

112<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4007

To establish the Harriet Tubman National Historical Park in Auburn, New York, and the Harriet Tubman Underground Railroad National Historical Park in Caroline, Dorchester, and Talbot Counties, Maryland, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 9, 2012

Mr. HARRIS (for himself, Mr. HANNA, Ms. EDWARDS, Mr. BARTLETT, Mr. CUMMINGS, Mr. VAN HOLLEN, Mr. RANGEL, Ms. SLAUGHTER, Mr. SERRANO, and Ms. RICHARDSON) introduced the following bill; which was referred to the Committee on Natural Resources

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## A BILL

To establish the Harriet Tubman National Historical Park in Auburn, New York, and the Harriet Tubman Underground Railroad National Historical Park in Caroline, Dorchester, and Talbot Counties, Maryland, 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 “Harriet Tubman Na-  
5 tional Historical Parks Act”.

1 **SEC. 2. HARRIET TUBMAN UNDERGROUND RAILROAD NA-**  
2 **TIONAL HISTORICAL PARK, MARYLAND.**

3 (a) DEFINITIONS.—In this section:

4 (1) HISTORICAL PARK.—The term “historical  
5 park” means the Harriet Tubman Underground  
6 Railroad National Historical Park established by  
7 subsection (b)(1)(A).

8 (2) MAP.—The term “map” means the map en-  
9 titled “Harriet Tubman Underground Railroad Na-  
10 tional Historical Park”, numbered P99/111520, and  
11 dated November 2011.

12 (3) SECRETARY.—The term “Secretary” means  
13 the Secretary of the Interior.

14 (4) STATE.—The term “State” means the State  
15 of Maryland.

16 (b) HARRIET TUBMAN UNDERGROUND RAILROAD  
17 NATIONAL HISTORICAL PARK.—

18 (1) ESTABLISHMENT.—

19 (A) IN GENERAL.—Subject to subpara-  
20 graph (B), there is established the Harriet Tub-  
21 man Underground Railroad National Historical  
22 Park in Caroline, Dorchester, and Talbot Coun-  
23 ties, Maryland, as a unit of the National Park  
24 System.

25 (B) DETERMINATION BY SECRETARY.—

26 The historical park shall not be established

1           until the date on which the Secretary deter-  
2           mines that sufficient lands, or interests in  
3           lands, have been acquired to constitute a man-  
4           ageable park unit.

5           (C) NOTICE.—Not later than 30 days after  
6           the date on which the Secretary makes a deter-  
7           mination under subparagraph (B), the Sec-  
8           retary shall publish in the Federal Register no-  
9           tice of the establishment of the historical park,  
10          including an official boundary map for the his-  
11          torical park.

12          (D) AVAILABILITY OF MAP.—The official  
13          boundary map published under subparagraph  
14          (C) shall be on file and available for public in-  
15          spection in appropriate offices of the National  
16          Park Service.

17          (2) PURPOSE.—The purpose of the historical  
18          park is to preserve and interpret for the benefit of  
19          present and future generations the historical, cul-  
20          tural, and natural resources associated with the life  
21          of Harriet Tubman and the Underground Railroad.

22          (3) LAND ACQUISITION.—

23                (A) IN GENERAL.—The Secretary may ac-  
24                quire land and interests in land within the  
25                areas depicted on the map as “NHP - Author-

1            ized Acquisition Areas” by donation or by pur-  
2            chase from willing sellers using donated funds  
3            only. The Secretary may accept non-Federal  
4            funds for acquisitions under this paragraph.

5            (B) BOUNDARY ADJUSTMENT.—On acqui-  
6            sition of lands or an interests in lands under  
7            subparagraph (A), the boundary of the histor-  
8            ical park shall be adjusted to reflect the acquisi-  
9            tion.

10          (c) ADMINISTRATION.—

11            (1) IN GENERAL.—The Secretary shall admin-  
12            ister the historical park in accordance with this sec-  
13            tion and the laws generally applicable to units of the  
14            National Park System, including—

15            (A) the National Park System Organic Act  
16            (16 U.S.C. 1 et seq.); and

17            (B) the Act of August 21, 1935 (16 U.S.C.  
18            461 et seq.).

