

108TH CONGRESS  
1ST SESSION

# S. 1941

To establish the Abraham Lincoln National Heritage Area, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

NOVEMBER 24, 2003

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

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## A BILL

To establish the Abraham Lincoln National Heritage Area,  
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 “Abraham Lincoln National  
5       Heritage Area Act”.

6       **SEC. 2. FINDINGS.**

7       Congress finds the following:

8               (1) The Heritage Area is a cohesive assemblage  
9       of natural, historic, cultural, or recreational re-  
10      sources that—

1 (A) together represent distinctive aspects  
2 of American heritage worthy of recognition,  
3 conservation, interpretation, and continuing  
4 use; and

5 (B) are best managed through partner-  
6 ships between private and public entities.

7 (2) The Heritage Area reflects traditions, cus-  
8 toms, beliefs, or folklife, or some combination there-  
9 of, that are a valuable part of the heritage of the  
10 United States.

11 (3) The Heritage Area provides outstanding op-  
12 portunities to conserve natural, cultural, or historic  
13 features, or a combination thereof.

14 (4) The Heritage Area provides outstanding  
15 recreational and interpretive opportunities.

16 (5) The Heritage Area has an identifiable  
17 theme and resources important to the theme retain  
18 integrity capable of supporting interpretation.

19 (6) Residents, nonprofit organizations, other  
20 private entities, and units of government throughout  
21 the Heritage Area demonstrate support for designa-  
22 tion of the Heritage Area as a national heritage area  
23 and for management of the Heritage Area as appro-  
24 priate for such designation.

1           (7) As our Nation enters the 21st Century,  
2           there is a compelling need to educate and cultivate  
3           among our citizens, particularly youth, an under-  
4           standing appreciation for, and a renewed commit-  
5           ment to integrity, courage, self-initiative, and prin-  
6           ciple leadership in public and private life.

7           (8) Few individuals in our Nation's history have  
8           as broadly exemplified such qualities as Abraham  
9           Lincoln, and few have so profoundly influenced  
10          United States history and the Character of our Na-  
11          tion as has our 16th president.

12          (9) The story and example of Lincoln's life—his  
13          inspiring rise from humble origins to the highest of-  
14          fice in the land, and his decisive leadership through  
15          the most harrowing and dangerous time in our Na-  
16          tion's history, continues to bring hope and inspira-  
17          tion to millions in our country and around the world.

18          (10) The great issues of Lincoln's time, na-  
19          tional unity, equality and race relations, the capacity  
20          for democratic government and ideals to address  
21          these and related issues, continue to this day to de-  
22          fine the challenges facing our Nation. The ideals  
23          Lincoln espoused and the sentiments he expressed in  
24          keeping our Nation together are as relevant today as  
25          they were in his troubled time.

1           (11) Illinois is known throughout the world as  
 2           the land of Abraham Lincoln. Unquestionably, the  
 3           physical, social, and cultural landscape of Illinois  
 4           helped mold Lincoln's character. "Here I have lived  
 5           a quarter of a century, and have passed from a  
 6           young to an old man," Lincoln remarked on leaving.  
 7           "To this place and the kindness of these people I  
 8           owe everything".

9           (12) Lincoln, in turn, left his own traces across  
 10          the Illinois landscape. They remain today in the  
 11          form of stories, folklore, artifacts, buildings,  
 12          streetscapes, and landscapes. Though scattered geo-  
 13          graphically and in varying states of development and  
 14          interpretation, together they bring an immediacy  
 15          and tangible quality to the powerful Lincoln legacy.  
 16          Individually and collectively, they constitute an im-  
 17          portant national cultural and historic resource.

18          (13) In particular the stories and cultural re-  
 19          sources of the region's Lincoln legacy—

20                 (A) reflect the values and attitudes, the ob-  
 21                 stacles and ingenuity, the failures and accom-  
 22                 plishments, the human frailties and strength of  
 23                 character of the men and women who made up  
 24                 the diverse people of Lincoln's generation of  
 25                 Americans, including upland Southerners and

1 Northeastern Yankees, Anglo-settlers and  
2 American Indians, “free” blacks, abolitionists,  
3 and their critics;

4 (B) reflect the material culture and rel-  
5 ative levels of technical sophistication in the  
6 United States in Lincoln’s time;

7 (C) recreate the physical environment, re-  
8 vealing its impact on agriculture, transpor-  
9 tation, trade, business, and social and cultural  
10 patterns in urban and rural settings; and

11 (D) interpret the effect of the era’s demo-  
12 cratic ethos on the development of our Nation’s  
13 legal and political institutions and distinctive  
14 political culture.

