

111TH CONGRESS
2D SESSION

S. 3291

To establish Coltsville National Historical Park in the State of Connecticut,
and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 29, 2010

Mr. DODD (for himself and Mr. LIEBERMAN) introduced the following bill;
which was read twice and referred to the Committee on Energy and Nat-
ural Resources

A BILL

To establish Coltsville National Historical Park in the State
of Connecticut, 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 “Coltsville National His-
5 torical Park Act”.

6 **SEC. 2. DEFINITIONS.**

7 For the purposes of this Act:

8 (1) CITY.—The term “city” means the city of
9 Hartford, Connecticut.

1 (2) COMMISSION.—The term “Commission”
 2 means the Coltsville National Historical Park Advi-
 3 sory Commission established by subsection 6(a).

4 (3) HISTORIC DISTRICT.—The term “Historic
 5 District” means the Coltsville Historic District.

6 (4) MAP.—The term “map” means the map ti-
 7 tled “Coltsville National Historical Park—Proposed
 8 Boundary”, numbered _____, and dated
 9 _____.

10 (5) PARK.—The term “park” means the
 11 Coltsville National Historical Park in the State of
 12 Connecticut.

13 (6) SECRETARY.—The term “Secretary” means
 14 the Secretary of the Interior.

15 (7) STATE.—The term “State” means the State
 16 of Connecticut.

17 **SEC. 3. COLTSVILLE NATIONAL HISTORICAL PARK.**

18 (a) ESTABLISHMENT.—

19 (1) IN GENERAL.—Subject to paragraph (2),
 20 there is established in the State a unit of the Na-
 21 tional Park Service to be known as the “Coltsville
 22 National Historical Park”.

23 (2) CONDITIONS FOR ESTABLISHMENT.—The
 24 park shall not be established until the date on which
 25 the Secretary determines that—

1 (A) the Secretary has acquired by donation
2 sufficient land or an interest in land within the
3 boundary of the park to constitute a manage-
4 able unit;

5 (B) the State, city, or property owner, as
6 appropriate, has entered into a written agree-
7 ment with the Secretary to donate at least
8 10,000 square feet of space in the East Armory
9 which would include facilities for park adminis-
10 tration and visitor services; or

11 (C) the Secretary has entered into a writ-
12 ten agreement with the State, city, or other
13 public entity, as appropriate, providing that—

14 (i) land owned by the State, city, or
15 other public entity within the Coltsville
16 Historic District will be managed con-
17 sistent with this section; and

18 (ii) future uses of land within the his-
19 toric district will be compatible with the
20 designation of the park and the city's pres-
21 ervation ordinance.

22 (b) BOUNDARIES.—The park shall include and pro-
23 vide appropriate interpretation and viewing of the fol-
24 lowing sites, as generally depicted on the map:

25 (1) The East Armory.

1 (2) The Church of the Good Shepherd.

2 (3) The Caldwell/Colt Memorial Parish House.

3 (4) Colt Park.

4 (5) The Potsdam Cottages.

5 (6) Armsmear.

6 (7) The James Colt House.

7 (c) COLLECTIONS.—The Secretary shall enter into a
 8 written agreement with the State of Connecticut State Li-
 9 brary, Wadsworth Atheneum, and the Colt Trust, or other
 10 public entities, as appropriate, to gain appropriate access
 11 to Colt-related artifacts for the purposes of having items
 12 routinely on display in the East Armory or within the park
 13 as determined by the Secretary as a major function of the
 14 visitor experience.

15 **SEC. 4. ADMINISTRATION.**

16 (a) IN GENERAL.—The Secretary shall administer
 17 the park in accordance with—

18 (1) this section; and

19 (2) the laws generally applicable to units of the
 20 National Park System, including—

21 (A) the National Park Service Organic Act

22 (16 U.S.C. 1 et seq.); and

23 (B) the Act of August 21, 1935 (16 U.S.C.
 24 461 et seq.).

1 (b) STATE AND LOCAL JURISDICTION.—Nothing in
2 this section enlarges, diminishes, or modifies any authority
3 of the State, or any political subdivision of the State (in-
4 cluding the city)—

5 (1) to exercise civil and criminal jurisdiction; or

6 (2) to carry out State laws (including regula-
7 tions) and rules on non-Federal land located within
8 the boundary of the park.

