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469e. Plan for continental glaciation.
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469g. Ice Age National Scientific Reserve; recom-
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469h. Comprehensive plan for Reserve Develop-
ment.
469i. Repealed.
469j. Commission for the Preservation of Ameri-
ca's Heritage Abroad.
469k. Repealed.
469k-1. American Battlefield Protection Program.
469l. Findings and purposes.
469l-1. National Underground Railroad Network to
Freedom program.
469l-2. Preservation of historic sites or structures.
469l-3. Authorization of appropriations.
469m. Women's Rights National Historical Park.
469n. Preserve America Program.
469o. Save America's Treasures Program.

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470c. Apportionment of grant funds.
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470g. White House, United States Supreme Court
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SUBCHAPTER I—GENERAL PROVISIONS

§ 461. Declaration of national policy

It is declared that it is a national policy to preserve for public use historic sites, buildings, and objects of national significance for the inspiration and benefit of the people of the United States.

(Aug. 21, 1935, ch. 593, §1, 49 Stat. 666.)

SHORT TITLE OF 2006 AMENDMENT

Pub. L. 109-338, §1(a), Oct. 12, 2006, 120 Stat. 1783, provided that: "This Act [enacting provisions set out as a note under section 262 of Title 30, Mineral Lands and Mining, enacting provisions listed in a table of National Heritage Routes set out under this section, amending provisions formerly set out as a note under section 1244 of this title, and amending provisions listed in a table of National Heritage and River Corridors, a table of National Heritage Areas, and a table of National Heritage Partnerships set out under this section] may be cited as the 'National Heritage Areas Act of 2006'."

SHORT TITLE OF 2005 AMENDMENT

Pub. L. 109-156, §1, Dec. 30, 2005, 119 Stat. 2946, provided that: "This Act [amending section 463 of this title and enacting provisions set out as a note under section 463 of this title] may be cited as the 'Delaware Water Gap National Recreation Area Improvement Act'."

SHORT TITLE OF 2000 AMENDMENT

Pub. L. 106-291, title I, §150(a), Oct. 11, 2000, 114 Stat. 956, provided that: "This section [enacting section 469l-2 of this title and provisions set out as a note

under section 4697-2 of this title] may be cited as the ‘National Underground Railroad Freedom Center Act.’”

SHORT TITLE OF 1998 AMENDMENT

Pub. L. 105-203, §1, July 21, 1998, 112 Stat. 678, provided that: “This Act [enacting sections 4697 and 4697-1 of this title] may be cited as the ‘National Underground Railroad Network to Freedom Act of 1998.’”

SHORT TITLE

Act Aug. 21, 1935, ch. 593, 49 Stat. 666, which is classified to sections 461 to 467 of this title, is popularly known as the “Historic Sites, Buildings, and Antiquities Act”.

NATIONAL HISTORIC SITES

- Adams National Historic Site, Massachusetts [redesignated Adams National Historical Park by Pub. L. 105-342, §5(e), Nov. 2, 1998, 112 Stat. 3202 (16 U.S.C. 410eee et seq.)].—Designated Dec. 9, 1946.
- Allegheny Portage Railroad National Historic Site, Pennsylvania.—Pub. L. 88-546, Aug. 31, 1964, 78 Stat. 752; Pub. L. 107-369, Dec. 19, 2002, 116 Stat. 3069; Pub. L. 108-352, §16, Oct. 21, 2004, 118 Stat. 1398.
- Andersonville National Historic Site, Georgia.—Pub. L. 91-465, Oct. 16, 1970, 84 Stat. 989; Pub. L. 107-357, §1, Dec. 17, 2002, 116 Stat. 3014.
- Andrew Johnson National Historic Site.—Aug. 29, 1935, ch. 801, 49 Stat. 958 (16 U.S.C. 450o-450q); Proc. No. 2554, Apr. 27, 1942, 56 Stat. 1955; Pub. L. 88-197, Dec. 11, 1963, 77 Stat. 349.
- Ansley Wilcox House National Historic Site (see Theodore Roosevelt Inaugural National Historic Site, New York).
- Bent's Old Fort National Historic Site, Colorado.—Pub. L. 86-487, June 3, 1960, 74 Stat. 155.
- Boston African American National Historic Site, Massachusetts.—Pub. L. 96-430, title I, Oct. 10, 1980, 94 Stat. 1845.
- Brown v. Board of Education National Historic Site, Kansas.—Pub. L. 102-525, title I, Oct. 26, 1992, 106 Stat. 3438.
- Carl Sandburg Home National Historic Site, North Carolina.—Pub. L. 90-592, Oct. 17, 1968, 82 Stat. 1968; Pub. L. 110-229, title III, §311, May 8, 2008, 122 Stat. 769.
- Carter G. Woodson Home National Historic Site, District of Columbia.—Pub. L. 108-192, Dec. 19, 2003, 117 Stat. 2873.
- Charles Pinckney National Historic Site, South Carolina.—Pub. L. 100-421, Sept. 8, 1988, 102 Stat. 1581.
- Clara Barton National Historic Site, Maryland.—Pub. L. 93-486, title I, §101(a)(1), Oct. 26, 1974, 88 Stat. 1461.
- Edgar Allan Poe National Historic Site, Pennsylvania.—Pub. L. 95-625, title V, §503, Nov. 10, 1978, 92 Stat. 3498.
- Edison National Historic Site [references to Edison National Historic Site deemed to refer to the Thomas Edison National Historical Park by Pub. L. 111-11, title VII, §7110(c)(5), Mar. 30, 2009, 123 Stat. 1198, see section 410mmm of this title].—Pub. L. 87-628, Sept. 5, 1962, 76 Stat. 428; repealed by Pub. L. 111-11, title VII, §7110(c)(4), Mar. 30, 2009, 123 Stat. 1198.
- Eisenhower National Historic Site.—33 F.R. 16031, Nov. 27, 1967; Pub. L. 91-133, Dec. 2, 1969, 83 Stat. 274.
- Eleanor Roosevelt National Historic Site, New York.—Pub. L. 95-32, May 26, 1977, 91 Stat. 171; Pub. L. 105-364, Nov. 6, 1998, 112 Stat. 3300.
- Eugene O'Neill National Historic Site, California.—Pub. L. 94-539, §1, 2, Oct. 18, 1976, 90 Stat. 2501.
- Fallen Timbers Battlefield and Fort Miamis National Historic Site, Ohio.—Pub. L. 106-164, Dec. 9, 1999, 113 Stat. 1792; Pub. L. 106-387, §1(a) [title VII, §777], Oct. 28, 2000, 114 Stat. 1549, 1549A-46.
- First Ladies National Historic Site, Ohio.—Pub. L. 106-291, title I, §145, Oct. 11, 2000, 114 Stat. 950.
- Ford's Theatre National Historic Site, District of Columbia.—Pub. L. 91-288, June 23, 1970, 84 Stat. 322.
- Fort Bowie National Historic Site, Arizona.—Pub. L. 88-510, Aug. 30, 1964, 78 Stat. 681.
- Fort Davis National Historic Site, Texas.—Pub. L. 87-213, Sept. 8, 1961, 75 Stat. 488; Pub. L. 105-355, title V, §506, Nov. 6, 1998, 112 Stat. 3263; Pub. L. 111-11, title VII, §7118, Mar. 30, 2009, 123 Stat. 1205.
- Fort Laramie National Historic Site, Wyoming.—Proc. No. 2292, July 16, 1938, 53 Stat. 2461; Pub. L. 86-444, Apr. 29, 1960, 74 Stat. 83.
- Fort Larned National Historic Site, Kansas.—Pub. L. 88-541, Aug. 31, 1964, 78 Stat. 748.
- Fort Point National Historic Site, California.—Pub. L. 91-457, Oct. 16, 1970, 84 Stat. 970.
- Fort Raleigh National Historic Site, North Carolina.—Designated Apr. 5, 1941; Pub. L. 87-148, Aug. 17, 1961, 75 Stat. 384; Pub. L. 101-603, Nov. 16, 1990, 104 Stat. 3065.
- Fort Saint Marks National Historic Site, Florida.—Pub. L. 87-789, Oct. 10, 1962, 76 Stat. 807.
- Fort Scott National Historic Site, Kansas.—Pub. L. 95-484, Oct. 19, 1978, 92 Stat. 1610; Pub. L. 95-625, title XII, Nov. 10, 1978, 92 Stat. 3548.
- Fort Smith National Historic Site, Arkansas.—Pub. L. 87-215, Sept. 13, 1961, 75 Stat. 489.
- Fort Union Trading Post National Historic Site, North Dakota and Montana.—Pub. L. 89-458, June 20, 1966, 80 Stat. 211.
- Frederick Law Olmsted National Historic Site, Massachusetts.—Pub. L. 96-87, title II, Oct. 12, 1979, 93 Stat. 664; Pub. L. 105-343, Nov. 2, 1998, 112 Stat. 3203.
- Friendship Hill National Historic Site, Pennsylvania.—Pub. L. 95-625, title V, §509, Nov. 10, 1978, 92 Stat. 3509.
- Georgia O'Keeffe National Historic Site, New Mexico.—Pub. L. 96-344, §3, Sept. 8, 1980, 94 Stat. 1133; repealed by Pub. L. 98-396, title I, Aug. 22, 1984, 98 Stat. 1387.
- Golden Spike National Historic Site, Utah.—Pub. L. 89-102, July 30, 1965, 79 Stat. 426.
- Grant-Kohrs Ranch National Historic Site, Montana.—Pub. L. 92-406, Aug. 25, 1972, 86 Stat. 632; Pub. L. 105-365, Nov. 6, 1998, 112 Stat. 3301.
- Grey Towers National Historic Site, Pennsylvania.—Pub. L. 108-447, div. E, title III, §348, Dec. 8, 2004, 118 Stat. 3106.
- Hampton National Historic Site, Maryland.—Designated June 22, 1948.
- Harry S Truman National Historic Site, Missouri.—Pub. L. 98-32, May 23, 1983, 97 Stat. 193; Pub. L. 101-105, Oct. 2, 1989, 103 Stat. 675; Pub. L. 103-184, §1, Dec. 14, 1993, 107 Stat. 2243; Pub. L. 108-396, Oct. 30, 2004, 118 Stat. 2250.
- Herbert Hoover National Historic Site, Iowa.—Pub. L. 89-119, Aug. 12, 1965, 79 Stat. 510.
- Home of Franklin D. Roosevelt National Historic Site, New York.—Designated Jan. 15, 1944; Pub. L. 105-364, Nov. 6, 1998, 112 Stat. 3300; Pub. L. 106-147, Dec. 9, 1999, 113 Stat. 1717.
- Hopewell Furnace [formerly Hopewell Village] National Historic Site, Pennsylvania.—Designated Aug. 3, 1938; redesignated Sept. 19, 1985, 50 F.R. 52385.
- Hubbell Trading Post National Historic Site, Arizona.—Pub. L. 89-148, Aug. 28, 1965, 79 Stat. 584.
- James A. Garfield National Historic Site, Ohio.—Pub. L. 96-607, title XII, Dec. 28, 1980, 94 Stat. 3545.
- Jefferson National Expansion Memorial, National Historical Site, Missouri.—Designated Dec. 21, 1935
- Jimmy Carter National Historic Site, Georgia.—Pub. L. 100-206, Dec. 23, 1987, 101 Stat. 1434; Pub. L. 105-106, §1, Nov. 20, 1997, 111 Stat. 2247.
- John Fitzgerald Kennedy National Historic Site, Massachusetts.—Pub. L. 90-20, May 26, 1967, 81 Stat. 29.
- John Muir National Historic Site, California.—Pub. L. 88-547, Aug. 31, 1964, 78 Stat. 753; Pub. L. 100-563, §5, Oct. 31, 1988, 102 Stat. 2829; Pub. L. 108-385, Oct. 30, 2004, 118 Stat. 2227.
- Kate Mullany National Historic Site, New York.—Pub. L. 108-438, Dec. 3, 2004, 118 Stat. 2625.