15 (14) Three previous studies—“Abraham Lin-  
16 coln Research and Interpretive Center Suitability/  
17 Feasibility Study” by the National Park Service  
18 (1991), “Looking for Lincoln Illinois Heritage Tour-  
19 ism Project” commissioned by the State of Illinois  
20 Department of Commerce and Community Affairs in  
21 cooperation with the Illinois Historic Preservation  
22 Agency (1998), and the “Feasibility Study for the  
23 Proposed Abraham Lincoln National Heritage Area”  
24 revised in 2003, help document a sufficient assem-  
25 blage of nationally distinctive historical resources to

1 demonstrate the feasibility and need to establish the  
2 Heritage Area.

3 (15) The National Park Service operates and  
4 maintains the Lincoln Home National Historic Site  
5 in Springfield, Illinois, and is responsible for advo-  
6 cating the protection and interpretation of the Na-  
7 tion's cultural and historic resources and encour-  
8 aging the development of interpretive context for  
9 these resources through appropriate planning and  
10 preservation.

11 (16) The Heritage Area can strengthen, com-  
12 plement, and support the Lincoln Home National  
13 Historic Site through the interpretation and con-  
14 servation of the associated living landscapes outside  
15 of the boundaries of this historic site.

16 (17) There is a Federal interest in supporting  
17 the development of a regional framework and con-  
18 text to partner with and assist the National Park  
19 Service, the State of Illinois, local organizations and  
20 governments, and private citizens to conserve, pro-  
21 tect, and bring recognition to the resources of the  
22 Heritage Area for the educational and recreational  
23 benefit of this and future generations.

24 (18) Communities throughout this region know  
25 the value of their Lincoln legacy, but need to expand

1       upon an existing cooperative framework and tech-  
2       nical assistance to achieve important goals by work-  
3       ing together.

4               (19) The State of Illinois, Department of Com-  
5       merce and Economic Opportunity, and Bureau of  
6       Tourism officially designated “Looking for Lincoln”  
7       as a State Heritage Tourism Area and has identified  
8       the story of Lincoln as a key destination driver for  
9       the State.

10              (20) Looking for Lincoln Heritage Coalition,  
11       the management entity for the Heritage Area, is a  
12       non-profit corporation created for the purposes of  
13       preserving, interpreting, developing, promoting, and  
14       making available to the public the story and re-  
15       sources related to the story of Abraham Lincoln’s  
16       adult life in Illinois and contributions to society and  
17       would be an appropriate entity to oversee the devel-  
18       opment of the Heritage Area.

19              (21) Looking for Lincoln Heritage Coalition  
20       has completed a business plan that—

21                   (A) describes in detail the role, operation,  
22       financing, and functions of Looking For Lin-  
23       coln Heritage Coalition, as the management en-  
24       tity; and

1 (B) provides adequate assurances that  
2 Looking For Lincoln Heritage Coalition is like-  
3 ly to have the financial resources necessary to  
4 implement the management plan for the Herit-  
5 age Area, including resources to meet matching  
6 requirement for grants.

7 **SEC. 3. DEFINITIONS.**

8 For the purposes of this Act, the following definitions  
9 apply:

10 (1) MANAGEMENT ENTITY.—The term “man-  
11 agement entity” means, Looking for Lincoln Herit-  
12 age Coalition, an entity recognized by the Secretary,  
13 in consultation with the chief executive officer of the  
14 State of Illinois, that agrees to perform the duties  
15 of a local coordinating entity under this Act.

16 (2) HERITAGE AREA.—The term “Heritage  
17 Area” means the Abraham Lincoln National Herit-  
18 age Area established by section 4.

19 (3) SECRETARY.—The term “Secretary” means  
20 the Secretary of the Interior.

21 (4) UNIT OF LOCAL GOVERNMENT.—The term  
22 “unit of local government” means the government of  
23 a State, a political subdivision of a State, or an In-  
24 dian tribe.



1 **SEC. 4. ABRAHAM LINCOLN NATIONAL HERITAGE AREA.**

2 (a) ESTABLISHMENT.—There is established in the  
3 State of Illinois the “Abraham Lincoln National Heritage  
4 Area”.