9 (c) COOPERATIVE AGREEMENTS.—

10 (1) IN GENERAL.—As the Secretary determines
11 to be appropriate to carry out this section, the Sec-
12 retary may enter into cooperative agreements with
13 the owner of any property within the Coltsville His-
14 toric District or any nationally significant properties
15 within the boundary of the park, under which the
16 Secretary may identify, interpret, restore, rehabili-
17 tate, and provide technical assistance for the preser-
18 vation of the properties.

19 (2) RIGHT OF ACCESS.—A cooperative agree-
20 ment entered into under paragraph (1) shall provide
21 that the Secretary, acting through the Director of
22 the National Park Service, shall have the right of
23 access at all reasonable times to all public portions
24 of the property covered by the agreement for the
25 purposes of—

1 (A) conducting visitors through the prop-
2 erties; and

3 (B) interpreting the properties for the pub-
4 lic.

5 (3) CHANGES OR ALTERATIONS.—No changes
6 or alterations shall be made to any properties cov-
7 ered by a cooperative agreement entered into under
8 paragraph (1) unless the Secretary and the other
9 party to the agreement agree to the changes or al-
10 terations.

11 (4) CONVERSION, USE, OR DISPOSAL.—Any
12 payment by the Secretary under this subsection shall
13 be subject to an agreement that the conversion, use,
14 or disposal of a project for purposes contrary to the
15 purposes of this section, as determined by the Sec-
16 retary, shall entitle the United States to reimburse-
17 ment in an amount equal to the greater of—

18 (A) the amounts made available to the
19 project by the United States; or

20 (B) the portion of the increased value of
21 the project attributable to the amounts made
22 available under this subsection, as determined
23 at the time of the conversion, use, or disposal.

24 (5) MATCHING FUNDS.—

1 (A) IN GENERAL.—As a condition of the
 2 receipt of funds under this subsection, the Sec-
 3 retary shall require that any Federal funds
 4 made available under a cooperative agreement
 5 shall be matched on a 1-to-1 basis by non-Fed-
 6 eral funds.

7 (B) FORM.—With the approval of the Sec-
 8 retary, the non-Federal share required under
 9 subparagraph (A) may be in the form of do-
 10 nated property, goods, or services from a non-
 11 Federal source.

12 (d) ACQUISITION OF LAND.—Land or interests in
 13 land owned by the State or any political subdivision of the
 14 State may be acquired only by donation.

15 (e) TECHNICAL ASSISTANCE AND PUBLIC INTERPRE-
 16 TATION.—The Secretary may provide technical assistance
 17 and public interpretation of related historic and cultural
 18 resources within the boundary of the historic district.

19 **SEC. 5. MANAGEMENT PLAN.**

20 (a) IN GENERAL.—Not later than 3 fiscal years after
 21 the date on which funds are made available to carry out
 22 this subsection, the Secretary, in consultation with the
 23 Commission, shall complete a management plan for the
 24 park in accordance with—

1 (1) section 12(b) of Public Law 91–383 (com-
 2 monly known as the National Park Service General
 3 Authorities Act) (16 U.S.C. 1a–7(b)); and

4 (2) other applicable laws.

5 (b) COST SHARE.—The management plan shall in-
 6 clude provisions that identify costs to be shared by the
 7 Federal Government, the State, and the city, and other
 8 public or private entities or individuals for necessary cap-
 9 ital improvements to, and maintenance and operations of,
 10 the park.

11 (c) SUBMISSION TO CONGRESS.—On completion of
 12 the management plan, the Secretary shall submit the man-
 13 agement plan to—

14 (1) the Committee on Energy and Natural Re-
 15 sources of the Senate; and

16 (2) the Committee on Natural Resources of the
 17 House of Representatives.

18 **SEC. 6. COLTSVILLE NATIONAL HISTORICAL PARK ADVI-**
 19 **SORY COMMISSION.**

20 (a) ESTABLISHMENT.—There is established a Com-
 21 mission to be known as the Coltsville National Historical
 22 Park Advisory Commission.

23 (b) DUTIES.—The duties of the Commission shall be
 24 to advise the Secretary in the development and implemen-
 25 tation of the management plan.

