

108TH CONGRESS  
1ST SESSION

# S. 230

To establish the Crossroads of the American Revolution National Heritage Area in the State of New Jersey, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JANUARY 29, 2003

Mr. CORZINE (for himself and Mr. LAUTENBERG) 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 Crossroads of the American Revolution National Heritage Area in the State of New Jersey, 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 “Crossroads of the  
5 American Revolution National Heritage Area Act of  
6 2003”.

7 **SEC. 2. FINDINGS AND PURPOSES.**

8 (a) FINDINGS.—Congress finds that—

1           (1) the State of New Jersey was critically im-  
2           portant during the American Revolution because of  
3           the strategic location of the State between the Brit-  
4           ish armies headquartered in New York City, New  
5           York, and the Continental Congress in the city of  
6           Philadelphia, Pennsylvania;

7           (2) General George Washington spent almost  
8           half of the period of the American Revolution per-  
9           sonally commanding troops of the Continental Army  
10          in the State of New Jersey, including 2 severe win-  
11          ters spent in encampments in the area that is now  
12          Morristown National Historical Park, a unit of the  
13          National Park System;

14          (3) it was during the 10 crucial days of the  
15          American Revolution between December 25, 1776,  
16          and January 3, 1777, that General Washington,  
17          after retreating across the State of New Jersey from  
18          the State of New York to the State of Pennsylvania  
19          in the face of total defeat, recrossed the Delaware  
20          River on the night of December 25, 1776, and went  
21          on to win crucial battles at Trenton and Princeton  
22          in the State of New Jersey;

23          (4) Thomas Paine, who accompanied the troops  
24          during the retreat, described the events during those  
25          days as “the times that try men’s souls”;

1           (5) the sites of 296 military engagements are  
2 located in the State of New Jersey, including—

3           (A) several important battles of the Amer-  
4 ican Revolution that were significant to—

5           (i) the outcome of the American Revo-  
6 lution; and

7           (ii) the history of the United States;  
8 and

9           (B) several national historic landmarks, in-  
10 cluding Washington’s Crossing, the Old Tren-  
11 ton Barracks, and Princeton, Monmouth, and  
12 Red Bank Battlefields;

13          (6) additional national historic landmarks in  
14 the State of New Jersey include the homes of—

15          (A) Richard Stockton, Joseph Hewes, John  
16 Witherspoon, and Francis Hopkinson, signers  
17 of the Declaration of Independence;

18          (B) Elias Boudinout, President of the Con-  
19 tinental Congress; and

20          (C) William Livingston, patriot and Gov-  
21 ernor of the State of New Jersey from 1776 to  
22 1790;

23          (7) portions of the landscapes important to the  
24 strategies of the British and Continental armies, in-

1 including waterways, mountains, farms, wetlands, vil-  
2 lages, and roadways—

3 (A) retain the integrity of the period of the  
4 American Revolution; and

5 (B) offer outstanding opportunities for  
6 conservation, education, and recreation;

7 (8) the National Register of Historic Places  
8 lists 251 buildings and sites in the National Park  
9 Service study area for the Crossroads of the Amer-  
10 ican Revolution that are associated with the period  
11 of the American Revolution;

12 (9) civilian populations residing in the State of  
13 New Jersey during the American Revolution suffered  
14 extreme hardships because of—

15 (A) the continuous conflict in the State;

16 (B) foraging armies; and

17 (C) marauding contingents of loyalist To-  
18 ries and rebel sympathizers;

19 (10) because of the important role that the  
20 State of New Jersey played in the successful out-  
21 come of the American Revolution, there is a Federal  
22 interest in developing a regional framework to assist  
23 the State of New Jersey, local governments and or-  
24 ganizations, and private citizens in—

1 (A) preserving and protecting cultural, his-  
2 toric, and natural resources of the period; and

3 (B) bringing recognition to those resources  
4 for the educational and recreational benefit of  
5 the present and future generations of citizens of  
6 the United States; and

7 (11) the National Park Service has conducted a  
8 national heritage area feasibility study in the State  
9 of New Jersey that demonstrates that there is a suf-  
10 ficient assemblage of nationally distinctive cultural,  
11 historic, and natural resources necessary to establish  
12 the Crossroads of the American Revolution National  
13 Heritage Area.

