

(B) providing educational, interpretive, and recreational opportunities consistent with the resources and associated values of the Heritage Area.

(b) **APPROVAL AND DISAPPROVAL OF COOPERATIVE AGREEMENTS AND MANAGEMENT PLANS.**—

(1) **IN GENERAL.**—Not later than 90 days after receiving a cooperative agreement or management plan submitted under this title, the Secretary, in consultation with the Governor of the State, shall approve or disapprove the cooperative agreement or management plan.

(2) **MANAGEMENT PLAN CONTENTS.**—In reviewing the plan, the Secretary shall consider whether the composition of the management entity and the plan adequately reflect diverse interest of the region, including those of—

- (A) local elected officials,
- (B) the State,
- (C) business and industry groups,
- (D) organizations interested in the protection of natural and cultural resources, and
- (E) other community organizations and individual stakeholders.

(3) **ACTION FOLLOWING DISAPPROVAL.**—

(A) **IN GENERAL.**—If the Secretary disapproves a cooperative agreement or management plan, the Secretary shall—

- (i) advise the management entity in writing of the reasons for the disapproval; and
- (ii) make recommendations for revisions in the cooperative agreement of plan.

(B) **TIME PERIOD FOR DISAPPROVAL.**—Not later than 90 days after the date on which a revision described under subparagraph (A)(ii) is submitted, the Secretary shall approve or disapprove the proposed revision.

(c) **APPROVAL OF AMENDMENTS.**—

(1) **IN GENERAL.**—The Secretary shall review and approve substantial amendments to the management plan.

(2) **FUNDING EXPENDITURE LIMITATION.**—Funds appropriated under this title may not be expended to implement any substantial amendment until the Secretary approves the amendment.

#### **SEC. 208. CULTURE AND HERITAGE OF ANTHRACITE COAL REGION.**

(a) **IN GENERAL.**—The management entities of heritage areas (other than the Heritage Area) in the anthracite coal region in the State shall cooperate in the management of the Heritage Area.

(b) **FUNDING.**—Management entities described in subsection (a) may use funds appropriated for management of the Heritage Area to carry out this section.

#### **SEC. 209. SUNSET.**

The Secretary may not make any grant or provide any assistance under this title after the date that is 15 years after the date of enactment of this title.

#### **SEC. 210. AUTHORIZATION OF APPROPRIATIONS.**

(a) **IN GENERAL.**—There are authorized to be appropriated to carry out this title not more than \$10,000,000, of which not more than \$1,000,000 is authorized to be appropriated for any 1 fiscal year.

(b) **FEDERAL SHARE.**—Federal funding provided under this title may not exceed 50 percent of the total cost of any project or activity funded under this title.

The committee amendment was agreed to.

The bill (H.R. 940), as amended, was read the third time and passed.

The title was amended so as to read: "To designate the Lackawanna Valley and the Schuylkill River National Heritage Areas, and for other purposes."

#### **WHEELING NATIONAL HERITAGE AREA ACT OF 2000**

The Senate proceeded to consider the bill (S. 2247) to establish the Wheeling

National Heritage Area in the State of West Virginia, and for other purposes, which had been reported from the Committee on Energy and Natural Resources, with amendments as follows:

(Omit the parts in black brackets and insert the parts printed in italic.)

S. 2247

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### **SECTION 1. SHORT TITLE.**

This Act may be cited as the "Wheeling National Heritage Area Act of 2000".

