

Union Calendar No. 78

106TH CONGRESS
1ST SESSION

H. R. 659

[Report No. 106–139]

To authorize appropriations for the protection of Paoli and Brandywine Battlefields in Pennsylvania, to direct the National Park Service to conduct a special resource study of Paoli and Brandywine Battlefields, to authorize the Valley Forge Museum of the American Revolution at Valley Forge National Historical Park, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 9, 1999

Mr. WELDON of Pennsylvania (for himself, Mr. PITTS, Mr. ENGLISH, Mr. HOEFFEL, Mr. MASCARA, Mr. GEKAS, Mr. GREENWOOD, Mr. HOLDEN, Mr. SHUSTER, Mr. BRADY of Pennsylvania, Mr. DOYLE, Mr. SHERWOOD, Mr. COYNE, Mr. PETERSON of Pennsylvania, Mr. FATTAH, Mr. TOOMEY, Mr. KLINK, Mr. ANDREWS, Mr. KANJORSKI, Mr. BORSKI, Mr. MURTHA, Mr. CASTLE, and Mr. GOODLING) introduced the following bill; which was referred to the Committee on Resources

MAY 13, 1999

Additional sponsors: Mr. FROST, Mr. NEAL of Massachusetts, Mr. ABERCROMBIE, and Mr. EHRLICH

MAY 13, 1999

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 February 9, 1999]

A BILL

To authorize appropriations for the protection of Paoli and

Brandywine Battlefields in Pennsylvania, to direct the National Park Service to conduct a special resource study of Paoli and Brandywine Battlefields, to authorize the Valley Forge Museum of the American Revolution at Valley Forge National Historical Park, 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 “Protect America’s Treas-*
 5 *ures of the Revolution for Independence for Our Tomorrow*
 6 *Act” or the “PATRIOT Act”.*

7 **TITLE I—PAOLI AND**
 8 **BRANDYWINE BATTLEFIELDS**

9 **SEC. 101. PAOLI BATTLEFIELD PROTECTION.**

10 *(a) PAOLI BATTLEFIELD.—The Secretary of the Inte-*
 11 *rior (hereinafter referred to as the “Secretary”) is author-*
 12 *ized to provide funds to the borough of Malvern, Pennsylv-*
 13 *ania, for the acquisition of the area known as the “Paoli*
 14 *Battlefield”, located in the borough of Malvern, Pennsylv-*
 15 *ania, as generally depicted on the map entitled “Paoli*
 16 *Battlefield” numbered 80,000 and dated April 1999 (re-*
 17 *ferred to in this title as the “Paoli Battlefield”). The map*
 18 *shall be on file in the appropriate offices of the National*
 19 *Park Service.*

1 (b) *COOPERATIVE AGREEMENT AND TECHNICAL AS-*
 2 *SISTANCE.*—*The Secretary shall enter into a cooperative*
 3 *agreement with the borough of Malvern, Pennsylvania, for*
 4 *the management by the borough of the Paoli Battlefield. The*
 5 *Secretary may provide technical assistance to the borough*
 6 *of Malvern to assure the preservation and interpretation of*
 7 *the battlefield’s resources.*

8 (c) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*
 9 *authorized to be appropriated \$1,250,000 to carry out this*
 10 *section. Such funds shall be expended in the ratio of \$1 of*
 11 *Federal funds for each dollar of funds contributed by non-*
 12 *Federal sources. Any funds provided by the Secretary shall*
 13 *be subject to an agreement that provides for the protection*
 14 *of the land’s resources.*

15 **SEC. 102. BRANDYWINE BATTLEFIELD PROTECTION.**

16 (a) *BRANDYWINE BATTLEFIELD.*—

17 (1) *IN GENERAL.*—*The Secretary is authorized to*
 18 *provide funds to the Commonwealth of Pennsylvania,*
 19 *a political subdivision of the Commonwealth, or the*
 20 *Brandywine Conservancy, for the acquisition, protec-*
 21 *tion, and preservation of land in an area generally*
 22 *known as the Meetinghouse Road Corridor, located in*
 23 *Chester County, Pennsylvania, as depicted on a map*
 24 *entitled “Brandywine Battlefield—Meetinghouse*
 25 *Road Corridor”, numbered 80,000 and dated April*

1 1999 (referred to in this title as the “Brandywine
2 Battlefield”). The map shall be on file in the appro-
3 priate offices of the National Park Service.

