

111TH CONGRESS
1ST SESSION

H. R. 146

AN ACT

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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Revolutionary War and
3 War of 1812 Battlefield Protection Act”.

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

7 (a) DEFINITIONS.—In this Act:

8 (1) BATTLEFIELD REPORT.—The term “battle-
9 field report” means the document titled “Report to
10 Congress on the Historic Preservation of Revolu-
11 tionary War and War of 1812 Sites in the United
12 States”, prepared by the National Park Service, and
13 dated September 2007.

14 (2) ELIGIBLE ENTITY.—The term “eligible enti-
15 ty” means a State or local government.

16 (3) ELIGIBLE SITE.—The term “eligible site”
17 means a site that—

18 (A) is not within the exterior boundaries of
19 a unit of the National Park System; and

20 (B) is identified in the battlefield report.

21 (4) SECRETARY.—The term “Secretary” means
22 the Secretary of the Interior, acting through the
23 American Battlefield Protection Program.

24 (b) ESTABLISHMENT.—The Secretary shall establish
25 a battlefield acquisition grant program for nationally sig-
26 nificant battlefields and associated sites of the Revolu-

1 tionary War and the War of 1812 under which the Sec-
2 retary may make grants to eligible entities to pay the Fed-
3 eral share of the cost of acquiring fee-simple or lesser in-
4 terests from willing sellers in eligible sites for the preser-
5 vation and protection of those eligible sites.

6 (c) NONPROFIT PARTNERS.—An eligible entity may
7 acquire an interest in an eligible site using a grant under
8 this section in partnership with a nonprofit organization.

9 (d) NON-FEDERAL SHARE.—The non-Federal share
10 of the total cost of acquiring an interest in an eligible site
11 under this section shall be not less than 50 percent.

12 (e) LIMITATIONS ON LAND USE.—An interest in an
13 eligible site acquired under this section shall be subject
14 to section 6(f)(3) of the Land and Water Conservation
15 Fund Act of 1965 (16 U.S.C. 4601–8(f)(3)).

16 (f) WILLING SELLERS.—Acquisitions of land and in-
17 terests in land under this Act shall be limited to acqui-
18 sitions, from willing sellers only, of conservation easements
19 and fee-simple purchases of eligible sites.

20 (g) REPORTS.—

21 (1) IN GENERAL.—Not later than 5 years after
22 the date of the enactment of this Act, the Secretary
23 shall submit to Congress a report on the activities
24 carried out under this section.

1 (2) UPDATE ON BATTLEFIELD REPORT.—Not
2 later than 3 years after the date of the enactment
3 of this Act, the Secretary shall submit to Congress
4 a report that updates the battlefield report to re-
5 flect—

6 (A) preservation activities carried out at
7 the 677 battlefields and associated sites identi-
8 fied in the battlefield report during the period
9 between publication of the battlefield report and
10 the update;

11 (B) changes in the condition of the battle-
12 fields and associated sites during that period;
13 and

14 (C) any other relevant developments relat-
15 ing to the battlefields and associated sites dur-
16 ing that period.

17 (h) AUTHORIZATIONS OF APPROPRIATIONS.—

18 (1) IN GENERAL.—There are authorized to be
19 appropriated to the Secretary from the Land and
20 Water Conservation Fund to provide grants under
21 this Act \$10,000,000 for each of fiscal years 2010
22 through 2014.

1 (2) UPDATE OF BATTLEFIELD REPORT.—There
2 are authorized to be appropriated to the Secretary
3 to carry out subsection (g)(2), \$500,000.

 Passed the House of Representatives March 3,
2009.

Attest:

Clerk.

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