#### **SEC. 2. FINDINGS AND PURPOSES.**

(a) **FINDINGS.**—The Congress finds that—

(1) the area in and around Wheeling, West Virginia, possesses important historical, cultural, and natural resources, representing major heritage themes of transportation, commerce and industry, and Victorian culture in the United States;

(2) the City of Wheeling has played an important part in the settlement of this country by serving as—

(A) the western terminus of the National Road of the early 1800's;

(B) the "Crossroads of America" throughout the nineteenth century;

(C) one of the few major inland ports in the nineteenth century; and

(D) the site for the establishment of the Restored State of Virginia, and later the State of West Virginia, during the Civil War and as the first capital of the new State of West Virginia;

(3) the City of Wheeling has also played an important role in the industrial and commercial heritage of the United States, through the development and maintenance of many industries crucial to the Nation's expansion, including iron and steel, textile manufacturing, boat building, glass manufacturing, and stogie and chewing tobacco manufacturing facilities, many of which are industries that continue to play an important role in the national economy;

(4) the city of Wheeling has retained its national heritage themes with the designations of the old custom house (now Independence Hall) and the historic suspension bridge as National Historic Landmarks; with five historic districts; and many individual properties in the Wheeling area listed or eligible for nomination to the National Register of Historic Places;

(5) the heritage themes and number and diversity of Wheeling's remaining resources should be appropriately retained, enhanced, and interpreted for the education, benefit, and inspiration of the people of the United States; and

(6) in 1992 a comprehensive plan for the development and administration of the Wheeling National Heritage Area was completed for the National Park Service, the City of Wheeling, and the Wheeling National Task Force, including—

(A) an inventory of the national and cultural resources in the City of Wheeling;

(B) criteria for preserving and interpreting significant natural and historic resources;

(C) a strategy for the conservation, preservation, and reuse of the historical and cultural resources in the City of Wheeling and the surrounding region; and

(D) an implementation agenda by which the State of West Virginia and local governments can coordinate their resources as well as a complete description of the management entity responsible for implementing the comprehensive plan.

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

(1) to recognize the special importance of the history and development of the Wheeling area in the cultural heritage of the Nation;

(2) to provide a framework to assist the City of Wheeling and other public and private entities and individuals in the appropriate preservation, enhancement, and interpretation of significant resources in the Wheeling area emblematic of Wheeling's contributions to the Nation's cultural heritage;

(3) to allow for limited Federal, State and local capital contributions for planning and infrastructure investments to complete the Wheeling National Heritage Area, in partnership with the State of West Virginia, the City of Wheeling, and other appropriate public and private entities; and

(4) to provide for an economically self-sustaining National Heritage Area not dependent on Federal financial assistance beyond the initial years necessary to establish the heritage area.

#### **SEC. 3. DEFINITIONS.**

As used in this Act—

(1) the term "city" means the City of Wheeling;

(2) the term "heritage area" means the Wheeling National Heritage Area established in section 4;

(3) the term "plan" means the "Plan for the Wheeling National Heritage Area" dated August, 1992;

(4) the term "Secretary" means the Secretary of the Interior; and

(5) the term "State" means the State of West Virginia.

#### **SEC. 4. WHEELING NATIONAL HERITAGE AREA.**

(a) **ESTABLISHMENT.**—In furtherance of the purposes of this Act, there is established in the State of West Virginia the Wheeling National Heritage Area, as generally depicted on the map entitled "Boundary Map, Wheeling National Heritage Area, Wheeling, West Virginia" and dated March, 1994. The map shall be on file and available for public inspection in the appropriate offices of the National Park Service.

(b) **MANAGEMENT ENTITY.**—(1) The management entity for the heritage area shall be the Wheeling National Heritage Corporation, a non-profit corporation chartered in the State of West Virginia.

(2) To the extent consistent with this Act, the management entity shall manage the heritage area in accordance with the plan.

#### **SEC. 5. DUTIES OF THE MANAGEMENT ENTITY.**

(a) **MISSION.**—The primary mission of the management entity shall be—

(A) to implement and coordinate the recommendations contained in the plan;

(B) ensure integrated operation of the heritage area; and

(C) conserve and interpret the historic and cultural resources of the heritage area.

(2) The management entity shall also direct and coordinate the diverse conservation, development, programming, educational, and interpretive activities within the heritage area.