4 (2) *WILLING SELLERS OR DONORS.*—*Interests in*
5 *land shall be acquired pursuant to this section only*
6 *from willing sellers or donors.*

7 (b) *COOPERATIVE AGREEMENT AND TECHNICAL AS-*
8 *SISTANCE.*—*The Secretary shall enter into a cooperative*
9 *agreement with the same entity that is provided funds*
10 *under subsection (a) for the management by the entity of*
11 *the Brandywine Battlefield. The Secretary may also pro-*
12 *vide technical assistance to the entity to assure the preserva-*
13 *tion and interpretation of the battlefield’s resources.*

14 (c) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*
15 *authorized to be appropriated \$3,000,000 to carry out this*
16 *section. Such funds shall be expended in the ratio of \$1 of*
17 *Federal funds for each dollar of funds contributed by non-*
18 *Federal sources. Any funds provided by the Secretary shall*
19 *be subject to an agreement that provides for the protection*
20 *of the land’s resources.*

21 **SEC. 103. STUDY OF BATTLEFIELDS.**

22 (a) *IN GENERAL.*—*Not later than 18 months after the*
23 *date on which funds are made available to carry out this*
24 *section, the Secretary shall submit to the Committee on En-*
25 *ergy and Natural Resources of the Senate and the Com-*

1 *mittee on Resources of the House of Representatives a re-*
 2 *source study of the property described in sections 101 and*
 3 *102.*

4 *(b) CONTENTS.—The study shall—*

5 *(1) identify the full range of resources and his-*
 6 *toric themes associated with the Paoli Battlefield and*
 7 *the Brandywine Battlefield, including their relation-*
 8 *ship to the American Revolutionary War and the Val-*
 9 *ley Forge National Historical Park; and*

10 *(2) identify alternatives for National Park Serv-*
 11 *ice involvement at the sites and include cost estimates*
 12 *for any necessary acquisition, development, interpre-*
 13 *tation, operation, and maintenance associated with*
 14 *the alternatives identified.*

15 *(c) AUTHORIZATION OF APPROPRIATIONS.—There are*
 16 *authorized to be appropriated such sums as may be nec-*
 17 *essary to carry out this section.*

18 ***TITLE II—VALLEY FORGE*** 19 ***NATIONAL HISTORICAL PARK***

20 ***SEC. 201. SHORT TITLE.***

21 *This title may be cited as the “Valley Forge Museum*
 22 *of the American Revolution Act of 1999”.*

23 ***SEC. 202. FINDINGS AND PURPOSE.***

24 *(a) FINDINGS.—The Congress finds the following:*

1 (1) *Valley Forge National Historical Park, formerly a State park, was established as a unit of the*
2 *National Park System in 1976. The National Park*
3 *Service acquired various lands and structures associ-*
4 *ated with the park, including a visitor center, from*
5 *the Commonwealth of Pennsylvania.*

7 (2) *Valley Forge National Historical Park main-*
8 *tains an extensive collection of artifacts, books, and*
9 *other documents associated with the Continental*
10 *Army's winter encampment of 1777–1778 at Valley*
11 *Forge, Revolutionary War-era artifacts of military*
12 *life, important archaeological resources, and numer-*
13 *ous structures and associated artifacts.*

14 (3) *Between 1982 and 1997 the National Park*
15 *Service completed a general management plan, long-*
16 *range interpretive plan, and strategic business plan*
17 *for Valley Forge National Historical Park that estab-*
18 *lish goals and priorities for management of the park.*

19 (4) *These plans identify inadequacies in the*
20 *park's current visitor center and interpretive pro-*
21 *grams. The plans call for the development of a new*
22 *or significantly renovated visitor center that would*
23 *make the collection accessible to the public through ex-*
24 *hibits and research facilities. Plans also call for im-*

1 *proving the interpretation of the landscape and im-*
2 *proving the circulation into and through the park.*

3 *(5) The Valley Forge Historical Society was es-*
4 *tablished in 1918 as a nonprofit organization to pre-*
5 *serve and interpret for future generations the signifi-*
6 *cant history and artifacts of the American Revolution*
7 *in their historic setting at Valley Forge. The Valley*
8 *Forge Historical Society has amassed valuable hold-*
9 *ings of artifacts, art, books, and other documents re-*
10 *lating to the 1777–1778 encampment of Washington’s*
11 *Continental Army at Valley Forge, the American*
12 *Revolution, and the American colonial era. The Soci-*
13 *ety continues to pursue additional important collec-*
14 *tions through bequests, exchanges, and acquisitions.*

15 *(6) The Society’s collection is currently housed*
16 *in a facility inadequate to properly maintain, pre-*
17 *serve, and display their ever-growing collection. The*
18 *Society is interested in developing an up-to-date mu-*
19 *seum and education facility.*

