H.R. 1286

[Report No. 117–]

To establish in the States of North Carolina and South Carolina the Southern Campaign of the Revolution National Heritage Corridor, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 24, 2021

Mr. CLYBURN (for himself, Ms. MACE, Mr. WILSON of South Carolina, Mr. DUNCAN, Mr. TIMMONS, Mr. NORMAN, Mr. RICE of South Carolina, Mr. BUTTERFIELD, Mr. PRICE of North Carolina, Mr. BISHOP of North Carolina, and Ms. ADAMS) introduced the following bill; which was referred to the Committee on Natural Resources

OCTOBER --, 2021

Reported with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on February 24, 2021]
A BILL

To establish in the States of North Carolina and South Carolina the Southern Campaign of the Revolution National Heritage Corridor, and for other purposes.
Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Southern Campaign of
the Revolution National Heritage Corridor Act of 2021”.

SEC. 2. DEFINITIONS.

In this Act:

(1) NATIONAL HERITAGE CORRIDOR.—The term
“National Heritage Corridor” means the Southern
Campaign of the Revolution National Heritage Cor-
ridor established by section 3(a).

(2) LOCAL COORDINATING ENTITY.—The term
“Local Coordinating Entity” means the local coordi-
nating entity for the National Heritage Corridor.

(3) MANAGEMENT PLAN.—The term “manage-
ment plan” means the management plan for the Na-
tional Heritage Corridor required under section 5(a).

(4) MAP.—The term “map” means the map enti-
tled “Southern Campaign of the Revolution Proposed
National Heritage Corridor”, numbered 257/177,271,
and dated September 2021.

(5) SECRETARY.—The term “Secretary” means
the Secretary of the Interior.

(6) STATES.—The term “States” means the
States of South Carolina and North Carolina.
Sec. 3. Establishment of Southern Campaign of the Revolution National Heritage Corridor.

(a) In general.—There is established the Southern Campaign of the Revolution National Heritage Corridor in the States of North Carolina and South Carolina, as generally depicted on the map.

(b) Local Coordinating Entity.—The University of South Carolina shall serve as the local coordinating entity for the National Heritage Corridor.

Sec. 4. Administration.

(a) Authorities.—For purposes of carrying out the management plan for the National Heritage Corridor, the Secretary acting through the local coordinating entity may use amounts made available under this Act—

(1) to make grants to the States or a political subdivision of the States, Indian Tribes, nonprofit organizations, and other persons;

(2) to enter into cooperative agreements with, or provide technical assistance to, the States or a political subdivision of the States, Indian Tribes, nonprofit organizations, and other interested parties;

(3) to hire and compensate staff, which shall include individuals with expertise in natural, cultural, and historical resources protection and heritage programming;
(4) to obtain money or services from any source, including any money or services that are provided under any other Federal law or program, provided that any money specifically authorized for National Heritage areas shall be subject to a 50 percent cost-share requirement;

(5) to contract for goods or services; and

(6) to undertake or be a catalyst for any other activity that furthers the purposes of the National Heritage Corridor and is consistent with the approved management plan.

(b) DUTIES.—The local coordinating entity for the National Heritage Corridor shall—

(1) in accordance with section 5, prepare and submit a management plan for the National Heritage Corridor to the Secretary;

(2) assist Federal agencies, the States or a political subdivision of the States, Indian Tribes, regional planning organizations, nonprofit organizations, and other interested parties in carrying out the approved management plan by—

(A) carrying out programs and projects that recognize, protect, and enhance important resource values in the National Heritage Corridor;
(B) establishing and maintaining interpretive exhibits and programs in the National Heritage Corridor;

(C) developing recreational, interpretive, and educational opportunities in the National Heritage Corridor;

(D) increasing public awareness of, and appreciation for, natural, historical, scenic, and cultural resources of the National Heritage Corridor;

(E) protecting and restoring historic sites and buildings in the National Heritage Corridor that are consistent with the themes of the National Heritage Corridor;

(F) ensuring that clear, consistent, and appropriate signs identifying points of public access and sites of interest are posted throughout the National Heritage Corridor; and