NATIONAL HISTORIC SITES—CONTINUED

Knife River Indian Villages National Historic Site, North Dakota.—Pub. L. 93-486, title I, §101(a)(3), Oct. 26, 1974, 88 Stat. 1461; Pub. L. 101-430, §1, Oct. 15, 1990, 104 Stat. 959.

Lincoln Home National Historic Site, Illinois.—Pub. L. 92-127, Aug. 18, 1971, 85 Stat. 347.

Little Rock Central High School National Historic Site, Arkansas.—Pub. L. 105-356, Nov. 6, 1998, 112 Stat. 3268.

Longfellow House-Washington's Headquarters [formerly Longfellow] National Historic Site, Massachusetts.—Pub. L. 92-475, Oct. 9, 1972, 86 Stat. 791; Pub. L. 111-333, Dec. 22, 2010, 124 Stat. 3581.

Lower East Side Tenement National Historic Site, New York.—Pub. L. 105-378, title I, Nov. 12, 1998, 112 Stat. 3395.

Lyndon B. Johnson National Historic Site, Texas [re-designated Lyndon B. Johnson National Historical Park by Pub. L. 96-607, title VI, Dec. 3, 1980, 94 Stat. 3540 (16 U.S.C. 410kk to 410kk-2)].—Pub. L. 91-134, Dec. 2, 1969, 83 Stat. 274.

Maggie L. Walker National Historic Site, Virginia.—Pub. L. 95-625, title V, §511, Nov. 10, 1978, 92 Stat. 3510.

Manzanar National Historic Site, California.—Pub. L. 102-248, title I, Mar. 3, 1992, 106 Stat. 40; Pub. L. 104-333, div. I, title V, §515, Nov. 12, 1996, 110 Stat. 4167.

Mar-A-Lago National Historic Site, Florida [redesignated Mar-A-Lago National Historic Landmark by Pub. L. 96-586, §4(a)(2), Dec. 23, 1980, 94 Stat. 3386 (16 U.S.C. 467a note)].—Designated Jan. 16, 1969; Pub. L. 92-527, Oct. 21, 1972, 86 Stat. 1049; repealed by Pub. L. 96-586, §4(a)(1), Dec. 23, 1980, 94 Stat. 3386.

Martin Luther King, Junior, National Historic Site, Georgia.—Pub. L. 96-428, Oct. 10, 1980, 94 Stat. 1839; Pub. L. 102-575, title XL, §4024, Oct. 30, 1992, 106 Stat. 4768; Pub. L. 108-314, Oct. 5, 2004, 118 Stat. 1198.

Martin Van Buren National Historic Site, New York.—Pub. L. 93-486, title I, §101(a)(6), Oct. 26, 1974, 88 Stat. 1462; Pub. L. 111-11, title VII, §7112, Mar. 30, 2009, 123 Stat. 1201.

Mary McLeod Bethune Council House National Historic Site, District of Columbia.—Pub. L. 97-329, Oct. 15, 1982, 96 Stat. 1615; Pub. L. 102-211, Dec. 11, 1991, 105 Stat. 1652.

Minidoka National Historic Site, Idaho.—Pub. L. 110-229, title III, §313, May 8, 2008, 122 Stat. 770.

Minuteman Missile National Historic Site, South Dakota.—Pub. L. 106-115, Nov. 29, 1999, 113 Stat. 1540; Pub. L. 113-36, Sept. 18, 2013, 127 Stat. 521.

Nicomemus National Historic Site, Kansas.—Pub. L. 104-333, div. I, title V, §512, Nov. 12, 1996, 110 Stat. 4163; Pub. L. 106-176, title I, §112, Mar. 10, 2000, 114 Stat. 27.

Ninety Six National Historic Site, South Carolina.—Pub. L. 94-393, Aug. 19, 1976, 90 Stat. 1196.

Old Philadelphia Custom House National Historic Site, Pennsylvania.—Designated May 26, 1939.

Palo Alto Battlefield National Historic Site, Texas [redesignated Palo Alto Battlefield National Historical Park by Pub. L. 111-11, title VII, §7113(a)(1), Mar. 30, 2009, 123 Stat. 1201 (16 U.S.C. 410nnn et seq.)].—Pub. L. 95-625, title V, §506, Nov. 10, 1978, 92 Stat. 3500; Pub. L. 102-304, June 23, 1992, 106 Stat. 256.

President William Jefferson Clinton Birthplace Home National Historic Site, Arkansas.—Pub. L. 111-11, title VII, §7002, Mar. 30, 2009, 123 Stat. 1188.

Pu'ukoholā Heiau National Historic Site, Hawaii.—Pub. L. 92-388, Aug. 17, 1972, 86 Stat. 562; Pub. L. 106-510, §3(e), Nov. 13, 2000, 114 Stat. 2364.

Ronald Reagan Boyhood Home National Historic Site, Illinois.—Pub. L. 107-137, Feb. 6, 2002, 116 Stat. 3.

Saint Gaudens National Historic Site, New Hampshire.—Pub. L. 88-543, Aug. 31, 1964, 78 Stat. 749; Pub. L. 106-491, Nov. 9, 2000, 114 Stat. 2209.

NATIONAL HISTORIC SITES—CONTINUED

Salem Maritime National Historic Site, Massachusetts.—Designated Mar. 17, 1938; Pub. L. 100-349, June 27, 1988, 102 Stat. 659; Pub. L. 101-632, Nov. 28, 1990, 104 Stat. 4575.

San Juan National Historic Site, Puerto Rico.—Designated Feb. 14, 1949.

Sand Creek Massacre National Historic Site, Colorado.—Pub. L. 106-465, Nov. 7, 2000, 114 Stat. 2019; Pub. L. 109-45, Aug. 2, 2005, 119 Stat. 445.

Saugus Iron Works National Historic Site, Massachusetts.—Pub. L. 90-282, Apr. 5, 1968, 82 Stat. 72.

Sewall-Belmont House National Historic Site, District of Columbia.—Pub. L. 93-486, title II, Oct. 26, 1974, 88 Stat. 1463.

Springfield Armory National Historic Site, Massachusetts.—Pub. L. 93-486, title I, §101(a)(4), Oct. 26, 1974, 88 Stat. 1461.

Steamtown National Historic Site, Pennsylvania.—Pub. L. 99-500, §101(h) [title I, §§1-5], Oct. 18, 1986, 100 Stat. 1783-248, and Pub. L. 99-591, §101(h) [title I, §§1-5], Oct. 30, 1986, 100 Stat. 3341-248.

Thaddeus Kosciuszko Home National Historic Site, Pennsylvania.—Pub. L. 92-524, Oct. 21, 1972, 86 Stat. 1046.

Theodore Roosevelt Inaugural [formerly Ansley Wilcox House] National Historic Site, New York.—Pub. L. 89-708, Nov. 2, 1966, 80 Stat. 1101; Pub. L. 96-607, title VIII, Dec. 28, 1980, 94 Stat. 3541.

Thomas Cole National Historic Site, New York.—Pub. L. 106-146, Dec. 9, 1999, 113 Stat. 1714.

Thomas Stone National Historic Site, Maryland.—Pub. L. 95-625, title V, §510, Nov. 10, 1978, 92 Stat. 3510.

Tuskegee Airmen National Historic Site, Alabama.—Pub. L. 105-355, title III, Nov. 6, 1998, 112 Stat. 3254.

Tuskegee Institute National Historic Site, Alabama.—Pub. L. 93-486, title I, §101(a)(5), Oct. 26, 1974, 88 Stat. 1462.

Ulysses S. Grant National Historic Site, Missouri.—Pub. L. 101-106, Oct. 2, 1989, 103 Stat. 677.

Vanderbilt Mansion National Historic Site, New York.—Designated Dec. 18, 1940.

Weir Farm National Historic Site, Connecticut.—Pub. L. 101-485, Oct. 31, 1990, 104 Stat. 1171; Pub. L. 103-449, title II, Nov. 2, 1994, 108 Stat. 4756; Pub. L. 105-363, §1, Nov. 6, 1998, 112 Stat. 3296; Pub. L. 111-11, title VII, §7102, Mar. 30, 2009, 123 Stat. 1190.