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

15 (1) to assist communities, organizations, and  
16 citizens in the State of New Jersey in preserving—

17 (A) the special historic identity of the  
18 State; and

19 (B) the importance of the State to the  
20 United States;

21 (2) to foster a close working relationship among  
22 all levels of government, the private sector, and local  
23 communities in the State;

24 (3) to provide for the management, preserva-  
25 tion, protection, and interpretation of the cultural,

1 historic, and natural resources of the State for the  
2 educational and inspirational benefit of future gen-  
3 erations;

4 (4) to strengthen the value of Morristown Na-  
5 tional Historical Park as an asset to the State by—

6 (A) establishing a network of related his-  
7 toric resources, protected landscapes, edu-  
8 cational opportunities, and events depicting the  
9 landscape of the State of New Jersey during  
10 the American Revolution; and

11 (B) establishing partnerships between Mor-  
12 ristown National Historical Park and other  
13 public and privately owned resources in the  
14 Heritage Area that represent the strategic ful-  
15 crum of the American Revolution; and

16 (5) to authorize Federal financial and technical  
17 assistance for the purposes described in paragraphs  
18 (1) through (4).

19 **SEC. 3. DEFINITIONS.**

20 In this Act:

21 (1) ASSOCIATION.—The term “Association”  
22 means the Crossroads of the American Revolution  
23 Association, Inc., a nonprofit corporation in the  
24 State.

1           (2) HERITAGE AREA.—The term “Heritage  
2 Area” means the Crossroads of the American Revo-  
3 lution National Heritage Area established by section  
4 4(a).

5           (3) MANAGEMENT ENTITY.—The term “man-  
6 agement entity” means the management entity for  
7 the Heritage Area designated by section 4(d).

8           (4) MANAGEMENT PLAN.—The term “manage-  
9 ment plan” means the management plan for the  
10 Heritage Area developed under section 5.

11           (5) MAP.—The term “map” means the map en-  
12 titled “Crossroads of the American Revolution Na-  
13 tional Heritage Area”, numbered CRRE\80,000, and  
14 dated April 2002.

15           (6) SECRETARY.—The term “Secretary” means  
16 the Secretary of the Interior.

17           (7) STATE.—The term “State” means the State  
18 of New Jersey.

19 **SEC. 4. CROSSROADS OF THE AMERICAN REVOLUTION NA-**  
20 **TIONAL HERITAGE AREA.**

21           (a) ESTABLISHMENT.—There is established in the  
22 State the Crossroads of the American Revolution National  
23 Heritage Area.

1 (b) BOUNDARIES.—The Heritage Area shall consist  
2 of the land and water within the boundaries of the Herit-  
3 age Area, as depicted on the map.

4 (c) AVAILABILITY OF MAP.—The map shall be on file  
5 and available for public inspection in the appropriate of-  
6 fices of the National Park Service.

7 (d) MANAGEMENT ENTITY.—The Association shall  
8 be the management entity for the Heritage Area.

9 **SEC. 5. MANAGEMENT PLAN.**

10 (a) IN GENERAL.—Not later than 3 years after the  
11 date on which funds are first made available to carry out  
12 this Act, the management entity shall submit to the Sec-  
13 retary for approval a management plan for the Heritage  
14 Area.

15 (b) REQUIREMENTS.—The management plan shall—

16 (1) include comprehensive policies, strategies,  
17 and recommendations for conservation, funding,  
18 management, and development of the Heritage Area;

19 (2) take into consideration existing State, coun-  
20 ty, and local plans;

21 (3) describe actions that units of local govern-  
22 ment, private organizations, and individuals have  
23 agreed to take to protect the cultural, historic, and  
24 natural resources of the Heritage Area;

1           (4) identify existing and potential sources of  
2 funding for the protection, management, and devel-  
3 opment of the Heritage Area during the first 5 years  
4 of implementation of the management plan; and

5           (5) include—

6           (A) an inventory of the cultural, edu-  
7 cational, historic, natural, recreational, and sce-  
8 nic resources of the Heritage Area relating to  
9 the themes of the Heritage Area that should be  
10 restored, managed, or developed;

11           (B) recommendations of policies and strat-  
12 egies for resource management that result in—

13           (i) application of appropriate land and  
14 water management techniques; and

15           (ii) development of intergovernmental  
16 and interagency cooperative agreements to  
17 protect the cultural, educational, historic,  
18 natural, recreational, and scenic resources  
19 of the Heritage Area;

20           (C) a program of implementation of the  
21 management plan that includes for the first 5  
22 years of implementation—

23           (i) plans for resource protection, res-  
24 toration, construction; and

1                   (ii) specific commitments for imple-  
2                   mentation that have been made by the  
3                   management entity or any government, or-  
4                   ganization, or individual;

5                   (D) an analysis of and recommendations  
6                   for ways in which Federal, State, and local pro-  
7                   grams, including programs of the National  
8                   Park Service, may be best coordinated to pro-  
9                   mote the purposes of this Act; and

10                  (E) an interpretive plan for the Heritage  
11                  Area.

