

112TH CONGRESS
1ST SESSION

S. 1347

To establish Coltsville National Historical Park in the State of Connecticut,
and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 12, 2011

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

A BILL

To establish Coltsville National Historical Park in the State
of Connecticut, 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 “Coltsville National His-
5 torical Park Act”.

6 **SEC. 2. DEFINITIONS.**

7 For the purposes of this Act:

8 (1) CITY.—The term “city” means the city of
9 Hartford, Connecticut.

1 (2) COMMISSION.—The term “Commission”
2 means the Coltsville National Historical Park Advi-
3 sory Commission established by subsection 6(a).

4 (3) HISTORIC DISTRICT.—The term “Historic
5 District” means the Coltsville Historic District.

6 (4) MAP.—The term “map” means the map ti-
7 tled “Coltsville National Historical Park—Proposed
8 Boundary”, numbered T25/102087, and dated May
9 11, 2010.

10 (5) PARK.—The term “park” means the
11 Coltsville National Historical Park in the State of
12 Connecticut.

13 (6) SECRETARY.—The term “Secretary” means
14 the Secretary of the Interior.

15 (7) STATE.—The term “State” means the State
16 of Connecticut.

17 **SEC. 3. COLTSVILLE NATIONAL HISTORICAL PARK.**

18 (a) ESTABLISHMENT.—

19 (1) IN GENERAL.—Subject to paragraph (2),
20 there is established in the State a unit of the Na-
21 tional Park System to be known as the “Coltsville
22 National Historical Park”.

23 (2) CONDITIONS FOR ESTABLISHMENT.—The
24 park shall not be established until the date on which
25 the Secretary determines that—

1 (A) the Secretary has acquired by donation
2 sufficient land or an interest in land within the
3 boundary of the park to constitute a manage-
4 able unit;

5 (B) the State, city, or private property
6 owner, as appropriate, has entered into a writ-
7 ten agreement with the Secretary to donate at
8 least 10,000 square feet of space in the East
9 Armory which would include facilities for park
10 administration and visitor services;

11 (C) the Secretary has entered into a writ-
12 ten agreement with the State, city, or other
13 public entity, as appropriate, providing that—

14 (i) land owned by the State, city, or
15 other public entity within the Coltsville
16 Historic District shall be managed con-
17 sistent with this section; and

18 (ii) future uses of land within the his-
19 toric district shall be compatible with the
20 designation of the park and the city's pres-
21 ervation ordinance; and

22 (D) the Secretary has reviewed the finan-
23 cial resources of the owners of private and pub-
24 lic property within the boundary of the pro-

1 posed park to ensure the viability of the park
2 based on those resources.

3 (b) BOUNDARIES.—The park shall include and pro-
4 vide appropriate interpretation and viewing of the fol-
5 lowing sites, as generally depicted on the map:

6 (1) The East Armory.

7 (2) The Church of the Good Shepherd.

8 (3) The Caldwell/Colt Memorial Parish House.

9 (4) Colt Park.

10 (5) The Potsdam Cottages.

11 (6) Armsmear.

12 (7) The James Colt House.

13 (c) COLLECTIONS.—The Secretary shall enter into a
14 written agreement with the State of Connecticut State Li-
15 brary, Wadsworth Atheneum, and the Colt Trust, or other
16 public entities, as appropriate, to gain appropriate access
17 to Colt-related artifacts for the purposes of having items
18 routinely on display in the East Armory or within the park
19 as determined by the Secretary as a major function of the
20 visitor experience.

21 **SEC. 4. ADMINISTRATION.**

22 (a) IN GENERAL.—The Secretary shall administer
23 the park in accordance with—

24 (1) this Act; and

1 (2) the laws generally applicable to units of the
2 National Park System, including—

3 (A) the National Park Service Organic Act
4 (16 U.S.C. 1 et seq.); and

5 (B) the Act of August 21, 1935 (16 U.S.C.
6 461 et seq.).

7 (b) STATE AND LOCAL JURISDICTION.—Nothing in
8 this Act enlarges, diminishes, or modifies any authority
9 of the State, or any political subdivision of the State (in-
10 cluding the city)—

11 (1) to exercise civil and criminal jurisdiction; or

12 (2) to carry out State laws (including regula-
13 tions) and rules on non-Federal land located within
14 the boundary of the park.