William Howard Taft National Historic Site, Ohio.—Pub. L. 91-132, Dec. 2, 1969, 83 Stat. 273; Pub. L. 107-60, Nov. 5, 2001, 115 Stat. 408.

For other historic sites included within this title, see General Index.

NATIONAL BATTLEFIELD SITES

Cowpens National Battlefield Site, South Carolina.—Act Mar. 4, 1929, ch. 699, 45 Stat. 1558.

Fort Necessity National Battlefield Site, Pennsylvania.—Act Mar. 4, 1931, ch. 504, 46 Stat. 1522 [redesignated Fort Necessity National Battlefield by Pub. L. 87-134, §3, Aug. 10, 1961, 75 Stat. 336. See section 430rr of this title].

Shenandoah Valley Battlefields National Historic District, Virginia.—Pub. L. 104-333, div. I, title VI, §606, Nov. 12, 1996, 110 Stat. 4174; Pub. L. 106-176, title I, §115, Mar. 10, 2000, 114 Stat. 27.

Washita Battlefield National Historic Site, Oklahoma.—Pub. L. 104-333, div. I, title VI, §607, Nov. 12, 1996, 110 Stat. 4180; Pub. L. 106-176, title I, §116, Mar. 10, 2000, 114 Stat. 27.

NATIONAL HERITAGE AND RIVER CORRIDORS

Blackstone River Valley National Heritage Corridor, Massachusetts and Rhode Island (see John H. Chafee Blackstone River Valley National Heritage Corridor, Massachusetts and Rhode Island).

NATIONAL HERITAGE AND RIVER CORRIDORS—CONTINUED

- Cache La Poudre Corridor, Colorado.—Pub. L. 104-323, Oct. 19, 1996, 110 Stat. 3889; repealed by Pub. L. 111-11, title VIII, §8002(j), Mar. 30, 2009, 123 Stat. 1235.
- Delaware and Lehigh National Heritage Corridor, Pennsylvania.—Pub. L. 100-692, Nov. 18, 1988, 102 Stat. 4552; Pub. L. 105-355, title IV, Nov. 6, 1998, 112 Stat. 3258; Pub. L. 108-199, div. H, §141, Jan. 23, 2004, 118 Stat. 443; Pub. L. 111-11, title VIII, §8202, Mar. 30, 2009, 123 Stat. 1292; Pub. L. 113-6, div. F, title IV, §1404(c), Mar. 26, 2013, 127 Stat. 420.
- Erie Canalway National Heritage Corridor, New York.—Pub. L. 106-554, §1(a)(4) [div. B, title VIII], Dec. 21, 2000, 114 Stat. 2763, 2763A-295; Pub. L. 111-11, title VIII, §8203, Mar. 30, 2009, 123 Stat. 1294.
- Gullah/Geechee Cultural Heritage Corridor, Florida, Georgia, North Carolina, and South Carolina.—Pub. L. 109-338, title II, §§295-295L, Oct. 12, 2006, 120 Stat. 1832-1837.
- Illinois and Michigan Canal National Heritage Corridor, Illinois.—Pub. L. 98-398, title I, Aug. 24, 1984, 98 Stat. 1456; Pub. L. 104-333, div. I, title IX, §902, Nov. 12, 1996, 110 Stat. 4204; Pub. L. 105-355, title V, §502, Nov. 6, 1998, 112 Stat. 3261; Pub. L. 106-554, §1(a)(4) [div. B, title I, §126], Dec. 21, 2000, 114 Stat. 2763, 2763A-229; Pub. L. 109-338, title IV, Oct. 12, 2006, 120 Stat. 1850.
- John H. Chafee Blackstone River Valley National Heritage Corridor [formerly Blackstone River Valley National Heritage Corridor], Massachusetts and Rhode Island.—Pub. L. 99-647, Nov. 10, 1986, 100 Stat. 3625; Pub. L. 101-441, Oct. 18, 1990, 104 Stat. 1017; Pub. L. 102-154, title I, §118, Nov. 13, 1991, 105 Stat. 1013; Pub. L. 104-208, div. A, title I, §101(d) [title I, §115], Sept. 30, 1996, 110 Stat. 3009-181, 3009-201; Pub. L. 104-333, div. I, title IX, §901, Nov. 12, 1996, 110 Stat. 4201; Pub. L. 105-355, title V, §501, Nov. 6, 1998, 112 Stat. 3261; Pub. L. 106-113, div. B, §1000(a)(3) [title III, §343], Nov. 29, 1999, 113 Stat. 1535, 1501A-202; Pub. L. 106-176, title I, §121, Mar. 10, 2000, 114 Stat. 29; Pub. L. 109-338, title VII, §§701, 702, Oct. 12, 2006, 120 Stat. 1857; Pub. L. 111-11, title VIII, §8204, Mar. 30, 2009, 123 Stat. 1295; Pub. L. 112-10, div. B, title VII, §1767, Apr. 15, 2011, 125 Stat. 155; Pub. L. 113-6, div. F, title IV, §1404(b), Mar. 26, 2013, 127 Stat. 420.
- Ohio & Erie Canal National Heritage Corridor, Ohio (see Ohio & Erie National Heritage Canalway, Ohio).
- Quinebaug and Shetucket Rivers Valley National Heritage Corridor, Connecticut and Massachusetts.—Pub. L. 103-449, title I, Nov. 2, 1994, 108 Stat. 4752; Pub. L. 106-149, Dec. 9, 1999, 113 Stat. 1726; Pub. L. 111-11, title VIII, §8201, Mar. 30, 2009, 123 Stat. 1291.
- South Carolina National Heritage Corridor, South Carolina.—Pub. L. 104-333, div. II, title VI, Nov. 12, 1996, 110 Stat. 4260; Pub. L. 110-229, title IV, §461, 473, May 8, 2008, 122 Stat. 824, 826; Pub. L. 113-6, div. F, title IV, §1404(a), Mar. 26, 2013, 127 Stat. 420.

NATIONAL HERITAGE AREAS

- Abraham Lincoln National Heritage Area, Illinois.—Pub. L. 110-229, title IV, §§441-451, May 8, 2008, 122 Stat. 818-824.
- Arabia Mountain National Heritage Area, Georgia.—Pub. L. 109-338, title II, §§231-242, Oct. 12, 2006, 120 Stat. 1795-1800.
- Atchafalaya National Heritage Area, Louisiana.—Pub. L. 109-338, title II, §§211-221, Oct. 12, 2006, 120 Stat. 1791-1795.
- Augusta Canal National Heritage Area, Georgia.—Pub. L. 104-333, div. II, title III, Nov. 12, 1996, 110 Stat. 4249; Pub. L. 106-176, title II, §203, Mar. 10, 2000, 114 Stat. 31; Pub. L. 110-229, title IV, §461, May 8, 2008, 122 Stat. 824; Pub. L. 113-6, div. F, title IV, §1404(a), Mar. 26, 2013, 127 Stat. 420.
- Automobile National Heritage Area, Michigan.—Pub. L. 105-355, title I, Nov. 6, 1998, 112 Stat. 3247.

NATIONAL HERITAGE AREAS—CONTINUED

- Baltimore National Heritage Area, Maryland.—Pub. L. 111-11, title VIII, §8005, Mar. 30, 2009, 123 Stat. 1247.
- Blue Ridge National Heritage Area, North Carolina.—Pub. L. 108-108, title I, §140, Nov. 10, 2003, 117 Stat. 1274.
- Cache La Poudre River National Heritage Area, Colorado.—Pub. L. 111-11, title VIII, §8002, Mar. 30, 2009, 123 Stat. 1229.
- Crossroads of the American Revolution National Heritage Area, New Jersey.—Pub. L. 109-338, title II, §§297-297J, Oct. 12, 2006, 120 Stat. 1837-1844; Pub. L. 111-11, title VII, §7116(i), Mar. 30, 2009, 123 Stat. 1203.
- Essex National Heritage Area, Massachusetts.—Pub. L. 104-333, div. II, title V, Nov. 12, 1996, 110 Stat. 4257; Pub. L. 106-176, title II, §204, Mar. 10, 2000, 114 Stat. 31; Pub. L. 110-229, title IV, §461, May 8, 2008, 122 Stat. 824; Pub. L. 113-6, div. F, title IV, §1404(a), Mar. 26, 2013, 127 Stat. 420.
- Freedom's Frontier National Heritage Area, Kansas and Missouri.—Pub. L. 109-338, title II, §§261-269, Oct. 12, 2006, 120 Stat. 1807-1813.
- Freedom's Way National Heritage Area, Massachusetts and New Hampshire.—Pub. L. 111-11, title VIII, §8006, Mar. 30, 2009, 123 Stat. 1253.
- Hudson River Valley National Heritage Area, New York.—Pub. L. 104-333, div. II, title IX, Nov. 12, 1996, 110 Stat. 4275; Pub. L. 105-83, title III, §§317, 324, Nov. 14, 1997, 111 Stat. 1595, 1597; Pub. L. 106-176, title II, §206, Mar. 10, 2000, 114 Stat. 31; Pub. L. 110-229, title IV, §461, May 8, 2008, 122 Stat. 824; Pub. L. 113-6, div. F, title IV, §1404(a), Mar. 26, 2013, 127 Stat. 420.
- Journey Through Hallowed Ground National Heritage Area, Maryland, Pennsylvania, Virginia, West Virginia.—Pub. L. 110-229, title IV, §§401-411, May 8, 2008, 122 Stat. 802-809.
- Kenai Mountains-Turnagain Arm National Heritage Area, Alaska.—Pub. L. 111-11, title VIII, §8010, Mar. 30, 2009, 123 Stat. 1282.
- Lackawanna Valley National Heritage Area, Pennsylvania.—Pub. L. 106-278, title I, Oct. 6, 2000, 114 Stat. 814; Pub. L. 108-352, §2, Oct. 21, 2004, 118 Stat. 1395; Pub. L. 113-6, div. F, title IV, §1404(d), Mar. 26, 2013, 127 Stat. 420.
- Mississippi Delta National Heritage Area, Mississippi.—Pub. L. 111-11, title VIII, §8008, Mar. 30, 2009, 123 Stat. 1267.
- Mississippi Gulf Coast National Heritage Area, Mississippi.—Pub. L. 108-447, div. J, title VII, Dec. 8, 2004, 118 Stat. 3374.
- Mississippi Hills National Heritage Area, Mississippi.—Pub. L. 111-11, title VIII, §8007, Mar. 30, 2009, 123 Stat. 1260.
- Mormon Pioneer National Heritage Area, Utah.—Pub. L. 109-338, title II, §§251-260, Oct. 12, 2006, 120 Stat. 1800-1807.
- Muscle Shoals National Heritage Area, Alabama.—Pub. L. 111-11, title VIII, §8009, Mar. 30, 2009, 123 Stat. 1275.
- National Aviation Heritage Area, Ohio.—Pub. L. 108-447, div. J, title V, Dec. 8, 2004, 118 Stat. 3361; Pub. L. 111-11, title VII, §7117(d), Mar. 30, 2009, 123 Stat. 1204.
- National Coal Heritage Area, West Virginia.—Pub. L. 104-333, div. II, title I, Nov. 12, 1996, 110 Stat. 4243; Pub. L. 106-176, title II, §201, Mar. 10, 2000, 114 Stat. 31; Pub. L. 109-338, title IX, §901, Oct. 12, 2006, 120 Stat. 1862; Pub. L. 110-229, title IV, §§461, 471, May 8, 2008, 122 Stat. 824, 825; Pub. L. 113-6, div. F, title IV, §1404(a), Mar. 26, 2013, 127 Stat. 420.
- Niagara Falls National Heritage Area, New York.—Pub. L. 110-229, title IV, §§421-432, May 8, 2008, 122 Stat. 809-818.
- Northern Plains National Heritage Area, North Dakota.—Pub. L. 111-11, title VIII, §8004, Mar. 30, 2009, 123 Stat. 1240; Pub. L. 111-88, div. A, title I, §120, Oct. 30, 2009, 123 Stat. 2929.

