

108TH CONGRESS
1ST SESSION

H. R. 2278

To establish the Kenai Mountains-Turnagain Arm National Heritage Corridor
in the State of Alaska, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 22, 2003

Mr. YOUNG of Alaska introduced the following bill; which was referred to the
Committee on Resources

A BILL

To establish the Kenai Mountains-Turnagain Arm National
Heritage Corridor in the State of Alaska, 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 “Kenai Mountains-
5 Turnagain Arm National Heritage Corridor Act”.

6 **SEC. 2. FINDINGS AND PURPOSES.**

7 (a) FINDINGS.—Congress finds the following:

8 (1) The Kenai Mountains-Turnagain Arm
9 transportation corridor is a major gateway to Alaska
10 and includes a range of transportation routes used

1 first by indigenous people who were followed by pio-
2 neers who settled the Nation's last frontier.

3 (2) The natural history and scenic splendor of
4 the region are equally outstanding; vistas of nature's
5 power include evidence of earthquake subsidence, re-
6 cent avalanches, retreating glaciers and tidal action
7 along Turnagain Arm, which has the world's second
8 greatest tidal range.

9 (3) The cultural landscape formed by indige-
10 nous people and then by settlement, transportation
11 and modern resource development in this rugged and
12 often treacherous natural setting stands as powerful
13 testimony to the human fortitude, perseverance, and
14 resourcefulness that is America's proudest heritage
15 from the people who settled the frontier.

16 (4) There is a national interest in recognizing,
17 preserving, promoting, and interpreting these re-
18 sources.

19 (5) The Kenai Mountains-Turnagain Arm re-
20 gion is geographically and culturally cohesive be-
21 cause it is defined by a corridor of historic routes—
22 trail, water, railroad, and roadways through a dis-
23 tinct landscape of mountains, lakes, and fjords.

24 (6) National significance of separate elements
25 of the region include, but are not limited to, the

1 Iditarod National Historic Trail, the Seward High-
2 way National Scenic Byway, and the Alaska Rail-
3 road National Scenic Railroad.

4 (7) National Heritage Corridor designation pro-
5 vides for the interpretation of these routes, as well
6 as the national historic districts and numerous his-
7 toric routes in the region as part of the whole pic-
8 ture of human history in the wider transportation
9 corridor including early Native trade routes, connec-
10 tions by waterway, mining trail, and other routes.

11 (8) National Heritage Corridor designation also
12 provides communities within the region with the mo-
13 tivation and means for “grass roots” regional coordi-
14 nation and partnerships with each other and with
15 borough, State, and Federal agencies.

16 (9) National Heritage Corridor designation is
17 supported by the Kenai Peninsula Historical Asso-
18 ciation, the Seward Historical Commission, the Sew-
19 ard City Council, the Hope and Sunrise Historical
20 Society, the Hope Chamber of Commerce, the Alas-
21 ka Association for Historic Preservation, the Cooper
22 Landing Community Club, the Alaska Wilderness
23 Recreation and Tourism Association, Anchorage
24 Historic Properties, the Anchorage Convention and
25 Visitors Bureau, the Cook Inlet Historical Society,

1 the Moose Pass Sportsman’s Club, the Alaska His-
2 torical Commission, the Girdwood Board of Super-
3 visors, the Kenai River Special Management Area
4 Advisory Board, the Bird/Indian Community Coun-
5 cil, the Kenai Peninsula Borough Trails Commis-
6 sion, the Alaska Division of Parks and Recreation,
7 the Kenai Peninsula Borough, the Kenai Peninsula
8 Tourism Marketing Council, and the Anchorage Mu-
9 nicipal Assembly.

10 (b) PURPOSES.—The purposes of this Act are—

11 (1) to recognize, preserve, and interpret the his-
12 toric and modern resource development and cultural
13 landscapes of the Kenai Mountains-Turnagain Arm
14 historic transportation corridor, and to promote and
15 facilitate the public enjoyment of these resources;
16 and

17 (2) to foster, through financial and technical
18 assistance, the development of cooperative planning
19 and partnerships among the communities and bor-
20 ough, State, and Federal Government entities.

