

**Calendar No. 65**104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION**S. 601****[Report No. 104-42]**

To revise the boundaries of the Blackstone River Valley National Heritage Corridor in Massachusetts and Rhode Island, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

MARCH 23, 1995

Mr. CHAFEE (for himself, Mr. KENNEDY, Mr. PELL, and Mr. KERRY) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

APRIL 7 (legislative day, APRIL 5), 1995

Reported by Mr. MURKOWSKI, without amendment

**A BILL**

To revise the boundaries of the Blackstone River Valley National Heritage Corridor in Massachusetts and Rhode Island, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Blackstone River  
3 Valley National Heritage Corridor Amendments Act of  
4 1995”.

5 **SEC. 2. BOUNDARY CHANGES.**

6 Section 2 of the Act entitled “An Act to establish the  
7 Blackstone River Valley National Heritage Corridor in  
8 Massachusetts and Rhode Island”, approved November  
9 10, 1986 (Public Law 99–647; 16 U.S.C. 461 note), is  
10 amended by striking the first sentence and inserting the  
11 following new sentence: “The boundaries shall include the  
12 lands and water generally depicted on the map entitled  
13 Blackstone River Valley National Heritage Corridor  
14 Boundary Map, numbered BRV–80–80,011, and dated  
15 May 2, 1993.”.

16 **SEC. 3. TERMS.**

17 Section 3(c) of the Act entitled “An Act to establish  
18 the Blackstone River Valley National Heritage Corridor  
19 in Massachusetts and Rhode Island”, approved November  
20 10, 1986 (Public Law 99–647; 16 U.S.C. 461 note), is  
21 amended by inserting immediately before the period at the  
22 end the following: “, but may continue to serve after the  
23 expiration of this term until a successor has been  
24 appointed”.

1 **SEC. 4. REVISION OF PLAN.**

2 Section 6 of the Act entitled “An Act to establish the  
3 Blackstone River Valley National Heritage Corridor in  
4 Massachusetts and Rhode Island”, approved November  
5 10, 1986 (Public Law 99–647; 16 U.S.C. 461 note), is  
6 amended by adding at the end the following new sub-  
7 section:

8 “(d) REVISION OF PLAN.—(1) Not later than 1 year  
9 after the date of enactment of this subsection, the Com-  
10 mission, with the approval of the Secretary, shall revise  
11 the Cultural Heritage and Land Management Plan. The  
12 revision shall address the boundary change and shall in-  
13 clude a natural resource inventory of areas or features  
14 that should be protected, restored, managed, or acquired  
15 because of their contribution to the understanding of na-  
16 tional cultural landscape values.

17 “(2) No changes other than minor revisions may be  
18 made in the approved plan as amended without the ap-  
19 proval of the Secretary. The Secretary shall approve or  
20 disapprove any proposed change in the plan, except minor  
21 revisions, in accordance with subsection (b).”.

22 **SEC. 5. EXTENSION OF COMMISSION.**

23 Section 7 of the Act entitled “An Act to establish the  
24 Blackstone River Valley National Heritage Corridor in  
25 Massachusetts and Rhode Island”, approved November

1 10, 1986 (Public Law 99–647; 16 U.S.C. 461 note), is  
2 amended to read as follows:

3 “TERMINATION OF COMMISSION

4 “SEC. 7. (a) TERMINATION.—Except as provided in  
5 subsection (b), the Commission shall terminate on the date  
6 that is 10 years after the date of enactment of the Black-  
7 stone River Valley National Heritage Corridor Amend-  
8 ments Act of 1995.

9 “(b) EXTENSION.—The Commission may be extended  
10 for an additional term of 10 years if—

11 “(1) not later than 180 days before the termi-  
12 nation of the Commission, the Commission deter-  
13 mines that an extension is necessary to carry out  
14 this Act;

15 “(2) the Commission submits a proposed exten-  
16 sion to the appropriate committees of the Senate  
17 and the House of Representatives; and

18 “(3) the Secretary, the Governor of Massachu-  
19 setts, and the Governor of Rhode Island each ap-  
20 prove the extension.

21 “(c) DETERMINATION OF APPROVAL.—The Secretary  
22 shall approve the extension if the Secretary finds that—

23 “(1) the Governor of Massachusetts and the  
24 Governor of Rhode Island provide adequate assur-  
25 ances of continued tangible contribution and effec-

1       tive policy support toward achieving the purposes of  
2       this Act; and

3               “(2) the Commission is effectively assisting  
4       Federal, State, and local authorities to retain, en-  
5       hance, and interpret the distinctive character and  
6       nationally significant resources of the Corridor.”.