(b) **RECOGNITION OF PLAN.**—The management entity shall work with the State of West Virginia and local governments to ensure that the plan is formally adopted by the City and recognized by the State.

(c) **IMPLEMENTATION.**—To the extent practicable, the management entity shall—

(1) implement the recommendations contained in the plan in a timely manner pursuant to the schedule identified in the plan—

(2) coordinate its activities with the City, the State, and the Secretary;

(3) ensure the conservation and interpretation of the heritage area's historical, cultural, and natural resources, including—

(A) assisting the City and the State in [a] the preservation of sites, buildings, and objects within the heritage area which are listed or eligible for listing on the National Register of Historic Places;

(B) assisting the City, the State, or a non-profit organization in the restoration of any historic building in the heritage area;

(C) increasing public awareness of and appreciation for the natural, cultural, and historic resources of the heritage area;

(D) assisting the State or City in designing, establishing, and maintaining appropriate interpretive facilities and exhibits in the heritage area;

(E) assisting in the enhancement of public awareness and appreciation for the historical, archaeological, and geologic resources and sites in the heritage area; and

(F) encouraging the City and other local governments to adopt land use policies consistent with the goals of the plan, and to take actions to implement those policies;

(4) encourage intergovernmental cooperation in the achievement of these objectives;

(5) develop recommendations for design standards within the heritage area; and

(6) seek to create public-private partnerships to finance projects and initiatives within the heritage area.

(d) **AUTHORITIES.**—The management entity may, for the purposes of implementing the plan, use Federal funds made available by this Act to—

(1) make [loans or] grants to the State, City, or other appropriate public or private organizations, entities, or persons;

(2) enter into cooperative agreements with, or provide technical assistance to Federal agencies, the State, City or other appropriate public or private organizations, entities, or persons;

(3) hire and compensate such staff as the management entity deems necessary;

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

(5) spend funds on promotion and marketing consistent with the resources and associated values of the heritage area in order to promote increased visitation; and

(6) [to] contract for goods and services.

(e) **ACQUISITION OF REAL PROPERTY.**—(1) Except as provided in paragraph (2), the management entity may not acquire any real property or interest therein within the heritage area, other than the leasing of facilities.

(2)(A) Subject to subparagraph (B), the management entity may acquire real property, or an interest therein, within the heritage area by gift or devise, or by purchase from a willing seller with money which was donated, bequeathed, appropriated, or otherwise made available to the management entity on the condition that such money be used to purchase real property, or interest therein, within the heritage area.

(B) Any real property or interest therein acquired by the management entity pursuant to this paragraph shall be conveyed in perpetuity by the management entity to an appropriate public or private entity, as determined by the management entity. Any such conveyance shall be made as soon as practicable after acquisition, without consideration, and on the condition that the real property or interest therein so conveyed shall be used for public purposes.

(f) **REVISION OF PLAN.**—*Within 18 months after the date of enactment, the management entity shall submit to the Secretary a revised plan. Such revision shall include, but not be limited to—*

(1) a review of the implementation agenda for the heritage area;

(2) projected capital costs; and

(3) plans for partnership initiatives and expansion of community support.

#### **SEC. 6. DUTIES OF THE SECRETARY.**

(a) **INTERPRETIVE SUPPORT.**—The Secretary may, upon request of the management entity,

provide appropriate interpretive, planning, educational, staffing, exhibits, and other material or support for the heritage area, consistent with the plan and as appropriate to the resources and associated values of the heritage area.

(b) **TECHNICAL ASSISTANCE.**—The Secretary [shall,] may upon request of the management entity and consistent with the plan, provide technical assistance to the management entity.

(c) **COOPERATIVE AGREEMENTS[, LOANS] AND GRANTS.**—The Secretary may, in consultation with the management entity and consistent with the management plan, make [loans and] grants to, and enter into cooperative agreements with the management entity, the State, City, non-profit organization or any person.

(d) **PLAN AMENDMENTS.**—No amendments to the plan may be made unless approved by the Secretary. The Secretary shall consult with the management entity in reviewing any proposed amendments.

