

enacted into law by Public Law 93-554 (2 U.S.C. 285b(1)).”

TRANSITIONAL AND SAVINGS PROVISIONS

Pub. L. 113-287, §6, Dec. 19, 2014, 128 Stat. 3272, provided that:

“(a) DEFINITIONS.—In this section:

“(1) SOURCE PROVISION.—The term ‘source provision’ means a provision of law that is replaced by a title 54 provision.

“(2) TITLE 54 PROVISION.—The term ‘title 54 provision’ means a provision of title 54, United States Code, that is enacted by section 3.

“(b) CUTOFF DATE.—The title 54 provisions replace certain provisions of law enacted on or before January 15, 2013. If a law enacted after that date amends or repeals a source provision, that law is deemed to amend or repeal, as the case may be, the corresponding title 54 provision. If a law enacted after that date is otherwise inconsistent with a title 54 provision or a provision of this Act [see Tables for classification], that law supersedes the title 54 provision or provision of this Act to the extent of the inconsistency.

“(c) ORIGINAL DATE OF ENACTMENT UNCHANGED.—For purposes of determining whether one provision of law supersedes another based on enactment later in time, a title 54 provision is deemed to have been enacted on the date of enactment of the source provision that the title 54 provision replaces.

“(d) REFERENCES TO TITLE 54 PROVISIONS.—A reference to a title 54 provision is deemed to refer to the corresponding source provision.

“(e) REFERENCES TO SOURCE PROVISIONS.—A reference to a source provision, including a reference in a regulation, order, or other law, is deemed to refer to the corresponding title 54 provision.

“(f) REGULATIONS, ORDERS, AND OTHER ADMINISTRATIVE ACTIONS.—A regulation, order, or other administrative action in effect under a source provision continues in effect under the corresponding title 54 provision.

“(g) ACTIONS TAKEN AND OFFENSES COMMITTED.—An action taken or an offense committed under a source provision is deemed to have been taken or committed under the corresponding title 54 provision.”

REPEALS

Pub. L. 113-287, §7, Dec. 19, 2014, 128 Stat. 3272, repealed specified laws relating to the National Park System, except with respect to rights and duties that matured, penalties that were incurred, or proceedings that were begun before Dec. 19, 2014.

Subtitle I—National Park System

DIVISION A—ESTABLISHMENT AND GENERAL ADMINISTRATION

CHAPTER 1001—GENERAL PROVISIONS

Sec.

100101. Promotion and regulation.

100102. Definitions.

§ 100101. Promotion and regulation

(a) IN GENERAL.—The Secretary, acting through the Director of the National Park Service, shall promote and regulate the use of the National Park System by means and measures that conform to the fundamental purpose of the System units, which purpose is to conserve the scenery, natural and historic objects, and wild life in the System units and to provide for the enjoyment of the scenery, natural and historic objects, and wild life in such manner and by such means as will leave them unimpaired for the enjoyment of future generations.

(b) DECLARATIONS.—

(1) 1970 DECLARATIONS.—Congress declares that—

(A) the National Park System, which began with establishment of Yellowstone National Park in 1872, has since grown to include superlative natural, historic, and recreation areas in every major region of the United States and its territories and possessions;

(B) these areas, though distinct in character, are united through their interrelated purposes and resources into one National Park System as cumulative expressions of a single national heritage;

(C) individually and collectively, these areas derive increased national dignity and recognition of their superb environmental quality through their inclusion jointly with each other in one System preserved and managed for the benefit and inspiration of all the people of the United States; and

(D) it is the purpose of this division to include all these areas in the System and to clarify the authorities applicable to the System.

(2) 1978 REAFFIRMATION.—Congress reaffirms, declares, and directs that the promotion and regulation of the various System units shall be consistent with and founded in the purpose established by subsection (a), to the common benefit of all the people of the United States. The authorization of activities shall be construed and the protection, management, and administration of the System units shall be conducted in light of the high public value and integrity of the System and shall not be exercised in derogation of the values and purposes for which the System units have been established, except as directly and specifically provided by Congress.

(Pub. L. 113-287, §3, Dec. 19, 2014, 128 Stat. 3096.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
100101(a)	16 U.S.C. 1 (last sentence).	Aug. 25, 1916, ch. 408, §1 (last sentence), 39 Stat. 535.
100101(b)(1)	16 U.S.C. 1a-1 (1st sentence).	Pub. L. 91-383, §1, Aug. 18, 1970, 84 Stat. 825; Pub. L. 95-250, title I, §101(b), Mar. 27, 1978, 92 Stat. 166.
100101(b)(2)	16 U.S.C. 1a-1 (2d, last sentences).	

