

107TH CONGRESS
2D SESSION

S. 3002

To provide for the preservation and restoration of historic buildings and structures at historically black colleges and universities.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 25, 2002

Ms. LANDRIEU introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To provide for the preservation and restoration of historic buildings and structures at historically black colleges and universities.

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. PRESERVATION AND RESTORATION OF HIS-**
4 **TORIC BUILDINGS AND STRUCTURES AT HIS-**
5 **TORICALLY BLACK COLLEGES AND UNIVER-**
6 **SITIES.**

7 Title V of the Omnibus Parks and Public Lands
8 Management Act of 1996 (Public Law 104–333; 1110
9 Stat. 4153) is amended by striking section 507 and insert-
10 ing the following:

1 **“SEC. 507. PRESERVATION AND RESTORATION OF HIS-**
 2 **TORIC BUILDINGS AND STRUCTURES AT HIS-**
 3 **TORICALLY BLACK COLLEGES AND UNIVER-**
 4 **SITIES.**

5 “(a) PURPOSES.—The purposes of this section are—

6 “(1) to identify historic buildings and struc-
 7 tures at historically black colleges and universities
 8 that are in need of preservation and restoration; and

9 “(2) to provide grants to historically black col-
 10 leges and universities to preserve and restore those
 11 buildings and structures.

12 “(b) DEFINITIONS.—In this section:

13 “(1) HISTORICALLY BLACK COLLEGE OR UNI-
 14 VERSITY.—The term ‘historically black college or
 15 university’ has the meaning given the term ‘part B
 16 institution’ in section 322 of the Higher Education
 17 Act of 1965 (20 U.S.C. 1061).

18 “(2) HISTORIC BUILDING OR STRUCTURE.—The
 19 term ‘historic building or structure’ means a build-
 20 ing or structure listed, or eligible to be listed, on the
 21 National Register of Historic Places.

22 “(3) SECRETARY.—The term ‘Secretary’ means
 23 the Secretary of the Interior, acting through the Di-
 24 rector of the National Park Service.

25 “(c) ESTABLISHMENT.—The Secretary shall estab-
 26 lish a program to provide for the preservation and restora-

1 tion of historic buildings and structures at historically
 2 black colleges and universities.

3 “(d) ASSESSMENT.—Not later than 1 year after the
 4 date of enactment of this Act, the Secretary, through the
 5 National Trust for Historic Preservation, shall—

6 “(1) assess all historic buildings and structures
 7 located at historically black colleges and universities;

8 “(2) obtain an independent estimate of the
 9 complete cost of restoring, renovating, or rehabili-
 10 tating the historic buildings or structures (including
 11 the cost of compliance with applicable laws (includ-
 12 ing regulations) relating to handicapped access to
 13 the buildings or structures); and

14 “(3) determine the fiscal capacity of each his-
 15 torically black college or university to complete the
 16 restoration, renovation, or rehabilitation of the his-
 17 toric buildings and structures, including the ability
 18 of the historically black college or university to pro-
 19 vide the non-Federal share under subsection (f)(1).

20 “(e) GRANTS.—

21 “(1) IN GENERAL.—Not less often than once
 22 each fiscal year, the Secretary shall award not less
 23 than 15 grants to historically black colleges and uni-
 24 versities to pay the Federal share of the cost of re-
 25 storing, renovating, or rehabilitating historic build-

ings and structures located on the campuses of historically black colleges and universities.

“(2) AMOUNT.—

“(A) IN GENERAL.—The amount of a grant under paragraph (1) shall be equal to the difference between—

“(i) the amount required to restore, renovate, or rehabilitate the historic building or structure; and

“(ii) unless the non-Federal share is waived under subsection (f)(2), the amount of the non-Federal share required under subsection (f)(1).

“(B) LIMITATION.—The amount of a grant determined under subparagraph (A) shall not exceed the cost of completing the restoration, renovation, or rehabilitation of a historic building or structure.

“(3) CONSIDERATIONS.—In awarding grants under paragraph (1), the Secretary shall consider, based on the assessment under subsection (d), the relative severity of the threat to the historic value and status of the historic building or structure, including—

1 “(A) the extent of the physical deteriora-
 2 tion of the historic building or structure be-
 3 cause of lack of use or inadequate maintenance;

4 “(B) the demand for use of the historic
 5 building or structure, or the land on which the
 6 historic building or structure is located, because
 7 of—

8 “(i) encroachment from the sur-
 9 rounding community; or

10 “(ii) the need to expand the campus
 11 of the historically black college or univer-
 12 sity; and

13 “(C) the extent of the lack of resources
 14 necessary to assess the need for, and to pay the
 15 cost of, restoration, renovation, or rehabilitation
 16 of historic buildings or structures located on the
 17 campus of the historically black college or uni-
 18 versity.

19 “(4) CONDITIONS.—As a condition of the re-
 20 ceipt of a grant for a historic building or structure
 21 under paragraph (1), a grant recipient shall agree—

22 “(A) that, for a period of time specified by
 23 the Secretary—

1 “(i) no alteration shall be made to the
 2 historic building or structure without the
 3 approval of the Secretary;

4 “(ii) reasonable public access to the
 5 historic building or structure restored, ren-
 6 ovated, or rehabilitated using grant funds
 7 shall be permitted by the grant recipient
 8 for interpretive and educational purposes;
 9 and

10 “(iii) the grant recipient shall not re-
 11 ceive any other funds under the National
 12 Historic Preservation Act (16 U.S.C. 470
 13 et seq.); and

14 “(B) to provide the non-Federal share re-
 15 quired under subsection (f)(1) unless the re-
 16 quirement is waived under subsection (f)(2).

17 “(f) COST SHARING.—

18 “(1) NON-FEDERAL SHARE.—The non-Federal
 19 share of the cost of a project to restore, renovate,
 20 or rehabilitate a historic building or structure under
 21 this section shall be 30 percent.

22 “(2) WAIVER.—

23 “(A) IN GENERAL.—In a case in which the
 24 historically black college or university does not
 25 have an endowment or has an endowment of

1 less than \$50,000,000, the Secretary shall
2 waive the non-Federal share required under
3 paragraph (1).

4 “(B) APPLICABILITY.—Subparagraph (A)
5 shall apply to any grant provided to a histori-
6 cally black college or university under this sec-
7 tion after November 12, 1996.

8 “(g) FUNDING.—

9 “(1) IN GENERAL.—Of funds of the Historic
10 Preservation Fund established by section 108 of the
11 National Historic Preservation Act (16 U.S.C.
12 470h), \$60,000,000 shall be made available to the
13 Secretary to carry out this section for fiscal year
14 2003 and each fiscal year thereafter.

15 “(2) ALLOCATION.—Of amounts made available
16 under paragraph (1) for a fiscal year, the Secretary
17 shall make a grant to each historically black college
18 or university, in order of priority based on the as-
19 sessment under subsection (d), in an amount deter-
20 mined under subsection (e)(2).”.

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