

105TH CONGRESS
1ST SESSION

S. 1462

To reauthorize the Delaware and Lehigh Navigation Canal National Heritage Corridor Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 8, 1997

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

A BILL

To reauthorize the Delaware and Lehigh Navigation Canal National Heritage Corridor Act, 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 “Delaware and Lehigh
5 National Heritage Corridor Act Amendments of 1997”.

6 **SEC. 2. NAME CHANGE.**

7 The Delaware and Lehigh Navigation Canal National
8 Heritage Corridor Act of 1988 (Public Law 100–692; 102
9 Stat. 4552) is amended by striking “Delaware and Lehigh
10 Navigation Canal National Heritage Corridor” each place

1 it appears (except section 4(a)) and inserting “Delaware
2 and Lehigh National Heritage Corridor”.

3 **SEC. 3. PURPOSE.**

4 Section 3(b) of the Delaware and Lehigh National
5 Heritage Corridor Act of 1988 (Public Law 100–692; 102
6 Stat. 4552) is amended—

7 (1) by inserting after “subdivisions” the follow-
8 ing: “in enhancing economic development within the
9 context of preservation and”; and

10 (2) by striking “and surrounding the Delaware
11 and Lehigh Navigation Canal in the Common-
12 wealth” and inserting “the Corridor”.

13 **SEC. 4. CORRIDOR COMMISSION.**

14 (a) MEMBERSHIP.—Section 5(b) of the Delaware and
15 Lehigh National Heritage Corridor Act of 1988 (Public
16 Law 100–692; 102 Stat. 4553) is amended—

17 (1) in the matter preceding paragraph (1), by
18 striking “appointed not later than 6 months after
19 the date of enactment of this Act”;

20 (2) by striking paragraph (2) and inserting the
21 following:

22 “(2) 3 individuals, of whom—

23 “(A) 1 shall be the Director of the Penn-
24 sylvania Department of Conservation and Natu-
25 ral Resources;

1 “(B) 1 shall be the Director of the Penn-
 2 sylvania Department of Community and Eco-
 3 nomic Development; and

4 “(C) 1 shall be the Chairperson of the
 5 Pennsylvania Historical and Museum Commis-
 6 sion.”;

7 (3) in paragraph (3), by striking “recommenda-
 8 tions from the Governor, of whom” and all that fol-
 9 lows through “Delaware Canal region” and inserting
 10 the following: “nominations from the Governor, of
 11 whom—

12 “(A) 1 shall represent a city, 1 shall rep-
 13 resent a borough, and 1 shall represent a town-
 14 ship; and

15 “(B) 1 shall represent each of the 5 coun-
 16 ties of Luzerne, Carbon, Lehigh, Northampton,
 17 and Bucks in Pennsylvania”; and

18 (4) in paragraph (4)—

19 (A) by striking “8 individuals” and insert-
 20 ing “9 individuals”; and

21 (B) by striking “recommendations from
 22 the Governor, who shall have” and all that fol-
 23 lows through “Canal region. A vacancy” and in-
 24 serting the following: “nominations from the
 25 Governor, of whom—

1 “(A) 3 shall represent the northern region
2 of the Corridor;

3 “(B) 3 shall represent the middle region of
4 the Corridor; and

5 “(C) 3 shall represent the southern region
6 of the Corridor.

7 A vacancy”.

8 (b) TERMS.—Section 5 of the Delaware and Lehigh
9 National Heritage Corridor Act of 1988 (Public Law 100–
10 692; 102 Stat. 4553) is amended by striking subsection
11 (c) and inserting the following:

12 “(c) TERMS.—The following provisions shall apply to
13 a member of the Commission appointed under paragraph
14 (3) or (4) of subsection (b):

15 “(1) LENGTH OF TERM.—The member shall
16 serve for a term of 3 years.

17 “(2) CARRYOVER.—The member shall serve
18 until a successor is appointed by the Secretary.

19 “(3) REPLACEMENT.—If the member resigns or
20 is unable to serve due to incapacity or death, the
21 Secretary shall appoint, not later than 60 days after
22 receiving a nomination of the appointment from the
23 Governor, a new member to serve for the remainder
24 of the term

1 “(4) TERM LIMITS.—A member may serve for
2 not more than 2 full terms starting after the date
3 of enactment of this paragraph.”.

4 (c) CONFIRMATION.—Section 5 of the Delaware and
5 Lehigh National Heritage Corridor Act of 1988 (Public
6 Law 100–692; 102 Stat. 4553) is amended by adding at
7 the end the following:

8 “(h) CONFIRMATION.—The Secretary shall accept or
9 reject an appointment under paragraph (3) or (4) of sub-
10 section (b) not later than 60 days after receiving a nomi-
11 nation of the appointment from the Governor.”.