5 (b) BOUNDARIES.—The Heritage Area shall include  
6 the following:

7 (1) A core area located in Central Illinois, con-  
8 sisting of Adams, Brown, Calhoun, Cass, Cham-  
9 paign, Christian, Clark, Coles, Cumberland, Dewitt,  
10 Douglas, Edgar, Fayette, Fulton, Greene, Hancock,  
11 Henderson, Jersey, Knox, LaSalle, Logan, McLean,  
12 McDonough, Macon, Macoupin, Madison, Mason,  
13 Menard, Montgomery, Morgan, Moultrie, Peoria,  
14 Piatt, Pike, Sangamon, Schuyler, Scott, Shelby,  
15 Tazwell, Vermillion, Warren and Woodford Counties.

16 (2) The following sites:

17 (A) Lincoln Home National Historic Site.

18 (B) Lincoln Tomb State Historic Site.

19 (C) Lincoln’s New Salem State Historic  
20 Site.

21 (D) Abraham Lincoln Presidential Library  
22 & Museum.

23 (E) Thomas and Sara Bush Lincoln Log  
24 Cabin and Living History Farm State Historic  
25 Site.

1 (F) Mt. Pulaski, Postville State Historic  
2 Sites and Metamora Courthouse.

3 (G) Lincoln-Herndon Law Offices State  
4 Historic Site.

5 (H) David Davis Mansion State Historic  
6 Site.

7 (I) Vandalia Statehouse State Historic  
8 Site.

9 (J) Lincoln Douglas Debate Museum.

10 (K) Macon County Log Court House.

11 (L) Richard J. Oglesby Mansion.

12 (M) Lincoln Trail Homestead State Memo-  
13 rial.

14 (N) Governor John Wood Mansion.

15 (O) Beardstown Courthouse.

16 (P) Old Main at Knox College.

17 (Q) Carl Sandburg Home State Historic  
18 Site.

19 (R) Bryant Cottage State Historic Site.

20 (S) Dr. William Fithian Home.

21 (T) Vermillion County Museum.

22 (3) Sites, buildings, and districts within the  
23 core area recommended in the management plan.

24 (c) MAP.—A map of the Heritage Area shall be in-  
25 cluded in the management plan. The map shall be on file

1 in the appropriate offices of the National Park Service,  
2 Department of the Interior.

3 (d) MANAGEMENT ENTITY.—The management entity  
4 for the Heritage Area shall be Looking for Lincoln Herit-  
5 age Coalition.

6 **SEC. 5. AUTHORITIES, DUTIES, AND PROHIBITIONS OF THE**  
7 **MANAGEMENT ENTITY.**

8 (a) AUTHORITIES.—The management entity may, for  
9 purposes of preparing and implementing the management  
10 plan, use funds made available under this Act to—

11 (1) prepare a management plan for the Herit-  
12 age Area, which shall be complete not later than 3  
13 years after funds are first made available for this  
14 Act;

15 (2) prepare reports, studies, interpretive exhib-  
16 its and programs, historic preservation projects, and  
17 other activities recommended in the management  
18 plan for the Heritage Area;

19 (3) pay for operational expenses of the manage-  
20 ment entity incurred within the first 10 fiscal years  
21 beginning after the date of the enactment of this  
22 Act;

23 (4) make grants or loans to the State of Illinois  
24 and its political subdivisions, nonprofit organiza-  
25 tions, and other persons;

1           (5) enter into cooperative agreements with the  
2       State of Illinois, its political subdivisions, nonprofit  
3       organizations, and other organizations;

4           (6) hire and compensate staff;

5           (7) obtain money from any source under any  
6       program or law requiring the recipient of such  
7       money to make a contribution in order to receive  
8       such money; and

9           (8) contract for goods and services.

10       (b) DUTIES.—In addition to developing the manage-  
11   ment plan, the management entity shall—

12           (1) give priority to the implementation of ac-  
13       tions, goals, and strategies set forth in the manage-  
14       ment plan, including assisting units of government  
15       and other persons in—

16           (A) carrying out the programs that recog-  
17       nize and protect important resource values in  
18       the Heritage Area;

19           (B) encouraging economic viability in the  
20       Heritage Area in accordance with the goals of  
21       the management plan;

22           (C) establishing and maintaining interpre-  
23       tive exhibits in the Heritage Area;

1 (D) developing heritage-based recreational  
2 and educational opportunities for residents and  
3 visitors in the Heritage Area;

4 (E) increasing public awareness of and ap-  
5 preciation for the cultural, historical, and nat-  
6 ural resources of the Heritage Area;

