

NEW PHILADELPHIA NATIONAL HISTORIC SITE ACT

SEPTEMBER 19, 2022.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. GRIJALVA, from the Committee on Natural Resources,  
submitted the following

R E P O R T

[To accompany H.R. 820]

[Including cost estimate of the Congressional Budget Office]

The Committee on Natural Resources, to whom was referred the bill (H.R. 820) 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, having considered the same, reports favorably thereon with amendments and recommends that the bill as amended do pass.

The amendments are as follows:

Strike all after the enacting clause and insert the following:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “New Philadelphia National Historic Site Act”.

**SEC. 2. DEFINITIONS.**

In this Act:

- (1) HISTORIC SITE.—The term “Historic Site” means the New Philadelphia National Historic Site established by this Act.
- (2) MAP.—The term “Map” means the map titled “New Philadelphia National Historic Site Proposed Boundary”, numbered 591/176,516, and dated July, 2021.
- (3) SECRETARY.—The term “Secretary” means the Secretary of the Interior.
- (4) STATE.—The term “State” means the State of Illinois.

**SEC. 3. ESTABLISHMENT OF NEW PHILADELPHIA.**

(a) ESTABLISHMENT.—Subject to subsection (c), there is established the New Philadelphia National Historic Site in the State of Illinois as a unit of the National Park System to preserve, protect, and interpret the history and archeological resources of the town established by Frank McWorter, a formerly enslaved man, in 1836.

(b) BOUNDARY.—The boundaries of the Historic Site shall be the boundaries generally depicted on the Map.

(c) SECRETARIAL DETERMINATION.—The Historic Site shall not be established until the date on which the Secretary determines that the Secretary has acquired a sufficient quantity of land or interests in and within the boundary of the Historic Site to constitute a manageable unit.

(d) NOTICE.—Not later than 30 days after the date on which the Secretary makes a determination under subsection (c), the Secretary shall publish in the Federal Register notice of the establishment of the Historic Site.

**SEC. 4. ADMINISTRATION.**

(a) IN GENERAL.—The Secretary shall administer land within the boundary of the Historic Site in accordance with—

- (1) this Act; and
- (2) the laws generally applicable to units of the National Park System, including—
  - (A) section 100101(a), chapter 1003, and sections 100751(a), 100752, 100753, and 102101 of title 54, United States Code; and
  - (B) chapter 3201 of title 54, United States Code.

(b) COOPERATIVE AGREEMENTS.—The Secretary may enter into cooperative agreements with the State or other public and nonpublic entities, under which the Secretary may identify, interpret, and provide assistance for the preservation of non-Federal land within the boundaries of the Historic Site and at sites in close proximity to the Historic Site, but located outside the boundaries of the Historic Site, including providing for placement of directional and interpretive signage, exhibits, and technology-based interpretive devices.

(c) ACQUISITION OF LAND.—The Secretary may acquire any land (including interests in land), within the Historic Site boundary by donation, transfer, exchange, or purchase from a willing seller using donated or appropriate funds.

(d) MANAGEMENT PLAN.—Not later than 3 years after the date on which funds are first made available to carry out this Act, the Secretary, in consultation with the State, shall complete a general management plan for the Historic Site in accordance with any other applicable laws.

(e) NO BUFFER ZONE CREATED.—Nothing in this Act, the acquisition of the land or an interest in land authorized by this Act, or the management plan for the Park shall be construed to create buffer zones outside of the Park. That activities or uses can be seen, heard, or detected from the acquired land shall not preclude, limit, control, regulate, or determine the conduct or management of activities or uses outside of the Park.

(f) EMINENT DOMAIN OR CONDEMNATION.—In carrying out this Act, the Secretary of the Interior may not use eminent domain or condemnation.

Amend the title so as to read:

A bill to establish the New Philadelphia National Historic Site in the State of Illinois as a unit of the National Park System, and for other purposes.

PURPOSE OF THE BILL

The purpose of H.R. 820 is to establish the New Philadelphia National Historic Site in the State of Illinois as a unit of the National Park System.

BACKGROUND AND NEED FOR LEGISLATION

H.R. 820 would establish the New Philadelphia National Historic Site in Pike County, Illinois. As the first town platted and legally registered by an African American before the Civil War, New Philadelphia was listed on the National Register of Historic Places in 2005, designated as a National Historic Landmark in 2009, and included in the National Park Service (NPS) National Underground Railroad Network to Freedom program in 2013.

H.R. 820 would ensure permanent protections for the site and authorize the Secretary of the Interior to enter into cooperative agreements for the preservation and interpretation of non-federal lands within and around the site. The bill would also allow the Secretary to acquire lands, buildings, and structures for inclusion in the National Historic Site.

The significant archeological integrity of the town site presents the opportunity to address nationally significant research questions regarding societal relationships at New Philadelphia during a time

of racial strife. Currently, the New Philadelphia Townsite is used as an archeological preserve, with several portions of the townsite under private ownership.

