

Calendar No. 528111TH CONGRESS
2^D SESSION**S. 1629****[Report No. 111-258]**

To authorize the Secretary of the Interior to conduct a special resource study of the archeological site and surrounding land of the New Philadelphia town site in the State of Illinois, and for other purposes.

IN THE SENATE OF THE UNITED STATES

AUGUST 6, 2009

Mr. BURRIS (for himself and Mr. DURBIN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

AUGUST 5, 2010

Reported by Mr. BINGAMAN, with amendments

[Omit the part struck through and insert the part printed in *italic*]

A BILL

To authorize the Secretary of the Interior to conduct a special resource study of the archeological site and surrounding land of the New Philadelphia town site in the State of Illinois, 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 “New Philadelphia, Illi-
3 nois, Study Act”.

4 **SEC. 2. FINDINGS.**

5 Congress finds that—

6 (1) Frank McWhorter, an enslaved man, bought
7 his freedom and the freedom of 15 family members
8 by mining for crude niter in Kentucky caves and
9 processing the mined material into saltpeter;

10 (2) New Philadelphia, founded in 1836 by
11 Frank McWhorter, was the first town established by
12 a free African-American before the Civil War;

13 (3) the first railroad constructed in the area of
14 New Philadelphia bypassed New Philadelphia, which
15 led to the decline of New Philadelphia; and

16 (4) the New Philadelphia site—

17 (A) is covered by farmland; and

18 (B) does not contain any original buildings
19 of the town or the McWhorter farm and home
20 that are visible above ground.

21 **SEC. 3 2. DEFINITIONS.**

22 In this Act:

23 (1) SECRETARY.—The term “Secretary” means
24 the Secretary of the Interior.

1 (2) STUDY AREA.—The term “Study Area”
2 means the New Philadelphia archeological site and
3 the surrounding land in the State of Illinois.

4 **SEC. 4 3. SPECIAL RESOURCE STUDY.**

5 (a) STUDY.—The Secretary shall conduct a special
6 resource study of the Study Area.

7 (b) CONTENTS.—In conducting the study under sub-
8 section (a), the Secretary shall—

9 (1) evaluate the national significance of the
10 Study Area;

11 (2) determine the suitability and feasibility of
12 designating the Study Area as a unit of the National
13 Park System;

14 (3) consider other alternatives for preservation,
15 protection, and interpretation of the Study Area
16 by—

17 (A) Federal, State, or local governmental
18 entities; or

19 (B) private and nonprofit organizations;

20 (4) consult with—

21 (A) interested Federal, State, or local gov-
22 ernmental entities;

23 (B) private and nonprofit organizations; or

24 (C) any other interested individuals; and

1 (5) identify cost estimates for any Federal ac-
2 quisition, development, interpretation, operation, and
3 maintenance associated with the alternatives consid-
4 ered under paragraph (3).

5 (c) APPLICABLE LAW.—The study required under
6 subsection (a) shall be conducted in accordance with sec-
7 tion 8 of Public Law 91–383 (16 U.S.C. 1a–5).

8 (d) REPORT.—Not later than 3 years after the date
9 on which funds are first made available for the study
10 under subsection (a), the Secretary shall submit to the
11 Committee on Natural Resources of the House of Rep-
12 resentatives and the Committee on Energy and Natural
13 Resources of the Senate a report containing—

14 (1) the results of the study; and

15 (2) any conclusions and recommendations of the
16 Secretary.

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