

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 3988

To provide for the preservation and interpretation of certain lands and structures relating to the coal mining heritage of the State of West Virginia and the Nation, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 1994

Mr. RAHALL introduced the following bill; which was referred to the  
Committee on Natural Resources

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## A BILL

To provide for the preservation and interpretation of certain lands and structures relating to the coal mining heritage of the State of West Virginia and the Nation, 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 “West Virginia National  
5       Coal Heritage Area Act of 1994”.

6       **SEC. 2. FINDINGS.**

7       The Congress finds that:

1           (1) Certain events that led to the development  
2 of southern West Virginia’s coalfields during the lat-  
3 ter part of the 19th century and the early part of  
4 the current century are of national historic and cul-  
5 tural significance in terms of their contribution to  
6 the industrialization of the United States, the orga-  
7 nization of workers into trade unions and the unique  
8 culture of the Appalachian Region.

9           (2) It is in the national interest to preserve and  
10 protect physical remnants of this era for the edu-  
11 cation and benefit of present and future generations.

12           (3) There is a need to provide assistance for the  
13 preservation and promotion of those vestiges of  
14 southern West Virginia’s coal heritage which have  
15 outstanding cultural, historic and architectural  
16 values.

17 **SEC. 3. ESTABLISHMENT.**

18           (a) IN GENERAL.—For the purpose of preserving and  
19 interpreting for the educational and inspirational benefit  
20 of present and future generations certain lands and struc-  
21 tures with unique and significant historical and cultural  
22 values associated with the coal mining heritage of the  
23 State of West Virginia and the Nation there is hereby es-  
24 tablished the West Virginia National Coal Heritage Area  
25 (hereinafter in this Act referred to as the “Area”).

1 (b) BOUNDARIES.—The Area shall be comprised of  
2 the counties in the State of West Virginia that are the  
3 subject of the study by the National Park Service, dated  
4 1993, entitled “A Coal Mining Heritage Study: Southern  
5 West Virginia” conducted pursuant to title VI of Public  
6 Law 100–699.

7 (c) ADMINISTRATION.—The Area shall be adminis-  
8 tered in accordance with this Act.

9 **SEC. 4. CONTRACTUAL AGREEMENT.**

10 The Secretary of the Interior (hereinafter referred to  
11 as the “Secretary”) is authorized to enter into a contrac-  
12 tual agreement with the Governor of the State of West  
13 Virginia, acting through the Division of Culture and His-  
14 tory and the Division of Tourism and Parks, pursuant to  
15 which the Secretary shall assist the State of West Virginia  
16 and its units of local government in each of the following:

17 (1) The development and implementation of in-  
18 tegrated cultural, historical and land resource man-  
19 agement policies and programs in order to retain,  
20 enhance and interpret the significant values of the  
21 lands, waters and structures of the Area.

22 (2) The preservation, restoration, maintenance,  
23 operation, interpretation and promotion of buildings,  
24 structures, facilities, sites and points of interest for  
25 public use that possess cultural, historical and archi-

1 tectural values associated with the coal mining herit-  
2 age of the Area.

3 (3) The coordination of activities by Federal,  
4 State and local governments and private businesses  
5 and organizations in order to further historic preser-  
6 vation and compatible economic revitalization.

7 (4) The development of guidelines and stand-  
8 ards for projects, consistent with standards estab-  
9 lished by the National Park Service, for the preser-  
10 vation and restoration of historic properties, includ-  
11 ing interpretive methods, that will further historic  
12 preservation in the region.

13 (5) The acquisition of real property, or interests  
14 in real property, by donation or by purchase, for  
15 public use that possess cultural, historical and archi-  
16 tectural values associated with the coal mining herit-  
17 age of the Area from a willing seller with donated  
18 or appropriated funds.

19 **SEC. 5. ELIGIBLE RESOURCES.**

20 The resources eligible for the assistance under para-  
21 graphs (2) and (5) of section 4 shall include those set  
22 forth in appendix D of the study by the National Park  
23 Service, dated 1993, entitled “A Coal Mining Heritage  
24 Study: Southern West Virginia” conducted pursuant to  
25 title VI of Public Law 100–699. Priority consideration

1 shall be given to those sites listed as “Conservation Prior-  
2 ities” and “Important Historic Resources” as depicted on  
3 the map entitled “Study Area: Historic Resources” in  
4 such study.

5 **SEC. 6. COAL HERITAGE MANAGEMENT PLAN.**

6 (a) IN GENERAL.—Pursuant to the contractual  
7 agreement referred to in section 4, within 2 years after  
8 the date of enactment of this Act, the Governor of the  
9 State of West Virginia, acting through the Division of Cul-  
10 ture and History and the Division of Tourism and Parks,  
11 shall submit to the Secretary a Coal Heritage Manage-  
12 ment Plan for the Area. The plan shall at a minimum—

13 (1) set forth the integrated cultural, historical  
14 and land resource management policies and pro-  
15 grams referred to in section 4;

16 (2) describe the guidelines and standards for  
17 projects referred to in section 4; and

18 (3) set forth the responsibilities of the State of  
19 West Virginia, units of local government, non-profit  
20 entities or of the Secretary to administer any prop-  
21 erties acquired pursuant to section 4.

22 (b) PLAN APPROVAL.—The Secretary shall approve  
23 the plan submitted under subsection (a) unless he deter-  
24 mines that it would not meet the objectives of this Act.

1 **SEC. 7. AUTHORIZATION OF APPROPRIATIONS.**

2 There is hereby authorized to be appropriated such  
3 sums as may be necessary to carry out the purposes of  
4 this Act.

5 **SEC. 8. DESIGNATION OF MINERS' MARCH TRAIL AS A**  
6 **STUDY TRAIL.**

7 Section 5(c) of the National Trails System Act (16  
8 U.S.C. 1244(c)) is amended by adding at the end the fol-  
9 lowing new paragraph:

10 “( ) The route from Lens Creek near Marmet to  
11 Blair Mountain in West Virginia traveled by coal miners  
12 dramatizing the need for social justice between August 20,  
13 1921, and September 4, 1921, during what is commonly  
14 known as the Battle of Blair Mountain.”.

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