In subsection (a), the words “Secretary, acting through the Director of the National Park Service” are substituted for “service thus established” to reflect the transfer of functions of other officers, employees, and agencies of the Department of the Interior to the Secretary by sections 1 and 2 of Reorganization Plan No. 3 of 1950 (5 U.S.C. App.) while keeping the responsibility for promoting and regulating the use of the National Park System with the Director of the National Park Service.

In subsection (b)(1)(D), the words “this division” are substituted for “this Act” for clarity. The purpose of the Act of August 18, 1970 (known as the National Park System General Authorities Act) (Public Law 91-383, 84 Stat. 825), was to update and clarify the law with respect to the various units of the National Park System by enlarging the application of existing general statutes so that they apply uniformly to the administration of the various types of parklands within the national park system. See H. Rept. 91-1265 (91st Cong., 2d

Sess.). However, section 2(b) of that Act, rather than being enacted as a new provision of law, amended section 2 of the Act of August 8, 1953 (ch. 384, 67 Stat. 496), and would not be included in the reference to “this Act” in section 1 of the Act of August 18, 1970. The revised subsection translates the reference to “this Act” to carry out the intent of the Act of August 18, 1970.

SHORT TITLE OF 2009 ACT

Pub. L. 111-11, §1(a), Mar. 30, 2009, 123 Stat. 991, provided that: “This Act [see Tables for classification] may be cited as the ‘Omnibus Public Land Management Act of 2009’.”

SHORT TITLE OF 2006 ACT

Pub. L. 109-453, §1(a), Dec. 22, 2006, 120 Stat. 3367, provided that: “This Act [see Tables for classification] may be cited as the ‘National Historic Preservation Act Amendments Act of 2006’.”

Pub. L. 109-338, §1(a), Oct. 12, 2006, 120 Stat. 1783, provided that: “This Act [see Tables for classification] may be cited as the ‘National Heritage Areas Act of 2006’.”

SHORT TITLE OF 2005 ACT

Pub. L. 109-156, §1, Dec. 30, 2005, 119 Stat. 2946, provided that: “This Act [see Tables for classification] may be cited as the ‘Delaware Water Gap National Recreation Area Improvement Act’.”

SHORT TITLE OF 2000 ACT

Pub. L. 106-355, §1, Oct. 24, 2000, 114 Stat. 1385, provided that: “This Act [see Tables for classification] may be cited as the ‘National Historic Lighthouse Preservation Act of 2000’.”

Pub. L. 106-291, title I, §150(a), Oct. 11, 2000, 114 Stat. 956, provided that: “This section [see Tables for classification] may be cited as the ‘National Underground Railroad Freedom Center Act’.”

Pub. L. 106-208, §1, May 26, 2000, 114 Stat. 318, provided that: “This Act [see Tables for classification] may be cited as the ‘National Historic Preservation Act Amendments of 2000’.”

Pub. L. 106-176, §1(a), Mar. 10, 2000, 114 Stat. 23, provided that: “This Act [see Tables for classification] may be cited as the ‘Omnibus Parks Technical Corrections Act of 2000’.”

SHORT TITLE OF 1998 ACT

Pub. L. 105-391, §1(a), Nov. 13, 1998, 112 Stat. 3497, provided that: “This Act [see Tables for classification] may be cited as the ‘National Parks Omnibus Management Act of 1998’.”

Pub. L. 105-391, title III, §301, Nov. 13, 1998, 112 Stat. 3501, provided that: “This title [see Tables for classification] may be cited as the ‘National Park System New Areas Studies Act’.”

Pub. L. 105-391, title IV, §401, Nov. 13, 1998, 112 Stat. 3503, provided that: “This title [see Tables for classification] may be cited as the ‘National Park Service Concessions Management Improvement Act of 1998’.”

Pub. L. 105-203, §1, July 21, 1998, 112 Stat. 678, provided that: “This Act [see Tables for classification] may be cited as the ‘National Underground Railroad Network to Freedom Act of 1998’.”

SHORT TITLE OF 1996 ACT

Pub. L. 104-333, §1, Nov. 12, 1996, 110 Stat. 4093, provided that: “This Act [see Tables for classification] may be cited as the ‘Omnibus Parks and Public Lands Management Act of 1996’.”