21 **SEC. 3. DEFINITIONS.**

22 In this Act:

23 (1) HERITAGE CORRIDOR.—The term “Herit-
24 age Corridor” means the Kenai Mountains-

1 Turnagain Arm National Heritage Corridor estab-
2 lished by section 4(a).

3 (2) MANAGEMENT ENTITY.—The term “man-
4 agement entity” means the 11 member Board of Di-
5 rectors of the Kenai Mountains-Turnagain Arm Na-
6 tional Heritage Corridor Communities Association, a
7 non-profit corporation, established in accordance
8 with the laws of the State of Alaska.

9 (3) MANAGEMENT PLAN.—The term “manage-
10 ment plan” means the management plan for the
11 Heritage Corridor.

12 (4) SECRETARY.—The term “Secretary” means
13 the Secretary of the Interior.

14 **SEC. 4. KENAI MOUNTAINS-TURNAGAIN ARM NATIONAL**
15 **HERITAGE CORRIDOR.**

16 (a) ESTABLISHMENT.—There is established the
17 Kenai Mountains-Turnagain Arm National Heritage Cor-
18 ridor.

19 (b) BOUNDARIES.—The Heritage Corridor shall com-
20 prise the lands in the Kenai Mountains and upper
21 Turnagain Arm region generally depicted on the map enti-
22 tled “Kenai Peninsula/Turnagain Arm National Heritage
23 Corridor”, numbered Map #KMTA–1, and dated August
24 1999. The map shall be on file and available for public
25 inspection in the offices of the Alaska Regional Office of

1 the National Park Service and in the offices of the Alaska
2 State Heritage Preservation Officer.

3 **SEC. 5. MANAGEMENT ENTITY.**

4 (a) COOPERATIVE AGREEMENT.—To carry out the
5 purposes of this Act, the Secretary shall enter into a coop-
6 erative agreement with the management entity. The coop-
7 erative agreement shall be prepared with public participa-
8 tion and shall include information relating to the objec-
9 tives and management of the Heritage Corridor, including
10 the following:

11 (1) A discussion of the goals and objectives of
12 the Heritage Corridor.

13 (2) An explanation of the proposed approach to
14 conservation and interpretation of the Heritage Cor-
15 ridor.

16 (3) A general outline of the protection measures
17 to which the management entity commits.

18 (b) LIMITS.—Nothing in this Act authorizes the man-
19 agement entity to assume any management authorities or
20 responsibilities on Federal lands.

21 (c) DEVELOPMENT AND IMPLEMENTATION OF
22 PLAN.—Representatives of other organizations shall be in-
23 vited and encouraged to participate with the management
24 entity and in the development and implementation of the
25 management plan, including but not limited to: The State

1 Division of Parks and Outdoor Recreation; the State Divi-
2 sion of Mining, Land and Water; the Forest Service; the
3 State Historic Preservation Office; the Kenia Peninsula
4 Borough, the Municipality of Anchorage; the Alaska Rail-
5 road, the Alaska Department of Transportation; and the
6 National Park Service.

7 **SEC. 6. AUTHORITIES AND DUTIES OF MANAGEMENT ENTI-**
8 **TY.**

9 (a) **MANAGEMENT PLAN.—**

10 (1) **IN GENERAL.—**Not later than 3 years after
11 the Secretary enters into a cooperative agreement
12 with the management entity, the management entity
13 shall develop a management plan for the Heritage
14 Corridor, taking into consideration Federal, State,
15 borough, and local plans.