12                  (c) APPROVAL OR DISAPPROVAL OF MANAGEMENT  
13                  PLAN.—

14                  (1) IN GENERAL.—Not later than 90 days after  
15                  the date of receipt of the management plan under  
16                  subsection (a), the Secretary shall approve or dis-  
17                  approve the management plan.

18                  (2) CRITERIA.—In determining whether to ap-  
19                  prove the management plan, the Secretary shall con-  
20                  sider whether—

21                         (A) the Board of Directors of the manage-  
22                         ment entity is representative of the diverse in-  
23                         terests of the Heritage Area, including—

24                                 (i) governments;

1 (ii) natural and historic resource pro-  
2 tection organizations;

3 (iii) educational institutions;

4 (iv) businesses; and

5 (v) recreational organizations;

6 (B) the management entity provided ade-  
7 quate opportunity for public and governmental  
8 involvement in the preparation of the manage-  
9 ment plan, including public hearings;

10 (C) the resource protection and interpreta-  
11 tion strategies in the management plan would  
12 adequately protect the cultural, historic, and  
13 natural resources of the Heritage Area; and

14 (D) the Secretary has received adequate  
15 assurances from the appropriate State and local  
16 officials whose support is needed to ensure the  
17 effective implementation of the State and local  
18 aspects of the management plan.

19 (3) ACTION FOLLOWING DISAPPROVAL.—If the  
20 Secretary disapproves the management plan under  
21 paragraph (1), the Secretary shall—

22 (A) advise the management entity in writ-  
23 ing of the reasons for the disapproval;

24 (B) make recommendations for revisions to  
25 the management plan; and

1 (C) not later than 60 days after the receipt  
2 of any proposed revision of the management  
3 plan from the management entity, approve or  
4 disapprove the proposed revision.

5 (d) AMENDMENTS.—

6 (1) IN GENERAL.—The Secretary shall approve  
7 or disapprove each amendment to the management  
8 plan that the Secretary determines may make a sub-  
9 stantial change to the management plan.

10 (2) USE OF FUNDS.—Funds made available  
11 under this Act shall not be expended by the manage-  
12 ment entity to implement an amendment described  
13 in paragraph (1) until the Secretary approves the  
14 amendment.

15 (e) IMPLEMENTATION.—On completion of the 3-year  
16 period described in subsection (a), any funding made  
17 available under this Act shall be made available to the  
18 management entity only for implementation of the ap-  
19 proved management plan.

20 **SEC. 6. AUTHORITIES, DUTIES, AND PROHIBITIONS APPLI-**  
21 **CABLE TO THE MANAGEMENT ENTITY.**

22 (a) AUTHORITIES.—For purposes of preparing and  
23 implementing the management plan, the management en-  
24 tity may use funds made available under this Act to—

1           (1) make grants to, provide technical assistance  
2 to, and enter into cooperative agreements with, the  
3 State (including a political subdivision), a nonprofit  
4 organization, or any other person;

5           (2) hire and compensate staff, including individ-  
6 uals with expertise in—

7                 (A) cultural, historic, or natural resource  
8 protection; or

9                 (B) heritage programming;

10           (3) obtain funds or services from any source  
11 (including a Federal law or program);

12           (4) contract for goods or services; and

13           (5) support any other activity—

14                 (A) that furthers the purposes of the Her-  
15 itage Area; and

16                 (B) that is consistent with the manage-  
17 ment plan.

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

20           (1) assist units of local government, regional  
21 planning organizations, and nonprofit organizations  
22 in implementing the approved management plan  
23 by—

1 (A) carrying out programs and projects  
2 that recognize, protect, and enhance important  
3 resource values in the Heritage Area;

4 (B) establishing and maintaining interpre-  
5 tive exhibits and programs in the Heritage  
6 Area;

7 (C) developing recreational and educational  
8 opportunities in the Heritage Area;

9 (D) increasing public awareness of and ap-  
10 preciation for cultural, historic, and natural re-  
11 sources of the Heritage Area;

12 (E) protecting and restoring historic sites  
13 and buildings that are—

14 (i) located in the Heritage Area; and

15 (ii) related to the themes of the Herit-  
16 age Area;

17 (F) ensuring that clear, consistent, and ap-  
18 propriate signs identifying points of public ac-  
19 cess and sites of interest are installed through-  
20 out the Heritage Area; and