NATIONAL HERITAGE AREAS—CONTINUED

- Northern Rio Grande National Heritage Area, New Mexico.—Pub. L. 109-338, title II, §§201-209, Oct. 12, 2006, 120 Stat. 1787-1790.
- Oil Region National Heritage Area, Pennsylvania.—Pub. L. 108-447, div. J, title VI, Dec. 8, 2004, 118 Stat. 3368.
- Rivers of Steel National Heritage Area [formerly Steel Industry American Heritage Area], Pennsylvania.—Pub. L. 104-333, div. II, title IV, Nov. 12, 1996, 110 Stat. 4252; Pub. L. 106-113, div. B, §1000(a)(3) [title I, §116], Nov. 29, 1999, 113 Stat. 1535, 1501A-158; Pub. L. 110-229, title IV, §§461, 472, May 8, 2008, 122 Stat. 824, 826; Pub. L. 113-6, div. F, title IV, §1404(a), Mar. 26, 2013, 127 Stat. 420.
- Sangre de Cristo National Heritage Area, Colorado.—Pub. L. 111-11, title VIII, §8001, Mar. 30, 2009, 123 Stat. 1224.
- Schuylkill River Valley National Heritage Area, Pennsylvania.—Pub. L. 106-278, title II, Oct. 6, 2000, 114 Stat. 819.
- South Park National Heritage Area, Colorado.—Pub. L. 111-11, title VIII, §8003, Mar. 30, 2009, 123 Stat. 1235.
- Steel Industry American Heritage Area (see Rivers of Steel National Heritage Area, Pennsylvania).
- Tennessee Civil War Heritage Area, Tennessee.—Pub. L. 104-333, div. II, title II, Nov. 12, 1996, 110 Stat. 4245; Pub. L. 106-176, title II, §202, Mar. 10, 2000, 114 Stat. 31; Pub. L. 110-229, title IV, §461, May 8, 2008, 122 Stat. 824; Pub. L. 113-6, div. F, title IV, §1404(a), Mar. 26, 2013, 127 Stat. 420.
- Upper Housatonic Valley National Heritage Area, Connecticut and Massachusetts.—Pub. L. 109-338, title II, §§271-280B, Oct. 12, 2006, 120 Stat. 1813-1819.
- Wheeling National Heritage Area, West Virginia.—Pub. L. 106-291, title I, §157, Oct. 11, 2000, 114 Stat. 963.
- Yuma Crossing National Heritage Area, Arizona.—Pub. L. 106-319, Oct. 19, 2000, 114 Stat. 1280; Pub. L. 109-318, §1, Oct. 11, 2006, 120 Stat. 1745.

NATIONAL HERITAGE CANALWAYS

- Ohio & Erie National Heritage Canalway, Ohio [formerly Ohio & Erie Canal National Heritage Corridor].—Pub. L. 104-333, div. II, title VIII, Nov. 12, 1996, 110 Stat. 4267; Pub. L. 106-176, title II, §205, Mar. 10, 2000, 114 Stat. 31; Pub. L. 110-229, title IV, §§461, 474, May 8, 2008, 122 Stat. 824, 826; Pub. L. 111-11, title VII, §7116(j), Mar. 30, 2009, 123 Stat. 1203; Pub. L. 113-6, div. F, title IV, §1404(a), Mar. 26, 2013, 127 Stat. 420.

NATIONAL HERITAGE PARTNERSHIPS

- America's Agricultural Heritage Partnership, Iowa.—Pub. L. 104-333, div. II, title VII, Nov. 12, 1996, 110 Stat. 4264; Pub. L. 106-176, title III, §309, Mar. 10, 2000, 114 Stat. 34; Pub. L. 110-229, title IV, §461, May 8, 2008, 122 Stat. 824; Pub. L. 113-6, div. F, title IV, §1404(a), Mar. 26, 2013, 127 Stat. 420.
- Champlain Valley National Heritage Partnership, New York and Vermont.—Pub. L. 109-338, title II, §§281-289, Oct. 12, 2006, 120 Stat. 1819-1824.

NATIONAL HERITAGE ROUTES

- Great Basin National Heritage Route, Nevada and Utah.—Pub. L. 109-338, title II, §§291-291L, Oct. 12, 2006, 120 Stat. 1824-1831.

HISTORIC CONFINEMENT SITES

- Pub. L. 109-441, Dec. 21, 2006, 120 Stat. 3288, as amended by Pub. L. 111-88, div. A, title I, §119, Oct. 30, 2009, 123 Stat. 2929, provided that:

“SECTION 1. PRESERVATION OF HISTORIC CONFINEMENT SITES.

- “(a) PRESERVATION PROGRAM.—The Secretary shall create a program within the National Park Service to

encourage, support, recognize, and work in partnership with citizens, Federal agencies, State, local, and tribal governments, other public entities, educational institutions, and private nonprofit organizations for the purpose of identifying, researching, evaluating, interpreting, protecting, restoring, repairing, and acquiring historic confinement sites in order that present and future generations may learn and gain inspiration from these sites and that these sites will demonstrate the Nation's commitment to equal justice under the law.

“(b) GRANTS.—

“(1) CRITERIA.—The Secretary, after consultation with State, local, and tribal governments, other public entities, educational institutions, and private nonprofit organizations (including organizations involved in the preservation of historic confinement sites), shall develop criteria for making grants under paragraph (2) to assist in carrying out subsection (a).

“(2) PROVISION OF GRANTS.—Not later than 180 days after the date on which funds are made available to carry out this Act, the Secretary shall, subject to the availability of appropriations, make grants to the entities described in paragraph (1) only in accordance with the criteria developed under that paragraph.

“(c) PROPERTY ACQUISITION.—

“(1) AUTHORITY.—Federal funds made available under this section may be used to acquire non-Federal property for the purposes of this section, in accordance with section 3, only if that property is within the areas described in paragraph (2).

“(2) PROPERTY DESCRIPTIONS.—The property referred to in paragraph (2) [probably should be “(1)"] is the following:

“(A) Jerome, depicted in Figure 7.1 of the Site Document.

“(B) Rohwer, depicted in Figure 11.2 of the Site Document.

“(C) Topaz, depicted in Figure 12.2 of the Site Document.

“(D) Honouliuli, located on the southern part of the Island of Oahu, Hawaii, and within the land area bounded by H1 to the south, Route 750 (Kunia Road) to the east, the Honouliuli Forest Reserve to the west, and Kunia town and Schofield Barracks to the north.

“(E) Heart Mountain, depicted in Figure 6.3 of the Site Document.

“(3) NO EFFECT ON PRIVATE PROPERTY.—The authority granted in this subsection shall not constitute a Federal designation or have any effect on private property ownership.

“(d) MATCHING FUND REQUIREMENT.—The Secretary shall require a 50 percent non-Federal match for funds provided under this section.

“(e) SUNSET OF AUTHORITY.—This Act shall have no force or effect on and after the date that is 2 years after the disbursement to grantees under this section of the total amount of funds authorized to be appropriated under section 4.

“SEC. 2. DEFINITIONS.

“For purposes of this Act the following definitions apply:

“(1) HISTORIC CONFINEMENT SITES.—(A) The term ‘historic confinement sites’ means the 10 internment camp sites referred to as Gila River, Granada, Heart Mountain, Jerome, Manzanar, Minidoka, Poston, Rohwer, Topaz, and Tule Lake and depicted in Figures 4.1, 5.1, 6.1, 7.1, 8.4, 9.2, 10.6, 11.2, 12.2, and 13.2, respectively, of the Site Document; and

“(B) other historically significant locations, as determined by the Secretary, where Japanese Americans were detained during World War II.

“(2) SECRETARY.—The term ‘Secretary’ means the Secretary of the Interior.

“(3) SITE DOCUMENT.—The term ‘Site Document’ means the document titled ‘Confinement and Ethnicity: An Overview of World War II Japanese American Relocation Sites’, published by the Western Archeological and Conservation Center, National Park Service, in 1999.

“SEC. 3. PRIVATE PROPERTY PROTECTION.

“No Federal funds made available to carry out this Act may be used to acquire any real property or any interest in any real property without the written consent of the owner or owners of that property or interest in property.