20 *(7) The Society and the National Park Service*
21 *have discussed the idea of a joint museum and edu-*
22 *cation and visitor facility. Such a collaborative*
23 *project would directly support the historical, edu-*
24 *cational, and interpretive activities and needs of Val-*
25 *ley Forge National Historical Park and those of the*

1 *Valley Forge Historical Society. A joint facility*
2 *would combine 2 outstanding museum collections and*
3 *provide an enhanced experience at Valley Forge for*
4 *visitors, scholars, and researchers.*

5 *(8) The Society has proposed to raise funds to*
6 *construct a new museum and education and visitor*
7 *center on park property at Valley Forge National*
8 *Historical Park that would be planned, developed,*
9 *and operated jointly with Valley Forge National His-*
10 *torical Park.*

11 *(b) PURPOSE.—The purpose of this title is to authorize*
12 *the Secretary of the Interior to enter into an agreement with*
13 *the Valley Forge Historical Society to construct and operate*
14 *a museum within the boundary of Valley Forge National*
15 *Historical Park in cooperation with the Secretary.*

16 **SEC. 203. VALLEY FORGE MUSEUM OF THE AMERICAN REV-**
17 **OLUTION AUTHORIZATION.**

18 *(a) AGREEMENT AUTHORIZED.—The Secretary of the*
19 *Interior, in administering the Valley Forge National His-*
20 *torical Park, is authorized to enter into an agreement under*
21 *appropriate terms and conditions with the Valley Forge*
22 *Historical Society to facilitate the planning, construction,*
23 *and operation of the Valley Forge Museum of the American*
24 *Revolution on Federal land within the boundary of Valley*
25 *Forge National Historical Park.*

1 (b) *CONTENTS AND IMPLEMENTATION OF AGREE-*
2 *MENT.—An agreement entered into under subsection (a)*
3 *shall—*

4 (1) *authorize the Society to develop and operate*
5 *the museum pursuant to plans developed by the Sec-*
6 *retary and to provide at the museum appropriate and*
7 *necessary programs and services to visitors to Valley*
8 *Forge National Historical Park, related to the story*
9 *of Valley Forge and the American Revolution;*

10 (2) *only be carried out in a manner consistent*
11 *with the General Management Plan and other plans*
12 *for the preservation and interpretation of the re-*
13 *sources and values of Valley Forge National Histor-*
14 *ical Park;*

15 (3) *authorize the Secretary to undertake at the*
16 *museum activities related to the management of Val-*
17 *ley Forge National Historical Park, including, but*
18 *not limited to, provision of appropriate visitor infor-*
19 *mation and interpretive facilities and programs re-*
20 *lated to Valley Forge National Historical Park;*

21 (4) *authorize the Society, acting as a private*
22 *nonprofit organization, to engage in activities appro-*
23 *priate for operation of a museum that may include,*
24 *but are not limited to, charging appropriate fees, con-*

1 *ducting events, and selling merchandise, tickets, and*
2 *food to visitors to the museum;*

3 *(5) provide that the Society's revenues from the*
4 *museum's facilities and services shall be used to offset*
5 *the expenses of the museum's operation; and*

6 *(6) authorize the Society to occupy the struc-*
7 *ture(s) so constructed for the term specified in the*
8 *Agreement and subject to the following terms and con-*
9 *ditions:*

10 *(A) The conveyance by the Society to the*
11 *United States of America of all right, title, and*
12 *interest in the structure(s) to be constructed at*
13 *Valley Forge National Historical Park.*

14 *(B) The Society's right to occupy and use*
15 *the structure(s) shall be for the exhibition, preser-*
16 *vation, and interpretation of artifacts associated*
17 *with the Valley Forge story and the American*
18 *Revolution, to enhance the visitor experience of*
19 *Valley Forge National Historical Park, and to*
20 *conduct appropriately related activities of the*
21 *Society consistent with its mission and with the*
22 *purposes for which the Valley Forge National*
23 *Historical Park was established. Such right shall*
24 *not be transferred or conveyed without the ex-*
25 *press consent of the Secretary.*

1 (C) Any other terms and conditions as may
2 be determined by the Secretary.

3 **SEC. 204. PRESERVATION AND PROTECTION.**

4 Nothing in this Act shall authorize the Secretary or
5 the Society to take any actions in derogation of the preser-
6 vation and protection of the values and resources of Valley
7 Forge National Historical Park. An agreement entered into
8 under section 203 shall be construed and implemented in
9 light of the high public value and integrity of the Valley
10 Forge National Historical Park and the National Park Sys-
11 tem.

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