

## Union Calendar No. 440

112<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 2489

[Report No. 112-605]

To authorize the acquisition and protection of nationally significant battlefields and associated sites of the Revolutionary War and the War of 1812 under the American Battlefield Protection Program.

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### IN THE HOUSE OF REPRESENTATIVES

JULY 11, 2011

Mr. HOLT (for himself, Mr. HINCHEY, Mr. FORTENBERRY, Mr. ROTHMAN of New Jersey, and Mr. WELCH) introduced the following bill; which was referred to the Committee on Natural Resources

JULY 17, 2012

Additional sponsors: Mr. DINGELL, Mr. MCGOVERN, Mr. ISRAEL, Mr. LANCE, and Mr. TONKO

JULY 17, 2012

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 July 11, 2011]

# **A BILL**

To authorize the acquisition and protection of nationally significant battlefields and associated sites of the Revolutionary War and the War of 1812 under the American Battlefield Protection Program.

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 “American Battlefield*  
5 *Protection Program Amendments Act of 2012”.*

6 **SEC. 2. REVOLUTIONARY WAR AND WAR OF 1812 AMERICAN**  
7 **BATTLEFIELD PROTECTION.**

8        *Section 7301(c) of the Omnibus Public Land Manage-*  
9 *ment Act of 2009 (Public Law 111–11) is amended as fol-*  
10 *lows:*

11            (1) *In paragraph (1)—*

12                    (A) *by striking subparagraph (A) and in-*  
13 *serting the following:*

14                            “(A) *BATTLEFIELD REPORT.—The term*  
15 *‘battlefield report’ means, collectively—*

16                                    “(i) *the report entitled ‘Report on the*  
17 *Nation’s Civil War Battlefields’, prepared*  
18 *by the Civil War Sites Advisory Commis-*  
19 *sion, and dated July 1993; and*

20                                    “(ii) *the report entitled ‘Report to Con-*  
21 *gress on the Historic Preservation of Revo-*  
22 *lutionary War and War of 1812 Sites in the*  
23 *United States’, prepared by the National*  
24 *Park Service, and dated September 2007.”;*  
25 *and*

1           (B) in subparagraph (C)(ii), by striking  
2           “Battlefield Report” and inserting “battlefield  
3           report”.

4           (2) In paragraph (2), by inserting “eligible sites  
5           or” after “acquiring”.

6           (3) In paragraph (3), by inserting “an eligible  
7           site or” after “acquire”.

8           (4) In paragraph (4), by inserting “an eligible  
9           site or” after “acquiring”.

10          (5) In paragraph (5), by striking “An” and in-  
11          serting “An eligible site or an”.

12          (6) By redesignating paragraph (6) as para-  
13          graph (9).

14          (7) By inserting after paragraph (5) the fol-  
15          lowing new paragraphs:

16               “(6) WILLING SELLERS.—Acquisition of land or  
17               interests in land under this subsection shall be from  
18               willing sellers only.

19               “(7) REPORT.—Not later than 5 years after the  
20               date of the enactment of this subsection, the Secretary  
21               shall submit to Congress a report on the activities  
22               carried out under this subsection, including a descrip-  
23               tion of—

24                       “(A) preservation activities carried out at  
25                       the battlefields and associated sites identified in

1           *the battlefield report during the period between*  
2           *publication of the battlefield report and the re-*  
3           *port required under this paragraph;*

4           *“(B) changes in the condition of the battle-*  
5           *fields and associated sites during that period;*  
6           *and*

7           *“(C) any other relevant developments relat-*  
8           *ing to the battlefields and associated sites during*  
9           *that period.*

10          “(8) *PROHIBITION ON LOBBYING.—*

11           *“(A) IN GENERAL.—None of the funds pro-*  
12           *vided pursuant to this section may be used for*  
13           *purposes of lobbying any person or entity re-*  
14           *garding the implementation of this section or be*  
15           *granted, awarded, contracted, or otherwise be*  
16           *made available to any person, organization, or*  
17           *entity that participates in such lobbying.*

18           *“(B) LOBBYING DEFINED.—For purposes of*  
19           *this paragraph, the term ‘lobbying’ means to di-*  
20           *rectly or indirectly pay for any personal service,*  
21           *advertisement, telegram, telephone call, letter,*  
22           *printed or written matter, or other device in-*  
23           *tended or designed to influence in any manner*  
24           *a Member of Congress, a jurisdiction, or an offi-*  
25           *cial of any government to favor, adopt, or oppose*

1           *by vote or otherwise, any legislation, law, ratifi-*  
2           *cation, policy, land use plan (including zoning),*  
3           *or appropriation of funds before or after the in-*  
4           *troduction of any bill, resolution, or other meas-*  
5           *ure proposing such legislation, law, ratification,*  
6           *policy, or appropriation.”.*

7           *(8) In paragraph (9) (as redesignated by para-*  
8           *graph (6)), by striking “2013” and inserting “2017”.*



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