7 (F) restoring historic buildings that are  
8 both—

9 (i) located in the Heritage Area; and

10 (ii) related to the themes of the Herit-  
11 age Area; and

12 (G) installing throughout the Heritage  
13 Area clear, consistent, and appropriate signs  
14 identifying public access points and sites of in-  
15 terest;

16 (2) prepare and implement the management  
17 plan while considering the interests of diverse units  
18 of government, businesses, private property owners,  
19 and nonprofit groups within the Heritage Area;

20 (3) conduct public meetings at least quarterly  
21 regarding the development and implementation of  
22 the management plan; and

23 (4) for any fiscal year for which Federal funds  
24 are received under this Act—

1 (A) submit to the Secretary a report that  
2 describes, for that fiscal year—

3 (i) the accomplishments of the man-  
4 agement entity;

5 (ii) the expenses and income of the  
6 management entity; and

7 (iii) each entity to which a grant was  
8 made;

9 (B) make available for audit by Congress,  
10 the Secretary, and appropriate units of govern-  
11 ment, all records pertaining to the expenditure  
12 of the funds and any matching funds; and

13 (C) require, for all agreements authorizing  
14 expenditure of Federal funds by any entity,  
15 that the receiving entity make available for  
16 audit all records pertaining to the expenditure  
17 of the funds.

18 (c) PROHIBITION OF ACQUISITION OF REAL PROP-  
19 erty.—

20 (1) IN GENERAL.—The management entity  
21 shall not use Federal funds received under this Act  
22 to acquire real property or any interest in real prop-  
23 erty.

24 (2) OTHER SOURCES.—Nothing in this Act pre-  
25 cludes the management entity from using Federal

1 funds from other sources for authorized purposes in-  
2 cluding acquisition of real property or any interest  
3 in real property.

4 **SEC. 6. MANAGEMENT PLAN.**

5 (a) REQUIREMENTS.—In preparing the management  
6 plan, the management entity shall perform the following  
7 duties:

8 (1) MANAGEMENT PLAN.—Prepare and submit  
9 to the Secretary a management plan reviewed by  
10 participating units of government within the bound-  
11 aries of the Heritage Area.

12 (2) COLLABORATION.—Collaborate with and  
13 consider the interests of diverse units of government,  
14 businesses, tourism officials, private property own-  
15 ers, and nonprofit groups within the Heritage Area  
16 in developing and implementing the management  
17 plan.

18 (3) PUBLIC INVOLVEMENT.—Ensure regular  
19 public involvement, including public meetings at  
20 least annually, regarding the implementation of the  
21 management plan for the Heritage Area.

22 (4) RECORDS FOR AUDITS.—Make available to  
23 the Secretary for audit, for any year in which Fed-  
24 eral funds have been received under this Act, all  
25 records pertaining to the expenditure of such funds

1 and any matching funds, and require, for all agree-  
2 ments authorizing expenditure of Federal funds by  
3 other organizations, that the receiving organizations  
4 make available to the Secretary for audit all records  
5 pertaining to the expenditure of such funds.

6 (b) MANAGEMENT PLAN.—The management plan for  
7 the Heritage Area shall—

8 (1) present a comprehensive program for the  
9 conservation, interpretation, funding, management,  
10 and development of the Heritage Area and of the  
11 historical, cultural, and natural resources and the  
12 recreational and educational opportunities of the  
13 Heritage Area, in a manner consistent with the ex-  
14 isting local, State, and Federal land use laws and  
15 compatible economic viability of the Heritage Area;

16 (2) be prepared and implemented in a manner  
17 that involves residents, public agencies, and private  
18 organizations working in the Heritage Area;

19 (3) specify and coordinate, as of the date of the  
20 management plan, existing and potential sources of  
21 technical and financial assistance under this and  
22 other Federal laws to protect, manage, and develop  
23 the Heritage Area; and

24 (4) include—



1           (A) actions to be undertaken by units of  
2           government and private organizations to pro-  
3           tect, conserve, and interpret the resources of  
4           the Heritage Area;

5           (B) an inventory of the resources con-  
6           tained in the Heritage Area, including a list of  
7           any property in the Heritage Area that is re-  
8           lated to the themes of the Heritage Area and  
9           that is found to merit preservation, restoration,  
10          management, development, or maintenance be-  
11          cause of its natural, cultural, historical, or rec-  
12          reational significance;

