in-  
16          terest in real property.

17 **SEC. 6. MANAGEMENT PLAN.**

18          (a) IN GENERAL.—Not later than 3 years after the  
19          date on which funds are first made available to carry out  
20          this Act, the management entity shall prepare and submit  
21          for review to the Secretary a management plan for the  
22          Heritage Area.

23          (b) REQUIREMENTS FOR PREPARATION AND IMPLE-  
24          MENTATION.—The management entity shall—

1           (1) collaborate with and consider the interests  
2 of diverse units of local government, businesses,  
3 tourism officials, private property owners, and non-  
4 profit groups within the Heritage Area in preparing  
5 and implementing the management plan;

6           (2) ensure regular public involvement regarding  
7 the implementation of the management plan for the  
8 Heritage Area; and

9           (3) submit the proposed management plan to  
10 participating units of local governments within the  
11 Heritage Area for review.

12       (c) CONTENTS.—The management plan for the Her-  
13 itage Area shall—

14           (1) present a comprehensive program for the  
15 conservation, interpretation, funding, management,  
16 and development of the Heritage Area (including the  
17 natural, historic, and cultural resources and the rec-  
18 reational and educational opportunities of the Herit-  
19 age Area) in a manner consistent with—

20                   (A) existing Federal, State, and local land  
21 use laws; and

22                   (B) the compatible economic viability of  
23 the Heritage Area;

24           (2) involve residents, public agencies, and pri-  
25 vate organizations in the Heritage Area;

1           (3) specify and coordinate, as of the date of the  
2 management plan, existing and potential sources of  
3 technical and financial assistance under this Act and  
4 other Federal laws for the protection, management,  
5 and development of the Heritage Area; and

6           (4) include—

7           (A) actions to be undertaken by units of  
8 local government and private organizations to  
9 protect, conserve, and interpret the resources of  
10 the Heritage Area;

11           (B) an inventory of resources in the Herit-  
12 age Area that includes a list of property in the  
13 Heritage Area that—

14           (i) is related to the themes of the  
15 Heritage Area; and

16           (ii) merits preservation, restoration,  
17 management, development, or maintenance  
18 because of the natural, historic, cultural,  
19 or recreational significance of the property;

20           (C) a recommendation of policies for re-  
21 source management that consider the applica-  
22 tion of appropriate land and water management  
23 techniques, including policies for the develop-  
24 ment of intergovernmental cooperative agree-  
25 ments, private sector agreements, or any com-

1            bination of agreements, to protect the natural,  
2            historic, cultural, and recreational resources of  
3            the Heritage Area in a manner that is con-  
4            sistent with the support of appropriate and  
5            compatible economic viability;

6            (D) a program for implementation of the  
7            management plan by the management entity, in  
8            cooperation with partners of the management  
9            entity and units of local government;

10           (E) evidence that relevant State, county,  
11           and local plans applicable to the Heritage Area  
12           have been taken into consideration;

13           (F) an analysis of means by which Fed-  
14           eral, State, and local programs may best be co-  
15           ordinated to promote the purposes of this Act;  
16           and

17           (G) a business plan for the Heritage Area  
18           that—

19                    (i) describes in detail—

20                            (I) the role, operation, financing,  
21                            and functions of the management en-  
22                            tity; and

23                            (II) each activity included in the  
24                            recommendations in the management  
25                            plan; and

1                   (ii) provides, to the satisfaction of the  
2                   Secretary, adequate assurances that the  
3                   management entity is likely to have the fi-  
4                   nancial resources necessary to implement  
5                   the management plan, including the re-  
6                   sources necessary to meet matching re-  
7                   quirement for grants awarded under this  
8                   Act.

9           (d) CONSIDERATION OF INTERESTS OF LOCAL  
10 GROUPS.—In preparing and implementing the manage-  
11 ment plan, the management entity shall consider the inter-  
12 ests of diverse units of local government, businesses, pri-  
13 vate property owners, and nonprofit groups in the Herit-  
14 age Area.

15           (e) PUBLIC MEETINGS.—

16                   (1) IN GENERAL.—The management entity  
17                   shall conduct public meetings at least quarterly re-  
18                   garding the development and implementation of the  
19                   management plan.

20                   (2) PUBLIC NOTICE.—The management entity  
21                   shall—

22                           (A) place a notice of each public meeting  
23                           in a newspaper of general circulation in the  
24                           Heritage Area; and

1 (B) make the minutes of each public meet-  
2 ing available to the public.