(G) promoting a wide range of partnerships among the Federal Government, State, Tribal, and local governments, organizations, and individuals to further the purposes of the National Heritage Corridor;

(3) consider the interests of diverse units of government, businesses, organizations, and individuals
in the National Heritage Corridor in the preparation and implementation of the management plan;

(4) conduct meetings open to the public not less frequently than semiannually regarding the development and implementation of the management plan; and

(5) for any year that Federal funds have been received under this Act—

(A) submit to the Secretary an annual report that describes the activities, expenses, and income of the local coordinating entity (including grants to any other entities during the year that the report is made);

(B) make available to the Secretary for audit all records relating to the expenditure of the funds and any matching funds; and

(C) encourage by appropriate means economic viability that is consistent with the National Heritage Corridor.

(c) Prohibition on the Acquisition of Real Property.—The local coordinating entity shall not use Federal funds to acquire real property or any interest in real property.
SEC. 5. MANAGEMENT PLAN.

(a) In General.—Not later than 3 years after the date of enactment of this Act, the local coordinating entity shall submit to the Secretary for approval a proposed management plan for the National Heritage Corridor.

(b) Requirements.—The management plan shall—

(1) incorporate an integrated and cooperative approach for the protection, enhancement, and interpretation of the natural, cultural, historic, scenic, and recreational resources of the National Heritage Corridor;

(2) take into consideration Federal, State, local, and Tribal plans and treaty rights;

(3) include—

(A) an inventory of—

(i) the resources located in the National Heritage Corridor; and

(ii) any other property in the National Heritage Corridor that—

(I) is related to the themes of the National Heritage Corridor; and

(II) should be preserved, restored, managed, or maintained because of the significations of the property;

(B) comprehensive policies, strategies, and recommendations for conservation, funding,
management, and development of the National Heritage Corridor;

(C) a description of the actions that the Federal Government, State, Tribal, and local governments, private organizations, and individuals have agreed to take to protect the natural, historical, cultural, scenic, and recreational resources of the National Heritage Corridor;

(D) a program of implementation for the management plan by the local coordinating entity that includes a description of—

(i) actions to facilitate ongoing collaboration among partners to promote plans for resource protection, restoration, and construction; and

(ii) specific commitments for implementation that have been made by the local coordinating entity or any unit of government, organization, or individual for the first 5 years of operation;

(E) the identification of sources of funding for carrying out the management plan;

(F) analysis and recommendations for means by which Federal, State, local, and Tribal programs, including the role of the National
Park Service in the Corridor, may best be coordinated to carry out this Act; and

(G) an interpretative plan for the National Heritage Corridor; and

(4) recommend policies and strategies for resource management that consider and detail the application of appropriate land and water management techniques, including the development of intergovernmental and interagency cooperative agreements to protect the natural, historical, cultural, educational, scenic, and recreational resources of the National Heritage Corridor.

(c) DEADLINE.—If a proposed management plan is not submitted to the Secretary by the date that is 3 years after the date of enactment of this Act, the local coordinating entity shall be ineligible to receive additional funding under this Act until the date that the Secretary receives and approves the management plan.

(d) APPROVAL OR DISAPPROVAL OF MANAGEMENT PLAN.—

(1) IN GENERAL.—Not later than 180 days after the date of receipt of the management plan under section 5, the Secretary, in consultation with States and Tribal governments, shall approve or disapprove the management plan.
(2) CRITERIA FOR APPROVAL.—In determining whether to approve the management plan, the Secretary shall consider whether—

(A) the local coordinating entity is representative of the diverse interests of the National Heritage Corridor, including Federal, State, Tribal, and local governments, natural and historic resources protection organizations, educational institutions, businesses, recreational organizations;

(B) the local coordinating entity has afforded adequate opportunity, including public hearings, for public and governmental involvement in the preparation of the management plan; and

(C) the resource preservation and interpretation strategies contained in the management plan would adequately protect the natural, historical, and cultural resources of the National Heritage Corridor.

(3) ACTION FOLLOWING DISAPPROVAL.—If the Secretary disapproves the management plan, the Secretary shall—

(A) advise the local coordinating entity in writing of the reasons for the disapproval;
(B) make recommendations for revisions to
the management plan; and

(C) not later than 180 days after the receipt
of any proposed revision of the management
plan from the local coordinating entity, approve
or disapprove the proposed revision.