13          (C) policies for resource management with  
14          appropriate land and water management tech-  
15          niques, including the development of intergov-  
16          ernmental cooperative agreements, private sec-  
17          tor agreements, or any combination thereof, to  
18          protect the historical, cultural, recreational, and  
19          natural resources of the Heritage Area in a  
20          manner consistent with supporting appropriate  
21          and compatible economic viability;

22          (D) a program for implementation of the  
23          management plan by the designated manage-  
24          ment entity, in cooperation with its partners  
25          and units of government;

1           (E) evidence that relevant State, county,  
2           and local plans applicable to the Heritage Area  
3           have been taken into consideration;

4           (F) an analysis of ways in which local,  
5           State, and Federal programs may best be co-  
6           ordinated to promote the purposes of this Act;  
7           and

8           (G) a business plan that—

9                   (i) describes in detail the role, oper-  
10                  ation, financing, and functions of the local  
11                  coordinating entity and of each activity in-  
12                  cluded in the recommendations contained  
13                  in the management plan; and

14                   (ii) provides, to the satisfaction of the  
15                  Secretary, adequate assurances that the  
16                  management entity is likely to have the fi-  
17                  nancial resources necessary to implement  
18                  the management plan, including resources  
19                  to meet matching requirement for grants  
20                  awarded under this Act.

21       (c) PUBLIC NOTICE.—The management entity shall  
22       place a notice of each of its public meetings in a newspaper  
23       of general circulation in the Heritage Area and shall make  
24       the minutes of the meeting available to the public.

1 (d) DISQUALIFICATION FROM FUNDING.—If a pro-  
2 posed management plan is not submitted to the Secretary  
3 within 3 years the funds are first made available for this  
4 Act, the management entity shall be ineligible to receive  
5 additional funding under this Act until the date on which  
6 the Secretary receives the proposed management plan.

7 (e) APPROVAL AND DISAPPROVAL OF MANAGEMENT  
8 PLAN.—The Secretary , in consultation with the Governor  
9 of the State of Illinois or his appointed agency representa-  
10 tive, shall approve or disapprove the proposed manage-  
11 ment plan submitted under this Act not later than 90 days  
12 after receiving the proposed management plan.

13 (f) ACTION FOLLOWING DISAPPROVAL.—If the Sec-  
14 retary disapproves a proposed management plan, the Sec-  
15 retary shall advise the management entity, in writing, of  
16 the reasons for the disapproval and make recommenda-  
17 tions for revisions to the proposed management plan. The  
18 Secretary shall approve or disapprove a revised proposed  
19 management plan not later than 90 days after it is sub-  
20 mitted.

21 (g) APPROVAL OF AMENDMENTS.—The Secretary  
22 shall review and approve or disapprove substantial amend-  
23 ments to the management plan. Funds appropriated under  
24 this Act may not be expended to implement any changes

1 made by an amendment to the management plan until the  
 2 Secretary approves the amendment.

3 **SEC. 7. TECHNICAL AND FINANCIAL ASSISTANCE; OTHER**  
 4 **FEDERAL AGENCIES.**

5 (a) TECHNICAL AND FINANCIAL ASSISTANCE.—

6 (1) IN GENERAL.—On the request of the man-  
 7 agement entity, the Secretary may provide technical  
 8 and financial assistance for the development and im-  
 9 plementation of the management plan.

10 (2) PRIORITY FOR ASSISTANCE.—In providing  
 11 assistance under paragraph (1), the Secretary shall  
 12 give priority to actions that assist in—

13 (A) conserving the significant cultural, his-  
 14 toric, and natural resources of the Heritage  
 15 Area; and

16 (B) providing educational, interpretive, and  
 17 recreational opportunities consistent with the  
 18 purposes of the Heritage Area.

19 (3) SPENDING FOR NON-FEDERAL PROPERTY.—  
 20 The management entity may expend Federal funds  
 21 made available under this Act on non-Federally  
 22 owned property that is—

23 (A) identified in the management plan; or

24 (B) listed or eligible for listing on the Na-  
 25 tional Register of Historic Places.

1           (4) OTHER ASSISTANCE.—The Secretary may  
 2       enter into cooperative agreements with public and  
 3       private organizations to carry out this subsection.

4           (b) OTHER FEDERAL AGENCIES.—Any Federal enti-  
 5       ty conducting or supporting an activity that directly af-  
 6       fects the Heritage Area shall—

7           (1) consider the potential effect of the activity  
 8       on the purposes of the Heritage Area and the man-  
 9       agement plan;

10          (2) consult with the management entity regard-  
 11       ing the activity; and

12          (3) to the maximum extent practicable, conduct  
 13       or support the activity to avoid adverse effects on  
 14       the Heritage Area.