3 (f) DISQUALIFICATION FROM FUNDING.—If a pro-  
4 posed management plan is not submitted to the Secretary  
5 by the date that is 3 years after the date on which funds  
6 are first made available to carry out this Act, the manage-  
7 ment entity may not receive additional funding under this  
8 Act until the date on which the Secretary receives the pro-  
9 posed management plan.

10 (g) APPROVAL AND DISAPPROVAL OF MANAGEMENT  
11 PLAN.—

12 (1) IN GENERAL.—Not later than 90 days after  
13 the date on which the management entity submits  
14 the management plan to the Secretary, the Sec-  
15 retary, in consultation with the Governor of the  
16 State or a designee of the Governor, shall approve  
17 or disapprove the proposed management plan.

18 (2) DISAPPROVAL AND REVISIONS.—

19 (A) IN GENERAL.—If the Secretary dis-  
20 approves a proposed management plan, the Sec-  
21 retary shall—

22 (i) advise the management entity, in  
23 writing, of the reasons for the disapproval;  
24 and

1 (ii) make recommendations for revi-  
2 sion of the proposed management plan.

3 (B) APPROVAL OR DISAPPROVAL.—The  
4 Secretary shall approve or disapprove a revised  
5 management plan not later than 90 days after  
6 the date on which the revised management plan  
7 is submitted.

8 (3) APPROVAL OF AMENDMENTS.—

9 (A) IN GENERAL.—The Secretary shall re-  
10 view and approve or disapprove substantial  
11 amendments to the management plan.

12 (B) FUNDING.—Funds appropriated under  
13 this Act may not be expended to implement any  
14 changes made by an amendment to the manage-  
15 ment plan until the Secretary approves the  
16 amendment.

17 (h) PRIORITIES.—The management entity shall give  
18 priority to the implementation of actions, goals, and strat-  
19 egies set forth in the management plan, including assisting  
20 units of local government and other persons in—

21 (1) carrying out programs that recognize and  
22 protect important resource values in the Heritage  
23 Area;

1           (2) encouraging economic viability in the Herit-  
2           age Area in accordance with the goals of the man-  
3           agement plan;

4           (3) establishing and maintaining interpretive  
5           exhibits in the Heritage Area;

6           (4) developing heritage-based recreational and  
7           educational opportunities for residents and visitors  
8           in the Heritage Area;

9           (5) increasing public awareness of and appre-  
10          ciation for the natural, historic, and cultural re-  
11          sources of the Heritage Area;

12          (6) restoring historic buildings that are—

13                (A) located in the Heritage Area; and

14                (B) related to the themes of the Heritage  
15          Area; and

16          (7) installing throughout the Heritage Area  
17          clear, consistent, and appropriate signs to identify  
18          public access points and sites of interest.

19 **SEC. 7. TECHNICAL AND FINANCIAL ASSISTANCE; OTHER**  
20 **FEDERAL AGENCIES.**

21 (a) **TECHNICAL AND FINANCIAL ASSISTANCE.**—

22          (1) **IN GENERAL.**—On request of the manage-  
23          ment entity, the Secretary may provide technical and  
24          financial assistance for the development and imple-  
25          mentation of the management plan.

1           (2) PRIORITY FOR ASSISTANCE.—In providing  
2 assistance under paragraph (1), the Secretary shall  
3 give priority to actions that assist in—

4           (A) conserving the significant natural, his-  
5 toric, and cultural resources of the Heritage  
6 Area; and

7           (B) providing educational, interpretive, and  
8 recreational opportunities consistent with the  
9 purposes of the Heritage Area.

10          (3) SPENDING FOR NON-FEDERAL PROPERTY.—  
11 The management entity may expend Federal funds  
12 made available under this Act on non-Federal prop-  
13 erty that is—

14           (A) identified in the management plan; or

15           (B) listed, or eligible for listing, on the Na-  
16 tional Register of Historic Places.

17          (4) OTHER ASSISTANCE.—The Secretary may  
18 enter into cooperative agreements with public and  
19 private organizations to carry out this subsection.