21 (G) promoting a wide range of partner-  
22 ships among governments, organizations, and  
23 individuals to further the purposes of the Herit-  
24 age Area;

1           (2) in preparing and implementing the manage-  
2           ment plan, consider the interests of diverse units of  
3           government, businesses, organizations, and individ-  
4           uals in the Heritage Area;

5           (3) conduct public meetings at least semiannu-  
6           ally regarding the development and implementation  
7           of the management plan;

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

10           (A) submit to the Secretary a report that  
11           describes for the year—

12           (i) the accomplishments of the man-  
13           agement entity;

14           (ii) the expenses and income of the  
15           management entity; and

16           (iii) each entity to which a grant was  
17           made;

18           (B) make available for audit all informa-  
19           tion relating to the expenditure of the funds  
20           and any matching funds; and

21           (C) require, for all agreements authorizing  
22           expenditures of Federal funds by any entity,  
23           that the receiving entity make available for  
24           audit all records and other information relating  
25           to the expenditure of the funds;

1           (5) encourage, by appropriate means, economic  
2           viability that is consistent with the purposes of the  
3           Heritage Area; and

4           (6) maintain headquarters for the management  
5           entity at Morristown National Historical Park and  
6           in Mercer County.

7           (c) PROHIBITION ON THE ACQUISITION OF REAL  
8           PROPERTY.—

9           (1) FEDERAL FUNDS.—The management entity  
10          shall not use Federal funds made available under  
11          this Act to acquire real property or any interest in  
12          real property.

13          (2) OTHER FUNDS.—Notwithstanding para-  
14          graph (1), the management entity may acquire real  
15          property or an interest in real property using any  
16          other source of funding, including other Federal  
17          funding.

18       **SEC. 7. TECHNICAL AND FINANCIAL ASSISTANCE; OTHER**  
19                               **FEDERAL AGENCIES.**

20          (a) TECHNICAL AND FINANCIAL ASSISTANCE.—

21           (1) IN GENERAL.—On the request of the man-  
22          agement entity, the Secretary may provide technical  
23          and financial assistance to the Heritage Area for the  
24          development and implementation of the management  
25          plan.

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

4           (A) conserving the significant cultural, his-  
5 toric, natural, and scenic resources of the Her-  
6 itage Area; and

7           (B) providing educational, interpretive, and  
8 recreational opportunities consistent with the  
9 purposes of the Heritage Area.

10          (3) OPERATIONAL ASSISTANCE.—Subject to the  
11 availability of appropriations, the Superintendent of  
12 Morristown National Historical Park may, on re-  
13 quest, provide to public and private organizations in  
14 the Heritage Area, including the management entity,  
15 any operational assistance that is appropriate for the  
16 purpose of supporting the implementation of the  
17 management plan.

18          (4) PRESERVATION OF HISTORIC PROP-  
19 erties.—To carry out the purposes of this Act, the  
20 Secretary may provide assistance to a State or local  
21 government or nonprofit organization to provide for  
22 the appropriate treatment of—

23           (A) historic objects; or

1 (B) structures that are listed or eligible for  
2 listing on the National Register of Historic  
3 Places.

4 (5) COOPERATIVE AGREEMENTS.—The Sec-  
5 retary may enter into cooperative agreements with  
6 the management entity and other public or private  
7 entities to carry out this subsection.

8 (b) OTHER FEDERAL AGENCIES.—Any Federal  
9 agency conducting or supporting an activity that directly  
10 affects the Heritage Area shall—

11 (1) consult with the Secretary and the manage-  
12 ment entity regarding the activity;

13 (2)(A) cooperate with the Secretary and the  
14 management entity in carrying out the of the Fed-  
15 eral agency under this Act; and

16 (B) to the maximum extent practicable, coordi-  
17 nate the activity with the carrying out of those du-  
18 ties; and

19 (3) to the maximum extent practicable, conduct  
20 the activity to avoid adverse effects on the Heritage  
21 Area.

22 **SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

23 (a) IN GENERAL.—There is authorized to be appro-  
24 priated to carry out this Act \$10,000,000, of which not

1 more than \$1,000,000 may be authorized to be appro-  
2 priated for any fiscal year.

3 (b) **COST-SHARING REQUIREMENT.**—The Federal  
4 share of the cost of any activity assisted under this Act  
5 shall be not more than 50 percent.

6 **SEC. 9. TERMINATION OF AUTHORITY.**

7 The authority of the Secretary to provide assistance  
8 under this Act terminates on the date that is 15 years  
9 after the date of enactment of this Act.

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