

Calendar No. 534

117TH CONGRESS
2^D SESSION

S. 3141

[Report No. 117–183]

To establish the New Philadelphia National Historical Park in the State of Illinois as a unit of the National Park System, and for other purposes.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 2, 2021

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

OCTOBER 18, 2022

Reported under authority of the order of the Senate of October 14, 2022, by
Mr. MANCHIN, with an amendment

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

A BILL

To establish the New Philadelphia National Historical Park in the State of Illinois as a unit of the National Park System, 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 Na-
3 tional Historical Park Act”.

4 **SEC. 2. FINDINGS.**

5 Congress finds that—

6 (1) Frank McWorter, an enslaved man, bought
7 his freedom and the freedom of 15 family members
8 by—

9 (A) mining for crude niter in Kentucky
10 caves and processing the mined material into
11 saltpeter;

12 (B) hiring his time to other settlers; and

13 (C) selling lots in New Philadelphia, which
14 was—

15 (i) the town founded by Frank
16 McWorter; and

17 (ii) the first town planned and legally
18 registered by a free African American be-
19 fore the Civil War;

20 (2) the first railroad constructed in the area of
21 New Philadelphia bypassed New Philadelphia, which
22 led to the decline of New Philadelphia; and

23 (3) the site of New Philadelphia is a registered
24 National Historic Landmark.

25 **SEC. 3. DEFINITIONS.**

26 In this Act:

1 (1) ~~PARK.~~—The term “Park” means the New
2 Philadelphia National Historical Park established by
3 section 4(a).

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

6 (3) ~~STATE.~~—The term “State” means the State
7 of Illinois.

8 **SEC. 4. ESTABLISHMENT OF NEW PHILADELPHIA NA-**
9 **TIONAL HISTORICAL PARK.**

10 (a) ~~ESTABLISHMENT.~~—There is established in the
11 State as a unit of the National Park System the New
12 Philadelphia National Historical Park.

13 (b) ~~PURPOSES.~~—The purposes of the Park are—

14 (1) to protect, preserve, and interpret the many
15 significant aspects of the Park; and

16 (2) to the extent feasible, to coordinate preser-
17 vation and interpretation activities with the State
18 and other public and nonpublic entities through co-
19 operative agreements entered into under section
20 5(e).

21 (c) ~~BOUNDARY.~~—The Park shall consist of the ap-
22 proximately 124.33 acres of land within the boundary gen-
23 erally depicted as “Legislative Boundary” on the map pre-
24 pared by the National Park Service entitled “New Phila-

1 delphia National Historic Site Proposed Boundary”, num-
 2 bered 591/176,516, and dated July 2021.

3 **SEC. 5. ADMINISTRATION.**

4 (a) **IN GENERAL.**—The Secretary shall administer
 5 land within the boundary of the Park in accordance
 6 with—

7 (1) this Act; and

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

10 (A) section 100101(a), chapter 1003, and
 11 sections 100751(a), 100752, 100753, and
 12 102101 of title 54, United States Code; and

13 (B) chapter 3201 of title 54, United States
 14 Code.

15 (b) **MANAGEMENT AND OPERATIONS.**—The Lincoln
 16 Home National Historic Site shall be responsible for the
 17 management and operations of the Park.

18 (c) **COOPERATIVE AGREEMENTS.**—The Secretary
 19 may enter into cooperative agreements with the State or
 20 other public and nonpublic entities under which the Sec-
 21 retary may identify, interpret, and provide assistance for
 22 the preservation of non-Federal land within the bound-
 23 aries of the Park and at sites in close proximity to the
 24 Park but located outside the boundaries of the Park, in-
 25 cluding providing for—

1 (1) the placement of directional and interpretive
2 signage;

3 (2) exhibits; and

4 (3) technology-based interpretive devices.

5 (d) ACQUISITION OF LAND.—

6 (1) IN GENERAL.—Subject to paragraph (2),
7 the Secretary may acquire land and interests in land
8 (including any buildings or structures) for inclusion
9 in the Park by—

10 (A) donation;

11 (B) purchase with donated or appropriated
12 funds; or

13 (C) exchange.

14 (2) LIMITATION.—Any land owned by the State
15 or a political subdivision of the State may be ac-
16 quired for inclusion in the Park only by donation.

17 (e) TECHNICAL AND PRESERVATION ASSISTANCE.—

18 The Secretary may provide public interpretation and tech-
19 nical assistance for the preservation of historic structures
20 of; the maintenance of the cultural landscape of; and local
21 preservation planning for; related historic and cultural re-
22 sources within the boundaries of the Park.