“SEC. 4. AUTHORIZATION OF APPROPRIATIONS.

“There are authorized to be appropriated to the Secretary \$38,000,000 to carry out this Act. Such sums shall remain available until expended.”

CROSSROADS OF THE WEST HISTORIC DISTRICT

Pub. L. 106-577, title III, §302, Dec. 28, 2000, 114 Stat. 3072, established the Crossroads of the West Historic District in Ogden, Utah, provided that the Secretary of the Interior could make grants and enter into cooperative agreements with the State of Utah, local governments, and nonprofit entities for the preparation of a plan for the development of historic, architectural, natural, cultural, and interpretive resources within the District, for implementation of projects approved by the Secretary under that development plan, for an analysis assessing measures that could be taken to encourage economic development and revitalization within the District in a manner consistent with the District's historic character, and for assisting in the restoration, repair, rehabilitation and improvement of historic infrastructure, and the preservation and interpretation of properties, within the District, set forth the application process, and authorized appropriations.

ROUTE 66 CORRIDOR

Pub. L. 106-45, Aug. 10, 1999, 113 Stat. 224, as amended by Pub. L. 111-11, title VII, §7304, Mar. 30, 2009, 123 Stat. 1218, authorized the Secretary of the Interior, acting through the Cultural Resource Programs at the National Park Service, to develop and carry out programs of technical assistance, grants, and coordination of activities for the preservation of the Route 66 corridor and authorized appropriations for these purposes.

CHESAPEAKE BAY INITIATIVE

Pub. L. 105-312, title V, Oct. 30, 1998, 112 Stat. 2961, as amended by Pub. L. 107-308, §9, Dec. 2, 2002, 116 Stat. 2448; Pub. L. 111-212, title III, §3005, July 29, 2010, 124 Stat. 2339; Pub. L. 112-74, div. E, title I, Dec. 23, 2011, 125 Stat. 991, known as the Chesapeake Bay Initiative Act of 1998, authorized Secretary of the Interior, in cooperation with Administrator of the Environmental Protection Agency, to create a Chesapeake Bay Gateways and Watertrails Network and to provide assistance to State and local governments in establishing this network, and authorized appropriations for these purposes.

CHARLESTON, ARKANSAS, NATIONAL COMMEMORATIVE SITE

Pub. L. 105-277, div. A, §101(e) [title I, §128], Oct. 21, 1998, 112 Stat. 2681-231, 2681-262, provided that:

“(a) The Congress finds that—

“(1) the 1954 U.S. Supreme Court decision of *Brown v. Board of Education*, which mandated an end to the segregation of public schools, was one of the most significant Court decisions in the history of the United States;

“(2) the Charleston Public School District in Charleston, Arkansas, in September, 1954, became the first previously-segregated public school district in the former Confederacy to integrate following the *Brown* decision;

“(3) the orderly and peaceful integration of the public schools in Charleston served as a model and inspiration in the development of the Civil Rights movement in the United States, particularly with respect to public education; and

“(4) notwithstanding the important role of the Charleston School District in the successful implementation of integrated public schools, the role of

the district has not been adequately commemorated and interpreted for the benefit and understanding of the nation.

“(b) The Charleston Public School complex in Charleston, Arkansas is hereby designated as the ‘Charleston National Commemorative Site’ in commemoration of the Charleston schools’ role as the first public school district in the South to integrate following the 1954 United States Supreme Court decision, *Brown v. Board of Education*.

“(c) The Secretary, after consultation with the Charleston Public School District, shall establish an appropriate commemorative monument and interpretive exhibit at the Charleston National Commemorative Site to commemorate the 1954 integration of Charleston's public schools.”

VANCOUVER NATIONAL HISTORIC RESERVE

Pub. L. 104-333, div. I, title V, §502, Nov. 12, 1996, 110 Stat. 4154, as amended by Pub. L. 106-176, title I, §107, Mar. 10, 2000, 114 Stat. 26; Pub. L. 107-342, §1, Dec. 17, 2002, 116 Stat. 2891, established Vancouver National Historic Reserve, Washington, directed that Reserve be administered through general management plan submitted by National Park Service to Secretary of the Interior within 3 years after Nov. 12, 1996, developed by partnership of interests including National Park Service, Historic Preservation Office of State of Washington, Department of the Army, and City of Vancouver, Washington, and to include specific findings of Vancouver Historic Reserve Report and to meet with approval of Secretary of the Interior and Secretary of the Army, directed that plan not be deemed new unit of National Park System and not limit authority of Federal Aviation Administration, and authorized appropriations.

GREAT FALLS HISTORIC DISTRICT, NEW JERSEY

Pub. L. 104-333, div. I, title V, §510, Nov. 12, 1996, 110 Stat. 4158, as amended by Pub. L. 106-176, title I, §110, Mar. 10, 2000, 114 Stat. 26, established Great Falls Historic District in Paterson, New Jersey, and included statement of purposes, definitions, development plan, and provisions relating to cooperative agreements and applications for restoration, preservation and interpretation of properties, and authorization of appropriations.

ALEUTIAN WORLD WAR II NATIONAL HISTORIC AREA

Pub. L. 104-333, div. I, title V, §513, Nov. 12, 1996, 110 Stat. 4165, as amended by Pub. L. 106-176, title I, §113, Mar. 10, 2000, 114 Stat. 27, cited as “Aleutian World War II National Historic Areas Act of 1996”, designated and preserved Aleutian World War II National Historic Area within lands owned by Ounalaska Corporation on Island of Amaknak, Alaska, set boundaries of Historic Area, set terms, conditions, and limitations, and authorized Secretary of the Interior to award grants and provide technical assistance to Ounalaska Corporation and City of Unalaska.

MAINE ACADIAN CULTURE PRESERVATION ACT

Pub. L. 101-543, Nov. 8, 1990, 104 Stat. 2389, established Maine Acadian Culture Preservation Commission, prescribed duties of Commission, required Secretary of the Interior within 1 year to prepare and transmit to Congress a comprehensive study of Acadian culture in Maine, authorized cooperative agreements and establishment of Acadian Culture Center, and authorized appropriations.

SOUTHWESTERN PENNSYLVANIA HERITAGE PRESERVATION COMMISSION

Pub. L. 100-698, §1, title I, §§101-105, Nov. 19, 1988, 102 Stat. 4618, as amended by Pub. L. 104-333, div. I, title VIII, §814(d)(1)(L), Nov. 12, 1996, 110 Stat. 4196; Pub. L. 106-291, title I, §148, Oct. 11, 2000, 114 Stat. 956, provided for the establishment and staffing of the Southwestern Pennsylvania Heritage Preservation Commission and

set forth its powers and functions as a means for recognizing, preserving, promoting, and interpreting the cultural heritage of the 9-county region in southwestern Pennsylvania associated with the three basic industries of iron and steel, coal, and transportation.

HISTORIC RESOURCES OF CAMDEN, SOUTH CAROLINA

Pub. L. 97-184, May 24, 1982, 96 Stat. 99, provided: "That (a) in order to assist in the preservation of the nationally significant historic resources associated with the town of Camden, South Carolina, a key location in the development of South Carolina and in military operations in the South during the American Revolution, the Secretary of the Interior is authorized, in accordance with subsection 2(e) of the Act of August 21, 1935 (49 Stat. 666) [section 462(e) of this title], to enter into a cooperative agreement or agreements with the Camden Historical Commission, the Camden District Heritage Foundation, or other appropriate public, governmental, or private nonprofit entities pursuant to which the Secretary may assist in the protection, restoration, and interpretation of such resources for the benefit of the public.

"(b) Beginning October 1, 1982, there are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act [this note], but not to exceed \$250,000."

EBEY'S LANDING NATIONAL HISTORICAL RESERVE

Pub. L. 95-625, title V, § 508, Nov. 10, 1978, 92 Stat. 3507, as amended Pub. L. 96-87, title IV, § 401(k), Oct. 12, 1979, 93 Stat. 666, provided:

"(a) [Establishment, area of reserve] There is hereby established the Ebey's Landing National Historical Reserve (hereinafter referred to as the 'reserve'), in order to preserve and protect a rural community which provides an unbroken historical record from nineteenth century exploration and settlement in Puget Sound to the present time, and to commemorate—

"(1) the first thorough exploration of the Puget Sound area, by Captain George Vancouver, in 1792;

"(2) settlement by Colonel Isaac Neff Ebey who led the first permanent settlers to Whidbey Island, quickly became an important figure in Washington Territory, and ultimately was killed by Haidahs from the Queen Charlotte Islands during a period of Indian unrest in 1857;

"(3) early active settlement during the years of the Donation Land Law (1850-1855) [Sept. 27, 1850, ch. 76, 9 Stat. 496, Feb. 14, 1853, ch. 69, 10 Stat. 158, July 17, 1854, ch. 84, 10 Stat. 305] and thereafter; and

"(4) the growth since 1883 of the historic town of Coupeville.

The reserve shall include the area of approximately eight thousand acres identified as the Central Whidbey Island Historic District.

"(b) [Comprehensive plan; transmittal to Congress] (1) To achieve the purpose of this section, the Secretary, in cooperation with the appropriate State and local units of general government, shall formulate a comprehensive plan for the protection, preservation, and interpretation of the reserve. The plan shall identify those areas or zones within the reserve which would most appropriately be devoted to—

"(A) public use and development;

"(B) historic and natural preservation; and

"(C) private use subject to appropriate local zoning ordinances designed to protect the historical rural setting.

"(2) Within eighteen months following the date of enactment of this section [Nov. 10, 1978], the Secretary shall transmit the plan to the President of the Senate and the Speaker of the House of Representatives.

"(c) [Cooperative agreement; land use controls; transfer of management and administration; assistance; grants, limitation of amount] At such time as the State or appropriate units of local government having jurisdiction over land use within the reserve have enacted such zoning ordinances or other land use controls

which in the judgment of the Secretary will protect and preserve the historic and natural features of the area in accordance with the comprehensive plan, the Secretary may, pursuant to cooperative agreement—

"(1) transfer management and administration over all or any part of the property acquired under subsection (d) of this section to the State or appropriate units of local government;

"(2) provide technical assistance to such State or unit of local government in the management, protection, and interpretation of the reserve; and

"(3) make periodic grants, which shall be supplemental to any other funds to which the grantee may be entitled under any other provision of law, to such State or local unit of government for the annual costs of operation and maintenance, including but not limited to, salaries of personnel and the protection, preservation, and rehabilitation of the reserve except that no such grant may exceed 50 per centum of the estimated annual cost, as determined by the Secretary, of such operation and maintenance.