#### COMMITTEE ACTION

H.R. 820 was introduced on February 4, 2021, by Representative Darin LaHood (R-IL). The bill was referred solely to the Committee on Natural Resources, and within the Committee to the Subcommittee on National Parks, Forests, and Public Lands. On April 21, 2021, the Subcommittee held a hearing on the bill. On July 14, 2021, the Natural Resources Committee met to consider the bill. The Subcommittee was discharged by unanimous consent. Ranking Member Bruce Westerman (R-AR) offered an amendment designated Westerman #1. The amendment was agreed to by unanimous consent. The bill, as amended, was adopted and ordered favorably reported to the House of Representatives by unanimous consent.

#### HEARINGS

For the purposes of clause 3(c)(6) of House rule XIII, the following hearing was used to develop or consider this measure: hearing by the Subcommittee on National Parks, Forests, and Public Lands held on April 21, 2021.

#### COMMITTEE OVERSIGHT FINDINGS AND RECOMMENDATIONS

Regarding clause 2(b)(1) of rule X and clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee on Natural Resources' oversight findings and recommendations are reflected in the body of this report.

#### COMPLIANCE WITH HOUSE RULE XIII AND CONGRESSIONAL BUDGET ACT

1. *Cost of Legislation and the Congressional Budget Act.* With respect to the requirements of clause 3(c)(2) and (3) of rule XIII of the Rules of the House of Representatives and sections 308(a) and 402 of the Congressional Budget Act of 1974, the Committee has received the following estimate for the bill from the Director of the Congressional Budget Office:

U.S. CONGRESS,  
CONGRESSIONAL BUDGET OFFICE,  
*Washington, DC, February 24, 2022.*

Hon. RAÚL M. GRIJALVA,  
*Chairman, Committee on Natural Resources,  
House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 820, the New Philadelphia National Historic Site Act.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Sofia Guo.

Sincerely,

PHILLIP L. SWAGEL,  
*Director.*

Enclosure.

<b>H.R. 820, New Philadelphia National Historic Site Act</b>			
As ordered reported by the House Committee on Natural Resources on July 14, 2021			
By Fiscal Year, Millions of Dollars	2022	2022-2026	2022-2031
Direct Spending (Outlays)	0	0	0
Revenues	0	0	0
Increase or Decrease (-) in the Deficit	0	0	0
Spending Subject to Appropriation (Outlays)	*	*	not estimated
Statutory pay-as-you-go procedures apply?	No	<b>Mandate Effects</b>	
Increases on-budget deficits in any of the four consecutive 10-year periods beginning in 2032?	No	Contains intergovernmental mandate?	No
		Contains private-sector mandate?	No
* = between zero and \$500,000.			

H.R. 820 would establish the New Philadelphia National Historic Site in Illinois as a unit of the National Park System and would authorize the National Park Service (NPS) to acquire about 42 acres of land by donation, exchange, or purchase. The NPS would need to develop a management plan for the park and enter into agreements with other landowners to identify, interpret, and preserve nonfederal land within or near the site.

Using information from the NPS, Pike County, Illinois, and other interested parties, CBO estimates that acquiring the land and developing a management plan would cost less than \$500,000 over the 2022–2026 period. CBO expects that more than half of the land would be donated; the remaining property would probably be purchased over the following five years. Any such spending would be subject to the availability of appropriated funds.

Once the NPS has acquired enough land to constitute a manageable unit, the agency could establish the site and would incur costs to operate and maintain the site's properties and facilities. Because of the uncertainty about when the land would be acquired, CBO has not estimated those costs.

The CBO staff contact for this estimate is Sofia Guo. The estimate was reviewed by H. Samuel Papenfuss, Deputy Director of Budget Analysis.

2. *General Performance Goals and Objectives.* As required by clause 3(c)(4) of rule XIII, the general performance goals and objectives of this bill are to establish the New Philadelphia National Historic Site in the State of Illinois as a unit of the National Park System.

#### EARMARK STATEMENT

This bill does not contain any Congressional earmarks, limited tax benefits, or limited tariff benefits as defined under clause 9(e), 9(f), and 9(g) of rule XXI of the Rules of the House of Representatives.

UNFUNDED MANDATES REFORM ACT STATEMENT

According to CBO, this bill contains no unfunded mandates as defined by the Unfunded Mandates Reform Act.

EXISTING PROGRAMS

This bill does not establish or reauthorize a program of the federal government known to be duplicative of another program.

APPLICABILITY TO LEGISLATIVE BRANCH

The Committee finds that the legislation does not relate to the terms and conditions of employment or access to public services or accommodations within the meaning of section 102(b)(3) of the Congressional Accountability Act.

PREEMPTION OF STATE, LOCAL, OR TRIBAL LAW

Any preemptive effect of this bill over state, local, or tribal law is intended to be consistent with the bill's purposes and text and the Supremacy Clause of Article VI of the U.S. Constitution.

CHANGES IN EXISTING LAW

If enacted, this bill would make no changes to existing law.

SUPPLEMENTAL, MINORITY, ADDITIONAL, OR DISSENTING VIEWS

None.