

*Text as amended by the House Natural Resources Committee  
on September 20, 2023.*

**AMENDMENT IN THE NATURE OF A SUBSTITUTE TO H.R. 3448**

**OFFERED BY MR. WESTERMAN OF ARKANSAS**

Strike all after the enacting clause and insert the following:

**1 SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “American Battlefield  
3 Protection Program Enhancement Act of 2023”.

**4 SEC. 2. AMERICAN BATTLEFIELD PROTECTION PROGRAM**

**5 IMPROVEMENTS.**

6 (a) **DEFINITIONS.**—Section 308101 of title 54,  
7 United States Code, is amended to read as follows:

**8 “§ 308101. Definitions**

9 “In this chapter:

10 “(1) **SECRETARY.**—The term ‘Secretary’ means  
11 the Secretary, acting through the American Battle-  
12 field Protection Program.

13 “(2) **BATTLEFIELD REPORTS.**—The term ‘Bat-  
14 tlefield Reports’ means, collectively—

15 “(A) the document entitled ‘Report on the  
16 Nation’s Civil War Battlefields’, prepared by  
17 the Civil War Sites Advisory Commission, and  
18 dated July 1993; and

1           “(B) the document entitled ‘Report to  
2           Congress on the Historic Preservation of Revo-  
3           lutionary War and War of 1812 Sites in the  
4           United States’, prepared by the National Park  
5           Service, and dated September 2007.”.

6       (b)     PRESERVATION        ASSISTANCE.—Section  
7     308102(a) of title 54, United States Code, is amended by  
8     striking “Federal” and all that follows through “organiza-  
9     tions” and inserting “Federal agencies, States, Tribes,  
10    local governments, other public entities, educational insti-  
11    tutions, and nonprofit organizations”.

12       (c)     BATTLEFIELD LAND ACQUISITION GRANTS IM-  
13    PROVEMENTS.—Section 308103 of title 54, United States  
14    Code, is amended—

15           (1) by amending subsection (a) to read as fol-  
16    lows:

17       “(a) ELIGIBLE SITE DEFINED.—In this section, the  
18    term ‘eligible site’—

19           “(1) means a site that—

20               “(A) is not within the exterior boundaries  
21               of a unit of the National Park System; and

22               “(B) is identified in the Battlefield Reports  
23               as a battlefield; and

24           “(2) excludes sites identified in the Battlefield  
25    Reports as associated historic sites.”;

1 (2) in subsection (b), by striking “State and  
2 local governments” and inserting “States, Tribes,  
3 local governments, and nonprofit organizations”;

4 ~~and~~

5 (3) in subsection (c), by striking “State or local  
6 government” and inserting “State, Tribe, or local  
7 government”; and

8 (d) BATTLEFIELD RESTORATION GRANTS IMPROVE-  
9 MENTS.—Section 308105 of title 54, United States Code,  
10 is amended—

11 (1) by amending subsection (a) to read as fol-  
12 lows:

13 “(a) ESTABLISHMENT.—The Secretary shall estab-  
14 lish a battlefield restoration grant program (referred to  
15 in this section as the ‘program’) under which the Secretary  
16 may provide grants to States, Tribes, local governments,  
17 and nonprofit organizations for projects that restore day-  
18 of-battle conditions on—

19 “(1) land preserved and protected under the  
20 battlefield acquisition grant program established  
21 under section 308103(b); or

22 “(2) battlefield land that is—

23 “(A) owned by a State, Tribe, local govern-  
24 ment, or nonprofit organization; and

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**Commented [DJN1]:** Original amended text further amended to add the following:

(4) in subsection (e), by striking “under this section” and inserting “under this section, including by States, Tribes, local governments, and nonprofit organizations.”

1           “(B) referred to in the Battlefield Re-  
2           ports.”; and  
3           (2) by striking subsection (b) and inserting the  
4           following:

5           “(b) ELIGIBLE SITES.—The Secretary may make  
6           grants under this section for Revolutionary War, War of  
7           1812, and Civil War battlefield sites—

8           “(1) eligible for assistance under the battlefield  
9           acquisition grant program established under section  
10          308103(b); or

11          “(2) on battlefield land that is—

12           “(A) owned by a State, Tribe, local govern-  
13          ment, or nonprofit organization; and

14           “(B) referred to in the Battlefield Re-  
15          ports.”.

16          (e) UPDATES AND IMPROVEMENTS.—Chapter 3081  
17          of title 54, United States Code, is amended by adding at  
18          the end the following:

19          “§ 308106. Updates and improvements to Battlefield

20                           **Reports**

21          “Not later than 2 years after the date of the enact-  
22          ment of this section, and every 10 years thereafter, the  
23          Secretary shall submit to Congress a report that updates  
24          the Battlefield Reports to reflect—

1           “(1) preservation activities carried out at the  
2           battlefields in the period since the publication of the  
3           most recent Battlefield Reports update;

4           “(2) changes in the condition, including core  
5           and study areas, of the battlefields during that pe-  
6           riod; and

7           “(3) any other relevant developments relating  
8           to the battlefields during that period.”.

9           (f) CLERICAL AMENDMENT.—The table of sections  
10          for chapter 3081 of title 54, United States Code, is  
11          amended as follows:

12               (1) By amending the item relating to section  
13               308101 to read as follows:

“308101. Definitions”.

14               (2) By adding at the end the following:

“308106. Updates and improvements to Battlefield Reports”.