16 (2) **CONTENTS.—**The management plan shall
17 include, but not be limited to—

18 (A) comprehensive recommendations for
19 conservation, funding, management, and devel-
20 opment of the Heritage Corridor;

21 (B) a description of agreements on actions
22 to be carried out by public and private organi-
23 zations to protect the resources of the Heritage
24 Corridor;

1 (C) a list of specific and potential sources
2 of funding to protect, manage, and develop the
3 Heritage Corridor;

4 (D) an inventory of the known cultural and
5 historic resources contained in the Heritage
6 Corridor; and

7 (E) a description of the role and participa-
8 tion of other Federal, State, and local agencies
9 that have jurisdiction on lands within the Herit-
10 age Corridor.

11 (b) PRIORITIES.—The management entity shall give
12 priority to the implementation of actions, goals, and poli-
13 cies set forth in the cooperative agreement with the Sec-
14 retary and the management plan, including assisting com-
15 munities within the region in—

16 (1) carrying out programs that recognize impor-
17 tant resource values in the Heritage Corridor;

18 (2) encouraging economic viability in the af-
19 fected communities;

20 (3) establishing and maintaining interpretive
21 exhibits in the Heritage Corridor;

22 (4) improving and interpreting heritage trails;

23 (5) increasing public awareness and apprecia-
24 tion for the natural, historical, and cultural re-

1 sources and modern resource development of the
2 Heritage Corridor;

3 (6) restoring historic buildings and structures
4 that are located within the boundaries of the Herit-
5 age Corridor; and

6 (7) ensuring that clear, consistent, and appro-
7 priate signs identifying public access points and sites
8 of interest are placed throughout the Heritage Cor-
9 ridor.

10 (c) PUBLIC MEETINGS.—The management entity
11 shall conduct 2 or more public meetings each year regard-
12 ing the initiation and implementation of the management
13 plan for the Heritage Corridor. The management entity
14 shall place a notice of each meeting in a newspaper of gen-
15 eral circulation in the Heritage Corridor and shall make
16 the minutes of the meeting available to the public.

17 **SEC. 7. DUTIES OF THE SECRETARY.**

18 In accordance with the terms and conditions of the
19 cooperative agreement, upon the request of the manage-
20 ment entity, and subject to the availability of funds, the
21 Secretary may provide administrative, technical, financial,
22 design, development, and operations assistance to carry
23 out the purposes of this Act.

1 **SEC. 8. SAVINGS PROVISIONS.**

2 (a) REGULATORY AUTHORITY.—Nothing in this Act
3 shall be construed to grant powers of zoning or manage-
4 ment of land use to the management entity.

5 (b) EFFECT ON AUTHORITY OF GOVERNMENTS.—
6 Nothing in this Act shall be construed to modify, enlarge,
7 or diminish any authority of the Federal, State, or local
8 governments to manage or regulate any use of land as pro-
9 vided for by law or regulation.

10 (c) EFFECT ON BUSINESS.—Nothing in this Act shall
11 be construed to obstruct or limit business activity on pri-
12 vate development or resource development activities.

13 **SEC. 9. PROHIBITION ON THE ACQUISITION OR REAL PROP-**
14 **ERTY.**

15 The management entity may not use funds appro-
16 priated to carry out the purposes of this Act to acquire
17 real property or interests in real property.

18 **SEC. 10. AUTHORIZATION OF APPROPRIATIONS.**

19 (a) FIRST YEAR.—For the first year \$350,000 is au-
20 thorized to be appropriated to carry out the purposes of
21 this Act, and is made available upon the Secretary and
22 the management entity entering into a cooperative agree-
23 ment under section 3.

24 (b) IN GENERAL.—There is authorized to be appro-
25 priated not more than \$1,000,000 to carry out the pur-
26 poses of this Act for any fiscal year after the first year.

1 Not more than \$10,000,000, in the aggregate, may be ap-
2 propriated for the Heritage Corridor.

3 (c) MATCHING FUNDS.—Federal funding provided
4 under this Act shall be matched at least 25 percent by
5 other funds or in-kind services.

6 (d) SUNSET PROVISION.—The Secretary may not
7 make any grant or provide any assistance under this Act
8 beyond 15 years from the date that the Secretary and the
9 management entity enter into a cooperative agreement.

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