

Calendar No. 147

115TH CONGRESS
1ST SESSION

H. R. 46

[Report No. 115–110]

IN THE SENATE OF THE UNITED STATES

JANUARY 31, 2017

Received

MARCH 7, 2017

Read twice and referred to the Committee on Energy and Natural Resources

JUNE 14, 2017

Reported by Ms. MURKOWSKI, with an amendment

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

AN ACT

To authorize the Secretary of the Interior to conduct a special resource study of Fort Ontario in the State of New York.

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 “Fort Ontario Study
5 Act”.

1 **SEC. 2. FINDINGS.**

2 Congress makes the following findings:

3 (1) From 1755 until 1814, Fort Ontario and
4 three previous fortifications built on the site of the
5 Fort in Oswego, New York, on the shore of Lake
6 Ontario were used as military installations during
7 the French and Indian War, the Revolutionary War,
8 and the War of 1812.

9 (2) The original fort, erected by the British in
10 1755, was destroyed by French forces in 1756. The
11 fort was rebuilt and subsequently destroyed during
12 both the American Revolution and the War of 1812.
13 The star-shaped fort was constructed on the site of
14 the original fortifications in the 1840s, with im-
15 provements made from 1863 through 1872.

16 (3) The United States Armed Forces began ex-
17 panding Fort Ontario in the early 20th century and
18 by 1941, approximately 125 buildings stood at the
19 fort.

20 (4) On June 9, 1944, President Franklin D.
21 Roosevelt announced that Fort Ontario would serve
22 as the Nation's only Emergency Refugee Camp dur-
23 ing World War II. From August of 1944 until Feb-
24 ruary 1946, nearly 1,000 refugees were sheltered at
25 Fort Ontario.

1 (5) Fort Ontario was conveyed from the Fed-
 2 eral Government to the State of New York in 1946;
 3 it was used to house World War II veterans and
 4 their families and then converted to a State historic
 5 site in 1953.

6 (6) A post cemetery containing the graves of 77
 7 officers, soldiers, women, and children who served at
 8 Fort Ontario in war and peace is situated on the
 9 grounds of the fort.

10 (7) In 1970, Fort Ontario was placed on the
 11 National Register of Historic Places.

12 **SEC. 3. FORT ONTARIO SPECIAL RESOURCE STUDY.**

13 (a) STUDY.—The Secretary of the Interior (referred
 14 to in this section as the “Secretary”) shall conduct a spe-
 15 cial resource study of Fort Ontario in Oswego, New York.

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

18 (1) evaluate the national significance of the
 19 site;

20 (2) determine the suitability and feasibility of
 21 designating the site as a unit of the National Park
 22 System;

23 (3) consider other alternatives for preservation,
 24 protection, and interpretation of the lands by Fed-

1 eral, State, or local governmental entities, or private
2 and nonprofit organizations;

3 (4) consult with interested Federal, State, or
4 local governmental entities, private and nonprofit or-
5 ganizations or any other interested individuals;

6 (5) determine the effect of the designation of
7 the site as a unit of the National Park System on
8 existing commercial and recreational uses and the
9 effect on State and local governments to manage
10 those activities;

11 (6) identify any authorities, including con-
12 demnation, that may compel or allow the Secretary
13 to influence or participate in local land use decisions
14 (such as zoning) or place restrictions on non-Federal
15 land if the site is designated a unit of the National
16 Park System; and

17 (7) identify cost estimates for any Federal ac-
18 quisition, development, interpretation, operation, and
19 maintenance associated with the alternatives.

20 (c) APPLICABLE LAW.—The study authorized under
21 subsection (a) shall be conducted in accordance with sec-
22 tion 100507 of title 54, United States Code.

23 (d) REPORT.—Not later than 3 years after the date
24 on which funds are first made available for the study
25 under subsection (a), the Secretary shall submit to the

1 Committee on Natural Resources of the House of Rep-
 2 resentatives and the Committee on Energy and Natural
 3 Resources of the Senate a report that describes—

4 (1) the findings of the study; and

5 (2) any conclusions and recommendations of the
 6 Secretary.

7 **SECTION 1. SHORT TITLE.**

8 *This Act may be cited as the “Fort Ontario Study*
 9 *Act”.*

10 **SEC. 2. DEFINITIONS.**

11 *In this Act:*

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

14 (2) *STUDY AREA.*—*The term “study area” means*
 15 *Fort Ontario in Oswego, New York.*

16 **SEC. 3. FORT ONTARIO SPECIAL RESOURCE STUDY.**

17 (a) *IN GENERAL.*—*The Secretary shall conduct a spe-*
 18 *cial resource study of the study area.*

19 (b) *CONTENTS.*—*In conducting the study under sub-*
 20 *section (a), the Secretary shall—*

21 (1) *evaluate the national significance of the*
 22 *study area;*

23 (2) *determine the suitability and feasibility of*
 24 *designating the study area as a unit of the National*
 25 *Park System;*

1 (3) *consider other alternatives for preservation,*
2 *protection, and interpretation of the study area by the*
3 *Federal Government, State or local government enti-*
4 *ties, or private and nonprofit organizations;*

5 (4) *consult with interested Federal agencies,*
6 *State or local governmental entities, private and non-*
7 *profit organizations, or any other interested individ-*
8 *uals; and*

9 (5) *identify cost estimates for any Federal acqui-*
10 *sition, development, interpretation, operation, and*
11 *maintenance associated with the alternatives.*

12 (c) *APPLICABLE LAW.*—*The study required under sub-*
13 *section (a) shall be conducted in accordance with section*
14 *100507 of title 54, United States Code.*

15 (d) *REPORT.*—*Not later than 3 years after the date*
16 *on which funds are first made available to carry out the*
17 *study under subsection (a), the Secretary shall submit to*
18 *the Committee on Natural Resources of the House of Rep-*
19 *resentatives and the Committee on Energy and Natural Re-*
20 *sources of the Senate a report that describes—*

21 (1) *the results of the study; and*

22 (2) *any conclusions and recommendations of the*
23 *Secretary.*

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AN ACT

To authorize the Secretary of the Interior to conduct a special resource study of Port Ontario in the State of New York.

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Reported with an amendment