23 (f) MANAGEMENT PLAN.—Not later than 3 fiscal
24 years after the date on which funds are first made avail-
25 able to carry out this Act, the Secretary, in consultation

1 with the State, shall complete a general management plan
 2 for the Park in accordance with—

3 ~~(1) section 100502 of title 54, United States~~
 4 ~~Code; and~~

5 ~~(2) any other applicable laws.~~

6 **SECTION 1. SHORT TITLE.**

7 *This Act may be cited as the “New Philadelphia Na-*
 8 *tional Historical Park Act”.*

9 **SEC. 2. DEFINITIONS.**

10 *In this Act:*

11 (1) *PARK.*—*The term “Park” means the New*
 12 *Philadelphia National Historical Park established by*
 13 *section 3(a).*

14 (2) *SECRETARY.*—*The term “Secretary” means*
 15 *the Secretary of the Interior.*

16 (3) *STATE.*—*The term “State” means the State*
 17 *of Illinois.*

18 **SEC. 3. ESTABLISHMENT OF NEW PHILADELPHIA NATIONAL**
 19 **HISTORICAL PARK.**

20 (a) *ESTABLISHMENT.*—*There is established in the*
 21 *State as a unit of the National Park System the New Phila-*
 22 *delphia National Historical Park.*

23 (b) *PURPOSE.*—*The purpose of the Park is to protect,*
 24 *preserve, and interpret the historic resources associated with*
 25 *the town of New Philadelphia, the first town in the United*

1 *States planned and legally registered by a free African*
 2 *American before the Civil War.*

3 (c) *BOUNDARY.*—*The Park shall consist of the approxi-*
 4 *mately 124.33 acres of land within the boundary generally*
 5 *depicted as “Proposed Boundary” on the map prepared by*
 6 *the National Park Service entitled “New Philadelphia Na-*
 7 *tional Historic Site Proposed Boundary”, numbered 591/*
 8 *176,516, and dated July 2021.*

9 **SEC. 4. ADMINISTRATION.**

10 (a) *IN GENERAL.*—*The Secretary shall administer*
 11 *land within the boundary of the Park in accordance with—*

12 (1) *this Act; and*

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

15 (A) *section 100101(a), chapter 1003, and*
 16 *sections 100751(a), 100752, 100753, and 102101*
 17 *of title 54, United States Code; and*

18 (B) *chapter 3201 of title 54, United States*
 19 *Code.*

20 (b) *COOPERATIVE AGREEMENTS.*—

21 (1) *IN GENERAL.*—*The Secretary may enter into*
 22 *cooperative agreements with the State or other public*
 23 *and private entities—*

24 (A) *to coordinate preservation and interpre-*
 25 *tation activities within the Park; and*

1 (B) to identify, interpret, and provide as-
 2 sistance for the preservation and interpretation
 3 of non-Federal land within the boundary of the
 4 Park and at sites in close proximity to the Park
 5 that are located outside the boundary of the
 6 Park.

7 (2) *PUBLIC ACCESS*.—Any cooperative agreement
 8 entered into under paragraph (1) to provide assist-
 9 ance to non-Federal land shall provide for reasonable
 10 public access to the non-Federal land.

11 (c) *ACQUISITION OF LAND*.—

12 (1) *IN GENERAL*.—Subject to paragraph (2), the
 13 Secretary may acquire land and interests in land for
 14 inclusion in the Park by—

15 (A) donation;

16 (B) purchase with donated or appropriated
 17 funds; or

18 (C) exchange.

19 (2) *LIMITATION*.—Any land owned by the State
 20 or a political subdivision of the State may be ac-
 21 quired for inclusion in the Park only by donation.

22 (d) *TECHNICAL AND PRESERVATION ASSISTANCE*.—
 23 The Secretary may provide public interpretation and tech-
 24 nical assistance for the preservation of historic structures
 25 of, the maintenance of the cultural landscape of, and local

1 *preservation planning for, related historic and cultural re-*
2 *sources within the boundaries of the Park.*

3 *(e) MANAGEMENT PLAN.—Not later than 3 fiscal years*
4 *after the date on which funds are first made available to*
5 *carry out this Act, the Secretary, in consultation with the*
6 *State, shall complete a general management plan for the*
7 *Park in accordance with—*

8 *(1) section 100502 of title 54, United States*
9 *Code; and*

10 *(2) any other applicable laws.*

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