"(d) [Acquisition of property; administration by Secretary] The Secretary is authorized to acquire such lands and interests as he determines are necessary to accomplish the purposes of this section by donation, purchase with donated or appropriated funds, or exchange, except that the Secretary may not acquire the fee simple title to any land without the consent of the owner. The Secretary shall, in addition, give prompt and careful consideration to any offer made by an individual owning property within the historic district to sell such property, if such individual notifies the Secretary that the continued ownership of such property is causing, or would result in, undue hardship.

"Lands and interests therein so acquired shall, so long as responsibility for management and administration remains with the United States, be administered by the Secretary subject to the provisions of the Act of August 25, 1916 (39 Stat. 535) [sections 1, 2, 3, and 4 of this title], as amended and supplemented, and in a manner consistent with the purpose of this section.

"(e) [Management inconsistencies; notification; modifications; withdrawal; management by Secretary] If, after the transfer of management and administration of any lands pursuant to subsection (c) of this section, the Secretary determines that the reserve is not being managed in a manner consistent with the purposes of this section, he shall so notify the appropriate officers of the State or local unit of government to which such transfer was made and provide for a ninety-day period in which the transferee may make such modifications in applicable laws, ordinances, rules, and procedures as will be consistent with such purposes. If, upon the expiration of such ninety-day period, the Secretary determines that such modifications have not been made or are inadequate, he shall withdraw the management and administration from the transferee and he shall manage such lands in accordance with the provisions of this section.

"(f) [Authorization of appropriations] There is hereby authorized to be appropriated not to exceed \$5,000,000 to carry out the provisions of this section."

SAINT PAUL'S CHURCH, EASTCHESTER

Pub. L. 95-625, title V, § 504, Nov. 10, 1978, 92 Stat. 3498, provided:

"(a) [Acquisition of property] In order to preserve and protect Saint Paul's Church, Eastchester, in Mount Vernon, New York, for the benefit of present and future generations, the Secretary may accept any gift or bequest of any property or structure which comprises such church and any other real or personal property located within the square bounded by South Columbus Avenue, South Third Avenue, Edison Avenue, and South Fulton Avenue, in Mount Vernon, New York, including the cemetery located within such square and any real property located within such square which was at any time a part of the old village green, now in Mount Vernon, New York.

"(b) [Administration; repairs; cooperative agreements; management protection, development and inter-

pretation] Any property acquired under subsection (a) shall be administered by the Secretary acting through the National Park Service, in accordance with this section and provisions of law generally applicable to units of the National Park System, including the Act approved August 25, 1916 (16 U.S.C. 1 and following) [sections 1, 2, 3, and 4 of this title] and the Act approved August 21, 1935 [sections 461 to 467 of this title]. The Secretary, in carrying out the provisions of such Acts (i) shall give particular attention to assuring the completion of such structural and other repairs as he considers necessary to restore and preserve any property acquired in accordance with this section, and (ii) may enter into cooperative agreements with other public or private entities for the management, protection, development, and interpretation, in whole or in part, of the property so acquired."

LOWELL HISTORIC CANAL DISTRICT, LOWELL,
MASSACHUSETTS

Pub. L. 93-645, Jan. 4, 1975, 88 Stat. 2330, provided that:

"SEC. 1. [Lowell Historic Canal District Commission; establishment purpose] For the purpose of preserving and interpreting for the educational and inspirational benefit of present and future generations the unique and significant contribution to our national heritage of certain historic and cultural lands, waterways, and edifices in the city of Lowell, Massachusetts (the cradle of the industrial revolution in America as well as America's first planned industrial city) with emphasis on harnessing this unique urban environment for its educational value as well as for recreation, there is hereby established the Lowell Historic Canal District Commission (hereinafter referred to as the 'Commission'), the purpose of which shall be to prepare a plan for the preservation, interpretation, development, and use, by public and private entities, of the historic, cultural, and architectural resources of the Lowell Historic Canal District in the city of Lowell, Massachusetts.

"SEC. 2. [Membership; alternate members; compensation] (a) The Commission shall consist of nine members, as follows:

"(1) the Secretary of the Interior, the Secretary of Housing and Urban Development, the Secretary of Transportation, and the Secretary of Commerce, all ex officio; and

"(2) five members appointed by the Secretary of the Interior, one of whom shall be the Director of the National Park Service, two of whom shall be appointed from recommendations submitted by the manager of the city of Lowell, and two of whom shall be appointed from recommendations submitted by the Governor of the Commonwealth of Massachusetts. The members appointed pursuant to this paragraph shall have knowledge and experience in one or more of the fields of history, architecture, the arts, recreation planning, city planning, or government.

"(b) Each member of the Commission specified in paragraph (1) of subsection (a) and the Director of the National Park Service may designate an alternate official to serve in his stead. Members appointed pursuant to paragraph (2) of subsection (a) who are officers or employees of the Federal Government, the city of Lowell, or the Commonwealth of Massachusetts, shall serve without compensation as such. Other members, when engaged in activities of the Commission, shall be entitled to compensation at the rate of not to exceed \$100 per diem. All members of the Commission shall receive reimbursement for necessary travel and subsistence expenses incurred by them in the performance of the duties of the Commission.

"SEC. 3. [Personnel; financial and administrative services] (a) The Commission shall elect a Chairman from among its members. Financial and administrative services (including those relating to budgeting, accounting, financial reporting, personnel, and procurement) shall be provided for the Commission by the General Services Administration, for which payments shall be made in advance, or by reimbursement, from funds

of the Commission in such amounts as may be agreed upon by the Chairman of the Commission and the Administrator, General Services Administration: *Provided*, That the regulations of the Department of the Interior for the collection of indebtedness of personnel resulting from erroneous payments shall apply to the collection of erroneous payments made to or on behalf of a Commission employee, and regulations of said Secretary for the administrative control of funds shall apply to appropriations of the Commission: *And provided further*, That the Commission shall not be required to prescribe such regulations.

"(b) The Commission shall have power to appoint and fix the compensation of such additional personnel as may be necessary to carry out its duties, without regard to the provisions of the civil service laws and the Classification Act of 1949 [see sections 5101 et seq. and 5331 et seq. of Title 5, Government Organization and Employees].

"(c) The Commission may also procure, without regard to the civil service laws and the Classification Act of 1949 [see sections 5101 et seq. and 5331 et seq. of Title 5], temporary and intermittent services to the same extent as is authorized for the executive departments by section 15 of the Administrative Expenses Act of 1946 [see section 3109 of Title 5], but at rates not to exceed \$100 per diem for individuals.

"(d) The members of the Commission specified in paragraph (1) of section 2(a) shall provide the Commission, on a reimbursable basis, with such facilities and services under their jurisdiction and control as may be needed by the Commission to carry out its duties, to the extent that such facilities and services are requested by the Commission and are otherwise available for that purpose. To the extent of available appropriations, the Commission may obtain, by purchase, rental, donation, or otherwise, such additional property, facilities, and services as may be needed to carry out its duties. Upon the termination of the Commission all property, personal and real, and unexpended funds shall be transferred to the Department of the Interior.

"SEC. 4. [Plan for preservation, etc., contents; time] It shall be the duty of the Commission to prepare the plan referred to in the first section of this Act, and to submit the plan together with any recommendations for additional legislation, to the Congress not later than two years from the effective date of this Act. The plan for the Lowell Historic Canal District shall include considerations and recommendations, without limitation, regarding (1) the objectives to be achieved by the establishment, development, and operation of the area; (2) the types of use, both public and private, to be accommodated; (3) criteria for the design and appearance of buildings, facilities, open spaces, and other improvements; (4) a program for the staging of development; (5) the anticipated interpretive, cultural, and recreational programs and uses for the area; (6) the proposed ownership and operation of all structures, facilities, and lands; (7) areas where cooperative agreements may be anticipated; (8) estimates of costs, both public and private, of implementing the plan; and (9) procedures to be used in implementing and insuring continuing conformance to the plan.

"SEC. 5. [Termination of Commission] The Commission shall be dissolved (1) upon the termination, as determined by its members, of need for its continued existence for the implementation of the plan and the operation or coordination of the entity established by the plan, or (2) upon expiration of a two-year period commencing on the effective date of this Act, whereupon the completed plan has not been submitted to the Congress, whichever occurs first.

"SEC. 6. [Contemplated authorizations] It is contemplated that the plan to be developed may propose that the Commission may be authorized to—

"(1) acquire lands and interests therein within the Lowell Historic Canal District by purchase, lease, donation, or exchange;

"(2) hold, maintain, use, develop, or operate buildings, facilities, and any other properties;

“(3) sell, lease, or otherwise dispose of real or personal property as necessary to carry out the plan;

“(4) enter into and perform such contracts, leases, cooperative agreements, or other transactions with any agency or instrumentality of the United States, the Commonwealth of Massachusetts, and any governmental unit within its boundaries, or any person, firm, association, or corporation as may be necessary;

“(5) establish (through covenants, regulations, agreements, or otherwise) such restrictions, standards, and requirements as are necessary to assure development, maintenance, use, and protection of the Lowell Historic Canal District in accordance with the plan; and

“(6) borrow money from the Treasury of the United States in such amounts as may be authorized in appropriation Acts on the basis of obligations issued by the Commission in accordance with terms and conditions approved by the Secretary of the Treasury. The Secretary of the Treasury is authorized and directed to purchase any such obligations of the Commission.

“SEC. 7. [Title to property] Title to property of the Commission shall be in the name of the Commission, but it shall not be subject to any Federal, State, or municipal taxes.

“SEC. 8. [Authorization of appropriations] There are authorized to be appropriated not to exceed \$150,000 for the preparation of the plan authorized by this Act.”