15 (c) COOPERATIVE AGREEMENTS.—

16 (1) IN GENERAL.—As the Secretary determines
17 to be appropriate to carry out this Act, the Sec-
18 retary may enter into cooperative agreements with
19 the owner of any property within the Coltsville His-
20 toric District or any nationally significant properties
21 within the boundary of the park, under which the
22 Secretary may identify, interpret, restore, rehabili-
23 tate, and provide technical assistance for the preser-
24 vation of the properties.

1 (2) RIGHT OF ACCESS.—A cooperative agree-
2 ment entered into under paragraph (1) shall provide
3 that the Secretary, acting through the Director of
4 the National Park Service, shall have the right of
5 access at all reasonable times to all public portions
6 of the property covered by the agreement for the
7 purposes of—

8 (A) conducting visitors through the prop-
9 erties; and

10 (B) interpreting the properties for the pub-
11 lic.

12 (3) CHANGES OR ALTERATIONS.—No changes
13 or alterations shall be made to any properties cov-
14 ered by a cooperative agreement entered into under
15 paragraph (1) unless the Secretary and the other
16 party to the agreement agree to the changes or al-
17 terations.

18 (4) CONVERSION, USE, OR DISPOSAL.—Any
19 payment by the Secretary under this subsection shall
20 be subject to an agreement that the conversion, use,
21 or disposal of a project for purposes contrary to the
22 purposes of this section, as determined by the Sec-
23 retary, shall entitle the United States to reimburse-
24 ment in an amount equal to the greater of—

1 (A) the amounts made available to the
2 project by the United States; or

3 (B) the portion of the increased value of
4 the project attributable to the amounts made
5 available under this subsection, as determined
6 at the time of the conversion, use, or disposal.

7 (5) MATCHING FUNDS.—

8 (A) IN GENERAL.—As a condition of the
9 receipt of funds under this subsection, the Sec-
10 retary shall require that any Federal funds
11 made available under a cooperative agreement
12 shall be matched on a 1-to-1 basis by non-Fed-
13 eral funds.

14 (B) FORM.—With the approval of the Sec-
15 retary, the non-Federal share required under
16 subparagraph (A) may be in the form of do-
17 nated property, goods, or services from a non-
18 Federal source, fairly valued.

19 (d) ACQUISITION OF LAND.—The Secretary is au-
20 thorized to acquire land or interests in land by donation,
21 purchase with donated or appropriated funds, or ex-
22 change. Land or interests in land owned by the State or
23 any political subdivision of the State may be acquired only
24 by donation.

1 (e) TECHNICAL ASSISTANCE AND PUBLIC INTERPRE-
2 TATION.—The Secretary may provide technical assistance
3 and public interpretation of related historic and cultural
4 resources within the boundary of the historic district.

5 **SEC. 5. MANAGEMENT PLAN.**

6 (a) IN GENERAL.—Not later than 3 fiscal years after
7 the date on which funds are made available to carry out
8 this Act, the Secretary, in consultation with the Commis-
9 sion, shall complete a management plan for the park in
10 accordance with—

11 (1) section 12(b) of Public Law 91–383 (com-
12 monly known as the National Park Service General
13 Authorities Act) (16 U.S.C. 1a–7(b)); and

14 (2) other applicable laws.

15 (b) COST SHARE.—The management plan shall in-
16 clude provisions that identify costs to be shared by the
17 Federal Government, the State, and the city, and other
18 public or private entities or individuals for necessary cap-
19 ital improvements to, and maintenance and operations of,
20 the park.

21 (c) SUBMISSION TO CONGRESS.—On completion of
22 the management plan, the Secretary shall submit the man-
23 agement plan to—

24 (1) the Committee on Natural Resources of the
25 House of Representatives; and

1 (2) the Committee on Energy and Natural Re-
2 sources of the Senate.

3 **SEC. 6. COLTSVILLE NATIONAL HISTORICAL PARK ADVI-**
4 **SORY COMMISSION.**

5 (a) ESTABLISHMENT.—There is established a Com-
6 mission to be known as the Coltsville National Historical
7 Park Advisory Commission.

8 (b) DUTY.—The Commission shall advise the Sec-
9 retary in the development and implementation of the man-
10 agement plan.