15          (c) OTHER ASSISTANCE NOT AFFECTED.—This Act  
 16       does not affect the authority of any Federal official to pro-  
 17       vide technical or financial assistance under any other law.

18          (d) NOTIFICATION OF OTHER FEDERAL ACTIVI-  
 19       TIES.—The head of each Federal agency shall provide to  
 20       the Secretary and the management entity for the Heritage  
 21       Area, to the extent practicable, advance notice of all activi-  
 22       ties which may have an impact on the Heritage Area.

23       **SEC. 8. PRIVATE PROPERTY PROTECTION.**

24          (a) IN GENERAL.—Nothing in this Act shall be con-  
 25       strued to—

1           (1) require any private property owner to allow  
2           public access (including Federal, State, or local gov-  
3           ernment access) to such private property; or

4           (2) modify any provision of Federal, State, or  
5           local law with regard to public access to or use of  
6           private property.

7           (b) LIABILITY.—Designation of the Heritage Area  
8           shall not be considered to create any liability, or to have  
9           any effect on any liability under any other law, of any pri-  
10          vate property owner with respect to any persons injured  
11          on such private property.

12          (c) RECOGNITION OF AUTHORITY TO CONTROL  
13          LAND USE.—Nothing in this Act shall be construed to  
14          modify any authority of Federal, State, or local govern-  
15          ments to regulate land use.

16          (d) PARTICIPATION OF PRIVATE PROPERTY OWNERS  
17          IN HERITAGE AREA.—Nothing in this Act shall be con-  
18          strued to require the owner of any private property located  
19          within the boundaries of the Heritage Area to participate  
20          in or be associated with the Heritage Area.

21          (e) LAND USE REGULATION.—

22                (1) IN GENERAL.—The management entity  
23                shall provide assistance and encouragement to State  
24                and local governments, private organizations, and

1 persons to protect and promote the resources and  
 2 values of the Heritage Area.

3 (2) EFFECT.—Nothing in this Act shall grant  
 4 any power of zoning or land use to the management  
 5 entity.

6 (f) PRIVATE PROPERTY.—

7 (1) IN GENERAL.—The management entity  
 8 shall be an advocate for land management practices  
 9 consistent with the purposes of the Heritage Area.

10 (2) EFFECT.—Nothing in this Act—

11 (A) abridges the rights of any person with  
 12 regard to private property;

13 (B) affects the authority of the State or  
 14 local government regarding private property; or

15 (C) imposes any additional burden on any  
 16 property owner.

17 **SEC. 9. SAVINGS PROVISIONS.**

18 (a) RULES, REGULATIONS, STANDARDS, AND PER-  
 19 MIT PROCESSES.—Nothing in this Act shall be construed  
 20 to impose any environmental, occupational, safety, or  
 21 other rule, regulation, standard, or permit process in the  
 22 National Heritage Area that is different from those that  
 23 would be applicable if the national heritage area had not  
 24 been established.

1 (b) WATER AND WATER RIGHTS.—Nothing in this  
 2 Act shall be construed to authorize or imply the reserva-  
 3 tion or appropriation of water or water rights.

4 (c) NO DIMINISHMENT OF STATE AUTHORITY.—  
 5 Nothing in this Act shall be construed to diminish the au-  
 6 thority of the State containing the National Heritage Area  
 7 to manage fish and wildlife, including the regulation of  
 8 fishing and hunting within the national heritage area.

9 (d) EXISTING NATIONAL HERITAGE AREAS.—Noth-  
 10 ing in this Act shall affect any national heritage area so  
 11 designated before the date of the enactment of this Act.

12 **SEC. 10. AUTHORIZATION OF APPROPRIATIONS.**

13 (a) IN GENERAL.—There is authorized to be appro-  
 14 priated to carry out this Act \$10,000,000, of which not  
 15 more than \$1,000,000 is authorized to be appropriated for  
 16 any fiscal year.

17 (b) COST-SHARING REQUIREMENT.—The Federal  
 18 share of the total cost of any activity assisted under this  
 19 Act shall be not more than 50 percent.

20 **SEC. 11. TERMINATION OF AUTHORITY.**

21 The authority of the Secretary to provide assistance  
 22 under this Act terminates on the date that is 15 years  
 23 after the date of the enactment of this Act.