(4) AMENDMENTS.—

(A) IN GENERAL.—The Secretary shall ap-
prove or disapprove each amendment to the
management plan that the Secretary determines
make a substantial change to the management
plan.

(B) USE OF FUNDS.—The local coordi-
nating entity shall not use Federal funds to
carry out any amendments to the management
plan until the Secretary has approved the
amendments.

SEC. 6. RELATIONSHIP TO OTHER FEDERAL AGENCIES.

(a) IN GENERAL.—Nothing in this Act affects the au-
thority of a Federal agency to provide technical or financial
assistance under any other law.

(b) CONSULTATION AND COORDINATION.—The head of
any Federal agency planning to conduct activities that may
have an impact on the National Heritage Corridor is en-
couraged to consult and coordinate the activities with the
Secretary and the local coordinating entity to the maximum extent practicable.

(c) OTHER FEDERAL AGENCIES.—Nothing in this section—

(1) modifies, alters, or amends any law or regulation authorizing a Federal agency to manage Federal land under the jurisdiction of the Federal agency;

(2) limits the discretion of a Federal land manager to implement an approved land use plan within the boundaries of the National Heritage Corridor; or

(3) modifies, alters, or amends any authorized use of Federal land under the jurisdiction of a Federal agency.

SEC. 7. PRIVATE PROPERTY AND REGULATORY PROTECTIONS.

Nothing in this Act—

(1) abridges the rights of any property owner (whether public or private), including the right to refrain from participating in any plan, project, program, or activity conducted within the National Heritage Corridor;

(2) requires any property owner—

(A) to permit public access (including access by Federal, State, or local agencies) to the property of the property owner; or
(B) to modify public access or use of property of the property owner under any other Federal, State, or local law;

(3) alters any duly adopted land use regulation, approved land use plan, or other regulatory authority of any Federal, State, Tribal, or local agency;

(4) conveys any land use or other regulatory authority to the local coordinating entity;

(5) authorizes or implies the reservation or appropriation of water or water rights;

(6) enlarges or diminishes the treaty rights of any Indian Tribe within the National Heritage Corridor;

(7) diminishes—

   (A) the authority of the States to manage fish and wildlife, including the regulation of fishing and hunting, within the National Heritage Corridor; or

   (B) the authority of Indian Tribes to regulate members of Indian Tribes with respect to fishing, hunting, and gathering in the exercise of treaty rights; or

(8) creates any liability, or affects any liability under any other law, of any private property owner
with respect to any person injured on the private
property.

SEC. 8. EVALUATION AND REPORT.

(a) In General.—For the National Heritage Cor-
ridor, not later than 3 years before the date specified under
section 9, the Secretary shall—

(1) conduct an evaluation of the accomplish-
ments of the National Heritage Corridor; and

(2) prepare a report in accordance with sub-
section (c).

(b) Evaluation.—An evaluation conducted under
subsection (a)(1) shall—

(1) assess the progress of the local coordinating
entity with respect to—

(A) accomplishing the purposes of the Na-
tional Heritage Corridor; and

(B) achieving the goals and objectives of the
approved management plan for the National
Heritage Corridor;

(2) analyze the investments of the Federal Gov-
ernment, State, Tribal, and local governments, and
private entities in the National Heritage Corridor to
determine the impact of the investments; and

(3) review the management structure, partner-
ship relationships, and funding of the National Herit-
age Corridor for purposes of identifying the critical components for sustainability of the National Heritage Corridor.

(c) REPORT.—Based on the evaluation conducted under subsection (a)(1), the Secretary shall submit to the Committee on Energy and Natural Resources of the Senate and the Committee on Natural Resources of the House of Representatives a report that includes recommendations for the future role of the National Park Service, if any, with respect to the National Heritage Corridor.

SEC. 9. TERMINATION OF AUTHORITY.

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

Amend the title so as to read: “A bill to establish the Southern Campaign of the Revolution National Heritage Corridor, and for other purposes.”