11 (c) MEMBERSHIP.—

12 (1) COMPOSITION.—The Commission shall be
13 composed of 11 members, to be appointed by the
14 Secretary, of whom—

15 (A) 2 members shall be appointed after
16 consideration of recommendations submitted by
17 the Governor of the State;

18 (B) 1 member shall be appointed after con-
19 sideration of recommendations submitted by the
20 State Senate President;

21 (C) 1 member shall be appointed after con-
22 sideration of recommendations submitted by the
23 Speaker of the State House of Representatives;

1 (D) 2 members shall be appointed after
2 consideration of recommendations submitted by
3 the Mayor of Hartford, Connecticut;

4 (E) 2 members shall be appointed after
5 consideration of recommendations submitted by
6 Connecticut's 2 United States Senators;

7 (F) 1 member shall be appointed after con-
8 sideration of recommendations submitted by
9 Connecticut's First Congressional District Rep-
10 resentative;

11 (G) 2 members shall have experience with
12 national parks and historic preservation;

13 (H) all appointments must have significant
14 experience with and knowledge of the Coltsville
15 Historic District; and

16 (I) 1 member of the Commission must live
17 in the Sheldon/Charter Oak neighborhood with-
18 in the Coltsville Historic District.

19 (2) INITIAL APPOINTMENTS.—The Secretary
20 shall appoint the initial members of the Commission
21 not later than the earlier of—

22 (A) the date that is 30 days after the date
23 on which the Secretary has received all of the
24 recommendations for appointments under para-
25 graph (1); or

1 (B) the date that is 30 days after the park
2 is established.

3 (d) TERM; VACANCIES.—

4 (1) TERM.—

5 (A) IN GENERAL.—A member shall be ap-
6 pointed for a term of 3 years.

7 (B) REAPPOINTMENT.—A member may be
8 reappointed for not more than 1 additional
9 term.

10 (2) VACANCIES.—A vacancy on the Commission
11 shall be filled in the same manner as the original ap-
12 pointment was made.

13 (e) MEETINGS.—The Commission shall meet at the
14 call of—

15 (1) the Chairperson; or

16 (2) a majority of the members of the Commis-
17 sion.

18 (f) QUORUM.—A majority of the Commission shall
19 constitute a quorum.

20 (g) CHAIRPERSON AND VICE CHAIRPERSON.—

21 (1) IN GENERAL.—The Commission shall select
22 a Chairperson and Vice Chairperson from among the
23 members of the Commission.

1 (2) VICE CHAIRPERSON.—The Vice Chairperson
2 shall serve as Chairperson in the absence of the
3 Chairperson.

4 (3) TERM.—A member may serve as Chair-
5 person or Vice Chairperson for not more than 1 year
6 in each office.

7 (h) COMMISSION PERSONNEL MATTERS.—

8 (1) COMPENSATION OF MEMBERS.—

9 (A) IN GENERAL.—Members of the Com-
10 mission shall serve without compensation.

11 (B) TRAVEL EXPENSES.—Members of the
12 Commission shall be allowed travel expenses, in-
13 cluding per diem in lieu of subsistence, at rates
14 authorized for an employee of an agency under
15 subchapter I of chapter 57 of title 5, United
16 States Code, while away from the home or reg-
17 ular place of business of the member in the per-
18 formance of the duty of the Commission.

19 (2) STAFF.—

20 (A) IN GENERAL.—The Secretary shall
21 provide the Commission with any staff members
22 and technical assistance that the Secretary,
23 after consultation with the Commission, deter-
24 mines to be appropriate to enable the Commis-
25 sion to carry out the duty of the Commission.

1 (B) DETAIL OF EMPLOYEES.—The Sec-
2 retary may accept the services of personnel de-
3 tailed from the State or any political subdivi-
4 sion of the State.

5 (i) FACA NONAPPLICABILITY.—Section 14(b) of the
6 Federal Advisory Committee Act (5 U.S.C. App.) shall not
7 apply to the Commission.

8 (j) TERMINATION.—

9 (1) IN GENERAL.—Unless extended under para-
10 graph (2), the Commission shall terminate on the
11 date that is 10 years after the date of the enactment
12 of this Act.

13 (2) EXTENSION.—Eight years after the date of
14 the enactment of this Act, the Commission shall
15 make a recommendation to the Secretary if a body
16 of its nature is still necessary to advise on the devel-
17 opment of the park. If, based on a recommendation
18 under this paragraph, the Secretary determines that
19 the Commission is still necessary, the Secretary may
20 extend the life of the Commission for not more than
21 10 years.

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