20          (b) OTHER FEDERAL AGENCIES.—Any Federal enti-  
21 ty conducting or supporting an activity that directly af-  
22 fects the Heritage Area shall—

23           (1) consider the potential effects of the activity  
24 on—

25           (A) the purposes of the Heritage Area; and

1 (B) the management plan;

2 (2) consult with the management entity with re-  
3 spect to the activity; and

4 (3) to the maximum extent practicable, conduct  
5 or support the activity to avoid adverse effects on  
6 the Heritage Area.

7 (c) OTHER ASSISTANCE NOT AFFECTED.—Nothing  
8 in this Act affects the authority of any Federal official  
9 to provide technical or financial assistance under any  
10 other law.

11 (d) NOTIFICATION OF OTHER FEDERAL ACTIVI-  
12 TIES.—The head of each Federal agency shall provide to  
13 the Secretary and the management entity for the Heritage  
14 Area, to the extent practicable, advance notice of all activi-  
15 ties that may have an impact on the Heritage Area.

16 **SEC. 8. PRIVATE PROPERTY PROTECTION.**

17 (a) IN GENERAL.—Nothing in this Act—

18 (1) requires any private property owner to allow  
19 public access (including access by the Federal Gov-  
20 ernment, State government, or units of local govern-  
21 ment) to the private property; or

22 (2) modifies any provision of Federal, State, or  
23 local law with respect to public access to, or use of,  
24 private property.

1 (b) LIABILITY.—Designation of the Heritage Area  
2 shall not be considered to create any liability, or have any  
3 effect on any liability under any other law, of any private  
4 property owner with respect to any persons injured on the  
5 private property.

6 (c) RECOGNITION OF AUTHORITY TO CONTROL  
7 LAND USE.—Nothing in this Act modifies any authority  
8 of the Federal Government, State government, or units  
9 of local governments to regulate land use.

10 (d) PARTICIPATION OF PRIVATE PROPERTY OWNERS  
11 IN HERITAGE AREA.—Nothing in this Act requires the  
12 owner of any private property located within the bound-  
13 aries of the Heritage Area to participate in, or be associ-  
14 ated with, the Heritage Area.

15 (e) LAND USE REGULATION.—

16 (1) IN GENERAL.—The management entity  
17 shall provide assistance and encouragement to State  
18 and local governments, private organizations, and  
19 persons to protect and promote the resources and  
20 values of the Heritage Area.

21 (2) EFFECT.—Nothing in this Act grants any  
22 power of zoning or land use to the management enti-  
23 ty.

24 (f) PRIVATE PROPERTY.—

1           (1) IN GENERAL.—The management entity  
2 shall be an advocate for land management practices  
3 that are consistent with the purposes of the Herit-  
4 age Area.

5           (2) EFFECT.—Nothing in this Act—

6                 (A) abridges the rights of any person with  
7 respect to private property;

8                 (B) affects the authority of the State or  
9 unit of local government relating to private  
10 property; or

11                (C) imposes any additional burden on any  
12 property owner.

13 **SEC. 9. EFFECT.**

14           (a) RULES, REGULATIONS, STANDARDS, AND PER-  
15 MIT PROCESSES.—Nothing in this Act imposes any envi-  
16 ronmental, occupational, safety, or other rule, regulation,  
17 standard, or permit process in the Heritage Area that is  
18 different from the rule, regulation, standard, or process  
19 that would be applicable if the Heritage Area had not been  
20 established.

21           (b) WATER AND WATER RIGHTS.—Nothing in this  
22 Act authorizes or implies the reservation or appropriation  
23 of water or water rights.

24           (c) NO DIMINISHMENT OF STATE AUTHORITY.—  
25 Nothing in this Act diminishes the authority of the State

1 to manage fish and wildlife, including the regulation of  
2 fishing and hunting within the Heritage Area.

3 (d) EXISTING NATIONAL HERITAGE AREAS.—Noth-  
4 ing in this Act affects any national heritage area des-  
5 igned before the date of enactment of this Act.

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

7 (a) IN GENERAL.—There is authorized to be appro-  
8 priated to carry out this Act \$10,000,000, of which not  
9 more than \$1,000,000 may be authorized to be appro-  
10 priated for any fiscal year.

11 (b) COST-SHARING REQUIREMENT.—The Federal  
12 share of the total cost of any activity carried out using  
13 funds made available under this Act shall be not more  
14 than 50 percent.

15 **SEC. 11. TERMINATION OF AUTHORITY.**

16 The authority of the Secretary to provide assistance  
17 under this Act terminates on the date that is 15 years  
18 after the date of enactment of this Act.

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