19            (2) INTERAGENCY AGREEMENT.—Not later  
20            than 1 year after the date on which the historical  
21            park is established, the Director of the National  
22            Park Service and the Director of the United States  
23            Fish and Wildlife Service shall enter into an agree-  
24            ment to allow the National Park Service to provide  
25            for public interpretation of historic resources located

1 within the boundary of the Blackwater National  
2 Wildlife Refuge that are associated with the life of  
3 Harriet Tubman, consistent with the management  
4 requirements of the Refuge.

5 (3) COOPERATIVE AGREEMENTS.—

6 (A) IN GENERAL.—The Secretary may  
7 enter into a cooperative agreement with the  
8 State, political subdivisions of the State, col-  
9 leges and universities, non-profit organizations,  
10 and individuals—

11 (i) to mark, interpret, and restore na-  
12 tionally significant historic or cultural re-  
13 sources relating to the life of Harriet Tub-  
14 man or the Underground Railroad within  
15 the boundaries of the historical park, if the  
16 agreement provides for reasonable public  
17 access; or

18 (ii) to conduct research relating to the  
19 life of Harriet Tubman and the Under-  
20 ground Railroad.

21 (B) FUNDING.—No Federal funds shall be  
22 made available under any cooperative agree-  
23 ment entered into under this paragraph. The  
24 Secretary may accept non-Federal funds to

1 carry out this paragraph or any cooperative  
2 agreement entered into under this paragraph.

3 (d) GENERAL MANAGEMENT PLAN.—

4 (1) IN GENERAL.—Not later than 3 years after  
5 the date of the enactment of this section, the Sec-  
6 retary shall prepare a general management plan for  
7 the historical park in accordance with section 12(b)  
8 of Public Law 91–383 (commonly known as the  
9 “National Park Service General Authorities Act”; 16  
10 U.S.C. 1a–7(b)).

11 (2) CONSULTATION.—The general management  
12 plan shall be prepared in consultation with the  
13 State, including political subdivisions of the State.

14 (3) COORDINATION.—The Secretary shall co-  
15 ordinate the preparation and implementation of the  
16 management plan with—

17 (A) the Blackwater National Wildlife Ref-  
18 uge;

19 (B) the Harriet Tubman National Histor-  
20 ical Park established by section 3(b)(1)(A); and

21 (C) the National Underground Railroad  
22 Network to Freedom.

23 **SEC. 3. HARRIET TUBMAN NATIONAL HISTORICAL PARK,**  
24 **AUBURN, NEW YORK.**

25 (a) DEFINITIONS.—In this section:

1           (1) HISTORICAL PARK.—The term “historical  
2 park” means the Harriet Tubman National Histor-  
3 ical Park established by subsection (b)(1)(A).

4           (2) HOME.—The term “Home” means The  
5 Harriet Tubman Home, Inc., located in Auburn,  
6 New York.

7           (3) MAP.—The term “map” means the map en-  
8 titled “Harriet Tubman National Historical Park”,  
9 numbered T18/80,000, and dated March 2009.

10          (4) SECRETARY.—The term “Secretary” means  
11 the Secretary of the Interior.

12          (5) STATE.—The term “State” means the State  
13 of New York.

14          (b) HARRIET TUBMAN NATIONAL HISTORICAL  
15 PARK.—

16           (1) ESTABLISHMENT.—

17           (A) IN GENERAL.—Subject to subpara-  
18 graph (B), there is established the Harriet Tub-  
19 man National Historical Park in Auburn, New  
20 York, as a unit of the National Park System.

21           (B) DETERMINATION BY SECRETARY.—  
22 The historical park shall not be established  
23 until the date on which the Secretary deter-  
24 mines that a sufficient quantity of land, or in-

1           terests in land, has been acquired to constitute  
2           a manageable park unit.