1 (c) MEMBERSHIP.—

2 (1) COMPOSITION.—The Commission shall be
3 composed of 11 members, to be appointed by the
4 Secretary, of whom—

5 (A) 2 members shall be appointed after
6 consideration of recommendations submitted by
7 the Governor of the State;

8 (B) 1 member shall be appointed after con-
9 sideration of recommendations submitted by the
10 State Senate President;

11 (C) 1 member shall be appointed after con-
12 sideration of recommendations submitted by the
13 Speaker of the State House of Representatives;

14 (D) 2 members shall be appointed after
15 consideration of recommendations submitted by
16 the Mayor of Hartford, Connecticut;

17 (E) 2 members shall be appointed after
18 consideration of recommendations submitted by
19 Connecticut's 2 United States Senators;

20 (F) 1 member shall be appointed after con-
21 sideration of recommendations submitted by
22 Connecticut's First Congressional District Rep-
23 resentative;

24 (G) 2 members shall have experience with
25 national parks and historic preservation;

1 (H) all appointments must have significant
 2 experience with and knowledge of the Coltsville
 3 Historic District; and

4 (I) 1 member of the Commission must live
 5 in the Sheldon/Charter Oak neighborhood with-
 6 in the Coltsville Historic District.

7 (2) INITIAL APPOINTMENTS.—The Secretary
 8 shall appoint the initial members of the Commission
 9 not later than the earlier of—

10 (A) the date that is 30 days after the date
 11 on which the Secretary has received all of the
 12 recommendations for appointments under para-
 13 graph (1); or

14 (B) the date that is 30 days after the park
 15 is established.

16 (d) TERM; VACANCIES.—

17 (1) TERM.—

18 (A) IN GENERAL.—A member shall be ap-
 19 pointed for a term of 3 years.

20 (B) REAPPOINTMENT.—A member may be
 21 reappointed for not more than 1 additional
 22 term.

23 (2) VACANCIES.—A vacancy on the Commission
 24 shall be filled in the same manner as the original ap-
 25 pointment was made.

1 (e) MEETINGS.—The Commission shall meet at the
2 call of—

3 (1) the Chairperson; or

4 (2) a majority of the members of the Commis-
5 sion.

6 (f) QUORUM.—A majority of the Commission shall
7 constitute a quorum.

8 (g) CHAIRPERSON AND VICE CHAIRPERSON.—

9 (1) IN GENERAL.—The Commission shall select
10 a Chairperson and Vice Chairperson from among the
11 members of the Commission.

12 (2) VICE CHAIRPERSON.—The Vice Chairperson
13 shall serve as Chairperson in the absence of the
14 Chairperson.

15 (3) TERM.—A member may serve as Chair-
16 person or Vice Chairperson for not more than 1 year
17 in each office.

18 (h) COMMISSION PERSONNEL MATTERS.—

19 (1) COMPENSATION OF MEMBERS.—

20 (A) IN GENERAL.—Members of the Com-
21 mission shall serve without compensation.

22 (B) TRAVEL EXPENSES.—Members of the
23 Commission shall be allowed travel expenses, in-
24 cluding per diem in lieu of subsistence, at rates
25 authorized for an employee of an agency under

1 subchapter I of chapter 57 of title 5, United
2 States Code, while away from the home or reg-
3 ular place of business of the member in the per-
4 formance of the duties of the Commission.

5 (2) STAFF.—

6 (A) IN GENERAL.—The Secretary shall
7 provide the Commission with any staff members
8 and technical assistance that the Secretary,
9 after consultation with the Commission, deter-
10 mines to be appropriate to enable the Commis-
11 sion to carry out the duties of the Commission.

12 (B) DETAIL OF EMPLOYEES.—The Sec-
13 retary may accept the services of personnel de-
14 tailed from the State or any political subdivi-
15 sion of the State.

16 (i) FACA NONAPPLICABILITY.—Section 14(b) of the
17 Federal Advisory Committee Act (5 U.S.C. App.) shall not
18 apply to the Commission.

19 (j) TERMINATION.—

20 (1) IN GENERAL.—Unless extended under para-
21 graph (2), the Commission shall terminate on the
22 date that is 10 years after the date of the enactment
23 of this Act.

24 (2) EXTENSION.—Eight years after the date of
25 enactment of this Act, the Commission shall make a

1 recommendation to the Secretary if a governing body
2 of its nature is still necessary to oversee the creation
3 and development of the park. If, based on a rec-
4 ommendation under this paragraph, the Secretary
5 determines that the Commission is still necessary,
6 the Secretary may extend the life of this Commission
7 for a time not to exceed 10 years.

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