12 **SEC. 5. POWERS OF THE COMMISSION.**

13 (a) CONVEYANCE OF REAL ESTATE.—Section
14 7(g)(3) of the Delaware and Lehigh National Heritage
15 Corridor Act of 1988 (Public Law 100–692; 102 Stat.
16 4555) is amended in the first sentence by inserting “or
17 nonprofit organization” after “appropriate public agency”.

18 (b) COOPERATIVE AGREEMENTS.—Section 7(h) of
19 the Delaware and Lehigh National Heritage Corridor Act
20 of 1988 (Public Law 100–692; 102 Stat. 4555) is amend-
21 ed—

22 (1) in the first sentence, by inserting “any non-
23 profit organization,” after “subdivision of the Com-
24 monwealth,”; and

1 (2) in the second sentence, by inserting “such
2 nonprofit organization,” after “such political sub-
3 division,”.

4 (c) GRANTS AND LOANS.—Section 7 of the Delaware
5 and Lehigh National Heritage Corridor Act of 1988 (Pub-
6 lic Law 100–692; 102 Stat. 4554) is amended—

7 (1) by redesignating subsection (i) as subsection
8 (j); and

9 (2) by inserting after subsection (h) the follow-
10 ing:

11 “(i) GRANTS AND LOANS.—The Commission may ad-
12 minister any grant or loan from amounts—

13 “(1) appropriated to the Commission for the
14 purpose of providing a grant or loan; or

15 “(2) donated or otherwise made available to the
16 Commission for the purpose of providing a grant or
17 loan.”.

18 **SEC. 6. DUTIES OF THE COMMISSION.**

19 Section 8(b) of the Delaware and Lehigh National
20 Heritage Corridor Act of 1988 (Public Law 100–692; 102
21 Stat. 4556) is amended in the matter preceding paragraph
22 (1) by inserting “, cultural, natural, recreational, and sce-
23 nic” after “interpret the historic”.

1 **SEC. 7. TERMINATION OF THE COMMISSION.**

2 Section 9(a) of the Delaware and Lehigh National
 3 Heritage Corridor Act of 1988 (Public Law 100–692; 102
 4 Stat. 4556) is amended by striking “5 years after the date
 5 of enactment of this Act” and inserting “10 years after
 6 the date of enactment of the Delaware and Lehigh Na-
 7 tional Heritage Corridor Act Amendments of 1997”.

8 **SEC. 8. DUTIES OF OTHER FEDERAL ENTITIES.**

9 Section 11 of the Delaware and Lehigh National Her-
 10 itage Corridor Act of 1988 (Public Law 100–692; 102
 11 Stat. 4557) is amended in the matter preceding paragraph
 12 (1) by striking “the flow of the Canal or the natural” and
 13 inserting “the historic, cultural, natural, recreational, or
 14 scenic”.

15 **SEC. 9. AUTHORIZATION OF APPROPRIATIONS.**

16 (a) COMMISSION.—Section 12(a) of the Delaware and
 17 Lehigh National Heritage Corridor Act of 1988 (Public
 18 Law 100–692; 102 Stat. 4558) is amended by striking
 19 “\$350,000” and inserting “\$650,000”.

20 (b) MANAGEMENT ACTION PLAN.—Section 12 of the
 21 Delaware and Lehigh National Heritage Corridor Act of
 22 1988 (Public Law 100–692; 102 Stat. 4558) is amended
 23 by adding at the end the following:

24 “(c) MANAGEMENT ACTION PLAN.—

25 “(1) IN GENERAL.—To implement the manage-
 26 ment action plan created by the Commission, there

1 is authorized to be appropriated \$1,000,000 for each
 2 of fiscal years 1998 through 2007.

3 “(2) LIMITATION ON EXPENDITURES.—
 4 Amounts made available under paragraph (1) shall
 5 not exceed 50 percent of the costs of implementing
 6 the management action plan.”.

7 **SEC. 10. LOCAL AUTHORITY AND PRIVATE PROPERTY.**

8 The Delaware and Lehigh National Heritage Cor-
 9 ridor Act of 1988 (Public Law 100–692; 102 Stat. 4552)
 10 is amended—

11 (1) by redesignating section 13 as section 14;
 12 and

13 (2) by inserting after section 12 the following:

14 **“SEC. 13. LOCAL AUTHORITY AND PRIVATE PROPERTY.**

15 “The Commission shall not interfere with—

16 “(1) the private property rights of any person;
 17 or

18 “(2) any local zoning ordinance or land use
 19 plan of the Commonwealth of Pennsylvania or any
 20 political subdivision of Pennsylvania.”.

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