PROC. NO. 3339. ESTABLISHMENT OF KEY LARGO CORAL REEF PRESERVE

Proc. No. 3339, Mar. 15, 1960, 25 F.R. 2352, provided:

WHEREAS there is situated seaward from the coast of Key Largo, Florida, an undersea coral reef formation which is part of the only living coral reef formation along the coast of North America; and

WHEREAS this unique coral formation and its associated marine life are of great scientific interest and value to students of the sea; and

WHEREAS this coral reef is considered to be one of the most beautiful formations of its kind in the world; and

WHEREAS the reef is being subjected to commercial exploitation and is in danger of destruction; and

WHEREAS it is in the public interest to preserve this formation of great scientific and esthetic importance for the benefit and enjoyment of the people; and

WHEREAS a portion of this reef lies inside the three-mile limit in the area relinquished to the State of Florida by the United States through the Submerged Lands Act, approved May 22, 1953 (67 Stat. 29; 43 U.S.C. 1301 et seq.), and the remainder lies on the sea bed of the outer Continental Shelf outside the seaward boundary of the State of Florida and appertains to the United States, as declared by the Outer Continental Shelf Lands Act, approved August 7, 1953 (67 Stat. 462; 43 U.S.C. 1331 et seq.); and

WHEREAS the United States and the State of Florida are desirous of cooperating for the purpose of preserving the scenic and scientific values of this area unimpaired for the benefit of future generations; and

WHEREAS by the terms of the Outer Continental Shelf Lands Act the United States has jurisdiction over the lands of the outer Continental Shelf and has the exclusive right to dispose of the natural resources of the sea bed and subsoil thereof; and

WHEREAS section 12(a) of the Outer Continental Shelf Lands Act [subsec. (a) of section 1341 of Title 43, Public Lands] authorizes the President to withdraw from disposition any of the unleased lands of the outer Continental Shelf; and

WHEREAS section 5 of the Outer Continental Shelf Lands Act [section 1334 of Title 43] authorizes the Secretary of the Interior to prescribe rules and regulations for the conservation of the natural resources of the outer Continental Shelf and to cooperate with the conservation agencies of adjacent States in the enforcement of conservation laws, rules, and regulations:

NOW, THEREFORE, I, DWIGHT D. EISENHOWER, President of the United States of America, acting

under and by virtue of the authority vested in me by the Constitution and the statutes of the United States, particularly section 12(a) of the Outer Continental Shelf Lands Act [subsec. (a) of section 1341 of Title 43], do proclaim that, subject to valid existing rights, the following-described area is designated as the Key Largo Coral Reef Preserve, and so much thereof as lies on the outer Continental Shelf is withdrawn from disposition:

That portion of the outer Continental Shelf situated seaward of a line three geographic miles from Key Largo, Monroe County, Florida, lying and being within the following described area:

Beginning at a point on the 60-foot depth curve (10-fathom line) as delineated on Coast and Geodetic Survey Chart 1249 (approximate Latitude 25°17'36" N., Longitude 80°10'00" W.), 200 yards southeast of Flashing White Light—Whistle Buoy “2”; thence northwesterly approximately 7,000 yards through Whistle Buoy “2” to Can Buoy “21” (approximate Latitude 25°20'06" N., Longitude 80°12'36" W.) southeast of Old Rhodes Key; thence southwesterly about 6,900 yards to Can Buoy “25”; thence southwesterly approximately 5,500 yards to Can Buoy “27”; thence southwesterly approximately 5,000 yards to Flashing Green Light “31BH” in Hawk Channel southeast of Point Elizabeth; thence southwesterly approximately 10,650 yards to Black Day Beacon “33” in Hawk Channel east of Point Willie; thence southwesterly approximately 9,800 yards to Flashing White Light “35” on Mosquito Bank east of Point Charles; thence southwesterly approximately 5,400 yards to Black Day Beacon “37” (approximate Latitude 25°02'25" N., Longitude 80°25'36" W.), southeast of Rodriguez Key; thence southeasterly approximately 7,100 yards (pass 600 yards southwest of Flashing Light “2” at Molasses Reef) to the 60-foot depth curve (10-fathom line) 800 yards due south of said light at Molasses Reef (approximate Latitude 25°00'18" N., Longitude 80°22'30" W.); thence northeasterly with the 60-foot depth curve and 10-fathom line (passing easterly of French Reef, Dixie Shoal, The Elbow, and Carysfort Reef) approximately 21 miles to the point of beginning.

I call upon all persons to join in the effort to protect and preserve this natural wonder for the benefit of future generations.

The Secretary of the Interior is requested to prescribe rules and regulations governing the protection and conservation of the coral and other mineral resources in this area and to cooperate with the State of Florida and its conservation agencies in the preservation of the reef.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this fifteenth day of March in the year of our Lord nineteen hundred and sixty, and of the Independence of the United States of America the one hundred and eighty-fourth.

[SEAL]

DWIGHT D. EISENHOWER.

§ 462. Administration by Secretary of the Interior; powers and duties enumerated

The Secretary of the Interior (hereinafter in sections 461 to 467 of this title referred to as the Secretary), through the National Park Service, for the purpose of effectuating the policy expressed in section 461 of this title, shall have the following powers and perform the following duties and functions:

(a) Secure, collate, and preserve drawings, plans, photographs, and other data of historic and archaeological sites, buildings, and objects.

(b) Make a survey of historic and archaeological sites, buildings, and objects for the purpose of determining which possess exceptional value as commemorating or illustrating the history of the United States.

(c) Make necessary investigations and researches in the United States relating to particular sites, buildings, or objects to obtain true and accurate historical and archaeological facts and information concerning the same.

(d) For the purpose of sections 461 to 467 of this title, acquire in the name of the United States by gift, purchase, or otherwise any property, personal or real, or any interest or estate therein, title to any real property to be satisfactory to the Secretary: *Provided*, That no such property which is owned by any religious or educational institution, or which is owned or administered for the benefit of the public shall be so acquired without the consent of the owner: *Provided further*, That no such property shall be acquired or contract or agreement for the acquisition thereof made which will obligate the general fund of the Treasury for the payment of such property, unless or until Congress has appropriated money which is available for that purpose.

(e) Contract and make cooperative agreements with States, municipal subdivisions, corporations, associations, or individuals, with proper bond where deemed advisable, to protect, preserve, maintain, or operate any historic or archaeological building, site, object, or property used in connection therewith for public use, regardless as to whether the title thereto is in the United States: *Provided*, That no contract or cooperative agreement shall be made or entered into which will obligate the general fund of the Treasury unless or until Congress has appropriated money for such purpose.

(f) Restore, reconstruct, rehabilitate, preserve, and maintain historic or prehistoric sites, buildings, objects, and properties of national historical or archaeological significance and where deemed desirable establish and maintain museums in connection therewith.

(g) Erect and maintain tablets to mark or commemorate historic or prehistoric places and events of national historical or archaeological significance.

(h) Operate and manage historic and archaeological sites, buildings, and properties acquired under the provisions of sections 461 to 467 of this title together with lands and subordinate buildings for the benefit of the public, such authority to include the power to charge reasonable visitation fees and grant concessions, leases, or permits for the use of land, building space, roads, or trails when necessary or desirable either to accommodate the public or to facilitate administration: *Provided*, That the Secretary may grant such concessions, leases, or permits and enter into contracts relating to the same with responsible persons, firms, or corporations without advertising and without securing competitive bids.

(i) When the Secretary determines that it would be administratively burdensome to restore, reconstruct, operate, or maintain any particular historic or archaeological site, building, or property donated to the United States through the National Park Service, he may cause the same to be done by organizing a corporation for that purpose under the laws of the District of Columbia or any State.

(j) Develop an educational program and service for the purpose of making available to the

public facts and information pertaining to American historic and archaeological sites, buildings, and properties of national significance. Reasonable charges may be made for the dissemination of any such facts or information.

(k) Perform any and all acts, and make such rules and regulations not inconsistent with sections 461 to 467 of this title as may be necessary and proper to carry out the provisions thereof. Any person violating any of the rules and regulations authorized by said sections shall be punished by a fine of not more than \$500 and be adjudged to pay all cost of the proceedings.

(Aug. 21, 1935, ch. 593, §2, 49 Stat. 666; Pub. L. 89-249, §8, Oct. 9, 1965, 79 Stat. 971.)

AMENDMENTS

1965—Subsec. (h). Pub. L. 89-249 changed proviso to allow granting concessions, leases, and permits and entering into contracts with responsible persons, firms, or corporations without advertising and without securing competitive bids.

TRANSFER OF FUNCTIONS

For transfer of functions of other officers, employees, and agencies of Department of the Interior, with certain exceptions, to Secretary of the Interior, with power to delegate, see Reorg. Plan No. 3 of 1950, §§1, 2, eff. May 24, 1950, 15 F.R. 3174, 64 Stat. 1262, set out in the Appendix to Title 5, Government Organization and Employees.

FINANCIAL ASSISTANCE FOR MAINTENANCE AND PROTECTION OF FOLGER LIBRARY AND CORCORAN GALLERY OF ART; LIMITATION ON CONTRACT AUTHORITY

Pub. L. 96-344, §1, Sept. 8, 1980, 94 Stat. 1133, provided: "That (a) in furtherance of the purposes of subsection 2(e) of the Act of August 21, 1935 (49 Stat. 666) [subsec. (e) of this section], the Secretary of the Interior may provide financial assistance for the maintenance and protection of the Folger Library and the Corcoran Gallery of Art.

"(b) Authority to enter into contracts or cooperative agreements, to incur obligations, or to make payments under this Act [Pub. L. 96-344, Sept. 8, 1980, 94 Stat. 1133] shall be effective only to the extent, and in such amounts, as are provided in advance in appropriation Acts."