#### **SEC. 7. DUTIES OF OTHER FEDERAL AGENCIES.**

Any Federal department, agency, or other entity conducting or supporting activities directly affecting the heritage area shall—

(1) consult with the Secretary and the management entity with respect to such activities.

(2) cooperate with the Secretary and the management entity in carrying out their duties under this Act, and to the extent practicable, coordinate such activities directly with the duties of the Secretary and the management entity.

(3) to the extent practicable, conduct or support such activities in a manner which the management entity determines will not have an adverse effect on the heritage area.

#### **SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

[There is authorized to be appropriated such sums as may be necessary to carry out this Act.]

(a) **IN GENERAL.**—*There is authorized to be appropriated to carry out this Act \$10,000,000, except that not more than \$1,000,000 may be appropriated to carry out this Act for any fiscal year.*

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

#### **SEC. 9. SUNSET.**

*The Secretary may not make any grant or provide any assistance under this Act after September 30, 2015.*

The committee amendments were agreed to.

The bill (S. 2247), as amended, was read the third time and passed.

#### **MURRAY ZWEBEN, PARLIAMENTARIAN EMERITUS**

Mr. SPECTER. Madam President, I ask unanimous consent that the Senate now proceed to the immediate consideration of S. Res. 358, submitted by Senator LOTT and Senator DASCHLE.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 358) relative to the death of Murray Zweben, Parliamentarian Emeritus of the United States Senate.

There being no objection, the Senate proceeded to consider the resolution.

Mr. LOTT. Madam President, I rise today to inform the Senate of a sad loss for our Senate family. Yesterday, Murray Zweben, former Parliamen-

tarian Emeritus, passed away at Suburban Hospital from a bout with pneumonia.

Murray served the Senate for 24 years over the span of four decades. He began this long and distinguished Senate career during the late 1950's serving as Secretary to the Parliamentarian while attending law school. After clerking for a Federal judge, he returned to the Senate in 1963 to fill the vacated position of Second Assistant Parliamentarian. Murray was promoted to the position of Assistant Parliamentarian in 1964, where he served under the legendary Dr. Floyd Ridick for 10 years. In 1975, Murray ascended to the rank of Senate Parliamentarian, a position that he held until 1981. Two years later, he was honored with the prestigious title Parliamentarian Emeritus. Although I never had the honor of working with Murray, I am well aware of his enormous contributions to this body.

A native of New Jersey, Murray graduated from Clarkson College of Technology, and later received his masters degree in education from the State University of New York in Albany. After serving his country for 4 years in the Navy, Murray moved to the Washington, DC, area in 1956. In 1959, he graduated from George Washington University law school, where he served on the law review. After his tenure in the Senate, Murray opened a successful private law practice here in DC.

Murray is survived by his wife Anne; his five children Suzanne, Lisa, Marc, John, and Harry; and five grandchildren. I along with the rest of my colleagues send our deepest condolences to the Zweben family over their loss.

Mr. SPECTER. Madam President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motion to reconsider be laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 358) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

#### **S. RES. 358**

Whereas Murray Zweben served the Senate with honor and distinction as its third Parliamentarian from 1974 to 1981;

Whereas Murray Zweben was Assistant Senate Parliamentarian from 1963 to 1974;

Whereas Murray Zweben served the Senate for more than 20 years;

Whereas Murray Zweben performed his Senate duties in an impartial and professional manner;

Whereas Murray Zweben was honored by the Senate with the title Parliamentarian Emeritus;

Whereas Murray Zweben served his country as an officer in the United States Navy from 1953 to 1956; Now therefore be it

*Resolved*, That the Senate has heard with profound sorrow and deep regret the announcement of the death of the Honorable Murray Zweben, Parliamentarian Emeritus of the United States Senate.

*Resolved*, That the Secretary of the Senate communicate these resolutions to the House