3           (C) NOTICE.—Not later than 30 days after  
4           the date on which the Secretary makes a deter-  
5           mination under subparagraph (B), the Sec-  
6           retary shall publish in the Federal Register no-  
7           tice of the establishment of the historical park.

8           (D) MAP.—The map shall be on file and  
9           available for public inspection in appropriate of-  
10          fices of the National Park Service.

11          (2) BOUNDARY.—The historical park shall in-  
12          clude the Harriet Tubman Home, the Tubman  
13          Home for the Aged, the Thompson Memorial AME  
14          Zion Church and Rectory, and associated land, as  
15          identified in the area entitled “National Historical  
16          Park Proposed Boundary” on the map.

17          (3) PURPOSE.—The purpose of the historical  
18          park is to preserve and interpret for the benefit of  
19          present and future generations the historical, cul-  
20          tural, and natural resources associated with the life  
21          of Harriet Tubman.

22          (4) LAND ACQUISITION.—The Secretary may  
23          acquire land and interests in land within the areas  
24          depicted on the map by donation. The Secretary may



1 accept non-Federal funds for acquisitions under this  
2 paragraph.

3 (c) ADMINISTRATION.—

4 (1) IN GENERAL.—The Secretary shall admin-  
5 ister the historical park in accordance with this sec-  
6 tion and the laws generally applicable to units of the  
7 National Park System, including—

8 (A) the National Park System Organic Act  
9 (16 U.S.C. 1 et seq.); and

10 (B) the Act of August 21, 1935 (16 U.S.C.  
11 461 et seq.).

12 (2) COOPERATIVE AGREEMENTS.—

13 (A) IN GENERAL.—The Secretary may  
14 enter into a cooperative agreement with the  
15 owner of any land within the historical park to  
16 mark, interpret, or restore nationally significant  
17 historic or cultural resources relating to the life  
18 of Harriet Tubman, if the agreement provides  
19 that—

20 (i) the Secretary shall have the right  
21 of access to any public portions of the land  
22 covered by the agreement to allow for—

23 (I) access at reasonable times by  
24 historical park visitors to the land;  
25 and

1 (II) interpretation of the land for  
2 the public; and

3 (ii) no changes or alterations shall be  
4 made to the land except by mutual agree-  
5 ment of the Secretary and the owner of the  
6 land.

7 (B) RESEARCH.—The Secretary may enter  
8 into a cooperative agreement with the State, po-  
9 litical subdivisions of the State, institutions of  
10 higher education, the Home and other nonprofit  
11 organizations, and individuals to conduct re-  
12 search relating to the life of Harriet Tubman.

13 (C) ATTORNEY GENERAL.—

14 (i) IN GENERAL.—The Secretary shall  
15 submit to the Attorney General for review  
16 any cooperative agreement under this  
17 paragraph involving religious property or  
18 property owned by a religious institution.

19 (ii) FINDING.—No cooperative agree-  
20 ment subject to review under this subpara-  
21 graph shall take effect until the date on  
22 which the Attorney General issues a find-  
23 ing that the proposed agreement does not  
24 violate the Establishment Clause of the  
25 First Amendment to the Constitution.

1 (D) FUNDING.—No Federal funds shall be  
2 made available under any cooperative agree-  
3 ment entered into under this paragraph. The  
4 Secretary may accept non-Federal funds to  
5 carry out this paragraph or any cooperative  
6 agreement entered into under this paragraph.

7 (d) GENERAL MANAGEMENT PLAN.—

8 (1) IN GENERAL.—Not later than 3 years after  
9 the date of enactment, the Secretary shall prepare a  
10 general management plan for the historical park in  
11 accordance with section 12(b) of Public Law 91–383  
12 (commonly known as the “National Park Service  
13 General Authorities Act”; 16 U.S.C. 1a–7(b)).

14 (2) COORDINATION.—The Secretary shall co-  
15 ordinate the preparation and implementation of the  
16 management plan with—

17 (A) the Harriet Tubman Underground  
18 Railroad National Historical Park established  
19 by section 2(b)(1); and

20 (B) the National Underground Railroad  
21 Network to Freedom.

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