7       **SEC. 6. IMPLEMENTATION OF THE PLAN.**

8       Subsection (c) of section 8 of the Act entitled “An  
9       Act to establish the Blackstone River Valley National Her-  
10      itage Corridor in Massachusetts and Rhode Island”, ap-  
11      proved November 10, 1986 (Public Law 99-647; 16  
12      U.S.C. 461 note), is amended to read as follows:

13           “(c) IMPLEMENTATION.—(1) To assist in the imple-  
14      mentation of the Cultural Heritage and Land Manage-  
15      ment Plan in a manner consistent with purposes of this  
16      Act, the Secretary is authorized to undertake a limited  
17      program of financial assistance for the purpose of provid-  
18      ing funds for the preservation and restoration of struc-  
19      tures on or eligible for inclusion on the National Register  
20      of Historic Places within the Corridor which exhibit na-  
21      tional significance or provide a wide spectrum of historic,  
22      recreational, or environmental education opportunities to  
23      the general public.

1       “(2) To be eligible for funds under this section, the  
2 Commission shall submit an application to the Secretary  
3 that includes—

4           “(A) a 10-year development plan including  
5 those resource protection needs and projects critical  
6 to maintaining or interpreting the distinctive char-  
7 acter of the Corridor; and

8           “(B) specific descriptions of annual work pro-  
9 grams that have been assembled, the participating  
10 parties, roles, cost estimates, cost-sharing, or cooper-  
11 ative agreements necessary to carry out the develop-  
12 ment plan.

13       “(3) Funds made available pursuant to this sub-  
14 section shall not exceed 50 percent of the total cost of the  
15 work programs.

16       “(4) In making the funds available, the Secretary  
17 shall give priority to projects that attract greater non-Fed-  
18 eral funding sources.

19       “(5) Any payment made for the purposes of conserva-  
20 tion or restoration of real property or structures shall be  
21 subject to an agreement either—

22           “(A) to convey a conservation or preservation  
23 easement to the Department of Environmental Man-  
24 agement or to the Historic Preservation Commis-

1 sion, as appropriate, of the State in which the real  
2 property or structure is located; or

3 “(B) that conversion, use, or disposal of the re-  
4 sources so assisted for purposes contrary to the pur-  
5 poses of this Act, as determined by the Secretary,  
6 shall result in a right of the United States for reim-  
7 bursement of all funds expended upon such re-  
8 sources or the proportion of the increased value of  
9 the resources attributable to such funds as deter-  
10 mined at the time of such conversion, use, or dis-  
11 posal, whichever is greater.

12 “(6) The authority to determine that a conversion,  
13 use, or disposal of resources has been carried out contrary  
14 to the purposes of this Act in violation of an agreement  
15 entered into under paragraph (5)(A) shall be solely at the  
16 discretion of the Secretary.”.

17 **SEC. 7. LOCAL AUTHORITY.**

18 Section 5 of the Act entitled “An Act to establish the  
19 Blackstone River Valley National Heritage Corridor in  
20 Massachusetts and Rhode Island”, approved November  
21 10, 1986 (Public Law 99-647; 16 U.S.C. 461 note), is  
22 amended by adding at the end the following new sub-  
23 section:

24 “(j) LOCAL AUTHORITY AND PRIVATE PROPERTY  
25 NOT AFFECTED.—Nothing in this Act shall be construed

1 to affect or to authorize the Commission to interfere  
2 with—

3           “(1) the rights of any person with respect to  
4 private property; or

5           “(2) any local zoning ordinance or land use  
6 plan of the Commonwealth of Massachusetts or a  
7 political subdivision of such Commonwealth.”.

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

9           Section 10 of the Act entitled “An Act to establish  
10 the Blackstone River Valley National Heritage Corridor  
11 in Massachusetts and Rhode Island”, approved November  
12 10, 1986 (Public Law 99–647; 16 U.S.C. 461 note), as  
13 amended, is further amended—

14           (1) in subsection (a), by striking “\$350,000”  
15 and inserting “\$650,000”; and

16           (2) by amending subsection (b) to read as  
17 follows:

18           “(b) DEVELOPMENT FUNDS.—For fiscal years 1996,  
19 1997, and 1998, there is authorized to be appropriated  
20 to carry out section 8(c), \$5,000,000 in the aggregate.”.

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