SHORT TITLE OF 1994 ACT

Pub. L. 103-451, §1, Nov. 2, 1994, 108 Stat. 4769, provided that: “This Act [see Tables for classification] may be cited as the ‘National Maritime Heritage Act of 1994’.”

SHORT TITLE OF 1992 ACT

Pub. L. 102-575, title XL, §4001, Oct. 30, 1992, 106 Stat. 4753, provided that: “This title [see Tables for classification]

may be cited as the ‘National Historic Preservation Act Amendments of 1992’.”

SHORT TITLE OF 1980 ACT

Pub. L. 96-515, §1, Dec. 12, 1980, 94 Stat. 2987, provided: “That this Act [see Tables for classification] may be cited as the ‘National Historic Preservation Act Amendments of 1980’.”

SHORT TITLE OF 1978 ACT

Pub. L. 95-625, §1, Nov. 10, 1978, 92 Stat. 3467, provided that: “This Act [see Tables for classification] may be cited as the ‘National Parks and Recreation Act of 1978’.”

Pub. L. 95-625, title X, §1001, Nov. 10, 1978, 92 Stat. 3538, provided that: “This title [see Tables for classification] may be cited as the ‘Urban Park and Recreation Recovery Act of 1978’.”

SHORT TITLE OF 1970 ACT

Pub. L. 91-383, §14, as added by Pub. L. 108-352, §10(b), Oct. 21, 2004, 118 Stat. 1397, provided that: “This Act [see Tables for classification] may be cited as the ‘National Park System General Authorities Act’.”

Pub. L. 91-357, §5, July 29, 1970, 84 Stat. 472, provided that: “This Act [see Tables for classification] may be cited as the ‘Volunteers in the Parks Act of 1969’.”

SHORT TITLE OF 1966 ACT

Pub. L. 89-665, §1(a), Oct. 15, 1966, 80 Stat. 915; Pub. L. 96-515, title I, §101(a), Dec. 12, 1980, 94 Stat. 2987, provided that: “This Act [see Tables for classification] may be cited as the ‘National Historic Preservation Act’.”

SHORT TITLE OF 1964 ACT

Pub. L. 88-578, title I, §1(a), Sept. 3, 1964, 78 Stat. 897, provided in part that: “This Act [see Tables for classification] may be cited as the ‘Land and Water Conservation Fund Act of 1965’.”

SHORT TITLE OF 1916 ACT

Act Aug. 25, 1916, ch. 408, §5, as added by Pub. L. 108-352, §10(a), Oct. 21, 2004, 118 Stat. 1397, provided that: “This Act [see Tables for classification] may be cited as the ‘National Park Service Organic Act’.”

SPECIAL EVENTS AT NATIONAL MALL

Pub. L. 108-108, title I, §145, Nov. 10, 2003, 117 Stat. 1280, provided that: “None of the funds appropriated or otherwise made available by this or any other Act, hereafter enacted, may be used to permit the use of the National Mall for a special event, unless the permit expressly prohibits the erection, placement, or use of structures and signs bearing commercial advertising. The Secretary may allow for recognition of sponsors of special events: *Provided*, That the size and form of the recognition shall be consistent with the special nature and sanctity of the Mall and any lettering or design identifying the sponsor shall be no larger than one-third the size of the lettering or design identifying the special event. In approving special events, the Secretary shall ensure, to the maximum extent practicable, that public use of, and access to the Mall is not restricted. For purposes of this section, the term ‘special event’ shall have the meaning given to it by section 7.96(g)(1)(ii) of title 36, Code of Federal Regulations.”

NATIONAL PARK POLICE DRUG ENFORCEMENT SUPPLEMENTAL AUTHORITY ACT

Pub. L. 99-570, title V, subtitle B (§§5051, 5052), Oct. 27, 1986, 100 Stat. 3207-156, as amended by Pub. L. 100-690, title VI, §6254(d)(2), Nov. 18, 1988, 102 Stat. 4365, provided that:

“SEC. 5051. SHORT TITLE.

“This subtitle may be cited as the ‘National Park Police Drug Enforcement Supplemental Authority Act’.

“SEC. 5052. NATIONAL PARK AUTHORIZATION.

“In order to improve Federal law enforcement activities relating to the use and production of narcotics and controlled substances in National Park System units, from amounts appropriated there shall be made available to the Secretary of the Interior, in addition to sums made available under other authority of law, \$3,000,000 for fiscal year 1989, and for each fiscal year thereafter, to be used for the employment and training of officers or employees of the Department of the Interior designated pursuant to section 10(b) of the Act of August 18, 1970 ([former] 16 U.S.C. 1a-6 [see 54 U.S.C. 102701]), for equipment and facilities to be used by such personnel, and for expenses related to such employment, training, equipment, and facilities.”

PURPOSES OF PUB. L. 88-578

Pub. L. 88-578, title I, §1(b), Sept. 3, 1964, 78 Stat. 897, provided that: “The purposes of this Act [see Tables for classification] are to assist in preserving, developing, and assuring accessibility to all citizens of the United States of America of present and future generations and visitors who are lawfully present within the boundaries of the United States of America such quality and quantity of outdoor recreation resources as may be available and are necessary and desirable for individual active participation in such recreation and to strengthen the health and vitality of the citizens of the United States by (1) providing funds for and authorizing Federal assistance to the States in planning, acquisition, and development of needed land and water areas and facilities and (2) providing funds for the Federal acquisition and development of certain lands and other areas.”

§ 100102. Definitions

In this title:

- (1) DIRECTOR.—The term “Director” means the Director of the National Park Service.
(2) NATIONAL PARK SYSTEM.—The term “National Park System” means the areas of land and water described in section 100501 of this title.
(3) SECRETARY.—The term “Secretary” means the Secretary of the Interior.
(4) SERVICE.—The term “Service” means the National Park Service.
(5) SYSTEM.—The term “System” means the National Park System.
(6) SYSTEM UNIT.—The term “System unit” means one of the areas described in section 100501 of this title.

(Pub. L. 113-287, §3, Dec. 19, 2014, 128 Stat. 3096.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 100102 shows no source.

The term “System unit” is added because various laws relating to the National Park Service apply to any area of land or water administered by the Secretary through the Service regardless of the terms used in those laws. See section 100501 of the revised title.

CHAPTER 1003—ESTABLISHMENT, DIRECTORS, AND OTHER EMPLOYEES

- Sec. 100301. Establishment.
100302. Directors and other employees.
100303. Effect on other laws.

§ 100301. Establishment

There is in the Department of the Interior a service called the National Park Service.

(Pub. L. 113-287, §3, Dec. 19, 2014, 128 Stat. 3097.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Row 100301 shows source in U.S.C. and Statutes at Large.

§ 100302. Directors and other employees

- (a) DIRECTOR.—
(1) APPOINTMENT.—The Service shall be under the charge of a director who shall be appointed by the President, by and with the advice and consent of the Senate.
(2) QUALIFICATIONS.—The Director shall have substantial experience and demonstrated competence in land management and natural or cultural resource conservation.
(3) AUTHORITY.—Under the direction of the Secretary, the Director shall have the supervision, management, and control of System units. In the supervision, management, and control of System units contiguous to national forests the Secretary of Agriculture may cooperate with the Service to such extent as may be requested by the Secretary.

(b) DEPUTY DIRECTORS.—The Director shall select 2 Deputy Directors. One Deputy Director shall have responsibility for Service operations, and the other Deputy Director shall have responsibility for other programs assigned to the Service.

(c) OTHER EMPLOYEES.—The Service shall have such subordinate officers and employees as may be appropriated for by Congress.

(Pub. L. 113-287, §3, Dec. 19, 2014, 128 Stat. 3097.)

HISTORICAL AND REVISION NOTES

Table with 3 columns: Revised Section, Source (U.S. Code), Source (Statutes at Large). Rows 100302(a)(1), 100302(a)(2), 100302(a)(3), 100302(b), 100302(c) show various sources.

In subsection (a)(3), the words “of the Hot Springs Reservation in the State of Arkansas” [changed to “Hot Springs National Park” because of section 1 of the Act of March 4, 1921 (ch. 161, 41 Stat. 1407)] in section 2 of the Act of August 25, 1916 (known as the National Park Service Organic Act) (ch. 408, 39 Stat. 535) are omitted as unnecessary.

Subsection (c) is substituted for the 5th sentence of section 1 of the Act of August 25, 1916 (known as the National Park Service Organic Act) (ch. 408, 39 Stat. 535), to eliminate unnecessary words and because the pay of employees is fixed pursuant to chapter 51 and subchapter III of chapter 53 of title 5.

§ 100303. Effect on other laws

This chapter and sections 100101(a), 100751(a), 100752, 100753, and 102101 of this title do not affect or modify section 100902(a) of this title.

(Pub. L. 113-287, §3, Dec. 19, 2014, 128 Stat. 3097.)