§ 463. National Park System Advisory Board

(a) Establishment; composition; duties

There is hereby established a National Park System Advisory Board, whose purpose shall be to advise the Director of the National Park Service on matters relating to the National Park Service, the National Park System, and programs administered by the National Park Service. The Board shall advise the Director on matters submitted to the Board by the Director as well as any other issues identified by the Board. Members of the Board shall be appointed on a staggered term basis by the Secretary for a term not to exceed 4 years and shall serve at the pleasure of the Secretary. The Board shall be comprised of no more than 12 persons, appointed from among citizens of the United States having a demonstrated commitment to the mission of the National Park Service. Board members shall be selected to represent various geographic regions, including each of the administrative regions of the National Park Service. At least 6 of the members shall have outstanding expertise in 1 or more of the following fields: history, arche-

ology, anthropology, historical or landscape architecture, biology, ecology, geology, marine science, or social science. At least 4 of the members shall have outstanding expertise and prior experience in the management of national or State parks or protected areas, or national or cultural resources management. The remaining members shall have outstanding expertise in 1 or more of the areas described above or in another professional or scientific discipline, such as financial management, recreation use management, land use planning or business management, important to the mission of the National Park Service. At least 1 individual shall be a locally elected official from an area adjacent to a park. The Board shall hold its first meeting by no later than 60 days after the date on which all members of the Advisory Board who are to be appointed have been appointed. Any vacancy in the Board shall not affect its powers, but shall be filled in the same manner in which the original appointment was made. The Board may adopt such rules as may be necessary to establish its procedures and to govern the manner of its operations, organization, and personnel. All members of the Board shall be reimbursed for travel and per diem in lieu of subsistence expenses during the performance of duties of the Board while away from home or their regular place of business, in accordance with subchapter 1¹ of chapter 57 of title 5. With the exception of travel and per diem as noted above, a member of the Board who is otherwise an officer or employee of the United States Government shall serve on the Board without additional compensation. It shall be the duty of such board to advise the Secretary on matters relating to the National Park System, to other related areas, and to the administration of sections 461 to 467 of this title, including but not limited to matters submitted to it for consideration by the Secretary, but it shall not be required to recommend as to the suitability or desirability of surplus real and related personal property for use as an historic monument. Such board shall also provide recommendations on the designation of national historic landmarks and national natural landmarks. Such board is strongly encouraged to consult with the major scholarly and professional organizations in the appropriate disciplines in making such recommendations.

(b) Staff; applicability of Federal law

(1) The Secretary is authorized to hire 2 full-time staffers to meet the needs of the Advisory Board.

(2) Service of an individual as a member of the Board shall not be considered as service or employment bringing such individual within the provisions of any Federal law relating to conflicts of interest or otherwise imposing restrictions, requirements, or penalties in relation to the employment of persons, the performance of services, or the payment or receipt of compensation in connection with claims, proceedings, or matters involving the United States. Service as a member of the Board, or as an employee of the Board, shall not be considered service in an ap-

pointive or elective position in the Government for purposes of section 8344 of title 5 or comparable provisions of Federal law.

(c) Authority of Board

(1) Upon request of the Director, the Board is authorized to—

- (A) hold such hearings and sit and act at such times,
- (B) take such testimony,
- (C) have such printing and binding done,
- (D) enter into such contracts and other arrangements,²
- (E) make such expenditures, and
- (F) take such other actions, as the Board may deem advisable. Any member of the Board may administer oaths or affirmations to witnesses appearing before the Board.

(2) The Board may establish committees or subcommittees. Any such subcommittees or committees shall be chaired by a voting member of the Board.

(d) Federal Advisory Committee Act

The provisions of the Federal Advisory Committee Act shall apply to the Board established under this section with the exception of section 14(b).

(e) Cooperation of Federal agencies; use of mails

(1) The Board is authorized to secure directly from any office, department, agency, establishment, or instrumentality of the Federal Government such information as the Board may require for the purpose of this section, and each such officer, department, agency, establishment, or instrumentality is authorized and directed to furnish, to the extent permitted by law, such information, suggestions, estimates, and statistics directly to the Board, upon request made by a member of the Board.

(2) Upon the request of the Board, the head of any Federal department, agency, or instrumentality is authorized to make any of the facilities and services of such department, agency, or instrumentality to³ the Board, on a nonreimbursable basis, to assist the Board in carrying out its duties under this section.

(3) The Board may use the United States mails in the same manner and under the same conditions as other departments and agencies in the United States.

(f) Termination

The National Park System Advisory Board shall continue to exist until January 1, 2010. The provisions of section 14(b) of the Federal Advisory Committee Act (the Act of October 6, 1972; 86 Stat. 776) are hereby waived with respect to the Board, but in all other respects, it shall be subject to the provisions of the Federal Advisory Committee Act.

(g) National Park Service Advisory Council

There is hereby established the National Park Service Advisory Council (hereafter in this section referred to as the "advisory council") which shall provide advice and counsel to the National Park System Advisory Board. Member-

¹ So in original. Probably should be subchapter "I".

² So in original. The period probably should be a comma.

³ So in original. Probably should be "available to".

ship on the advisory council shall be limited to those individuals whose term on the advisory board has expired. Such individuals may serve as long as they remain active except that not more than 12 members may serve on the advisory council at any one time. Members of the advisory council shall not have a vote on the National Park System Advisory Board. Members of the advisory council shall receive no salary but may be paid expenses incidental to travel when engaged in discharging their duties as members. Initially, the Secretary shall choose 12 former members of the Advisory Board to constitute the advisory council. In so doing, the Secretary shall consider their professional expertise and demonstrated commitment to the National Park System and to the Advisory Board.

(Aug. 21, 1935, ch. 593, § 3, 49 Stat. 667; Pub. L. 91-383, § 9, Aug. 18, 1970, as added Pub. L. 94-458, § 2, Oct. 7, 1976, 90 Stat. 1940; amended Pub. L. 95-625, title VI, § 604(2), Nov. 10, 1978, 92 Stat. 3518; Pub. L. 101-628, title XII, §§ 1211, 1212, Nov. 28, 1990, 104 Stat. 4507; Pub. L. 104-333, div. I, title VIII, § 814(f)(1), Nov. 12, 1996, 110 Stat. 4197; Pub. L. 109-156, § 5, Dec. 30, 2005, 119 Stat. 2948; Pub. L. 110-161, div. F, title I, Dec. 26, 2007, 121 Stat. 2107; Pub. L. 111-8, div. E, title I, Mar. 11, 2009, 123 Stat. 710.)

REFERENCES IN TEXT

The Federal Advisory Committee Act, referred to in subssecs. (d) and (f), is Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, as amended, which is set out in the Appendix to Title 5, Government Organization and Employees.

AMENDMENTS

2009—Subsec. (f). Pub. L. 111-8 substituted “2010” for “2009”.

2007—Subsec. (f). Pub. L. 110-161 substituted “2009” for “2007”.

2005—Subsec. (f). Pub. L. 109-156 substituted “2007” for “2006”.

1996—Subsec. (a). Pub. L. 104-333, § 814(f)(1)(A), substituted provisions relating to establishment of Board, its purpose, advisory duties, members’ terms, composition, first meeting, vacancies, rules, and members’ compensation for “A general advisory board to be known as the National Park System Advisory Board is hereby established, to be composed of not to exceed sixteen persons, citizens of the United States who have a demonstrated commitment to the National Park System, to include but not be limited to representatives competent in the fields of history, archaeology, architecture, anthropology, biology, geology, and related disciplines, who shall be appointed by the Secretary for a term not to exceed four years. The Secretary shall take into consideration nominations for appointees from public and private, professional, civic, and educational societies, associations, and institutions. The members of such board shall receive no salary but may be paid expenses incidental to travel when engaged in discharging their duties as members.”

Subsecs. (b) to (e). Pub. L. 104-333, § 814(f)(1)(C), added subssecs. (b) to (e). Former subssecs. (b) and (c) redesignated (f) and (g), respectively.

Subsec. (f). Pub. L. 104-333, § 814(f)(1)(B), redesignated former subsec. (b) as (f) and substituted “2006” for “1995”.

Subsec. (g). Pub. L. 104-333, § 814(f)(1)(B), redesignated former subsec. (c) as (g).

1990—Subsec. (a). Pub. L. 101-628, § 1211(1), (2), substituted “sixteen” for “twelve”, “United States who have a demonstrated commitment to the National Park System,” for “United States,” and “anthropology, biol-

ogy, geology, and related disciplines,” for “and natural science,” and inserted at end “Such board shall also provide recommendations on the designation of national historic landmarks and national natural landmarks. Such board is strongly encouraged to consult with the major scholarly and professional organizations in the appropriate disciplines in making such recommendations.”

Subsec. (b). Pub. L. 101-628, § 1211(3), (4), substituted “1995” for “1990” and “The provisions of section 14(b) of the Federal Advisory Committee Act (the Act of October 6, 1972; 86 Stat. 776) are hereby waived with respect to the Board, but in” for “In”.

Subsec. (c). Pub. L. 101-628, § 1212, added subsec. (c).

1978—Subsec. (a). Pub. L. 95-625 increased Board membership to twelve from eleven.

1976—Pub. L. 91-383, § 9, as added by Pub. L. 94-458, renamed the Advisory Board on National Parks, Historic Sites, Buildings and Monuments as the National Park System Advisory Board, substituted natural science for human geography as a field from which member selection may be made, limited appointment term to four years rather than at pleasure of Secretary, eliminated duty of Board to make recommendations concerning use of surplus property as an historic monument, provided for continuation of Board until Jan. 1, 1990, and made it subject to the provisions of the Federal Advisory Committee Act.

EFFECTIVE DATE OF 2005 AMENDMENT

Pub. L. 109-156, § 5, Dec. 30, 2005, 119 Stat. 2948, provided that the amendment made by section 5 is effective Jan. 1, 2006.

EFFECTIVE DATE OF 1996 AMENDMENT

Pub. L. 104-333, div. I, title VIII, § 814(f)(3), Nov. 12, 1996, 110 Stat. 4199, provided that: “This subsection [amending this section and enacting provisions set out as a note below] shall take effect on December 7, 1997.”

AUTHORIZATION OF APPROPRIATIONS

Pub. L. 104-333, div. I, title VIII, § 814(f)(2), Nov. 12, 1996, 110 Stat. 4199, provided that: “There are authorized to be appropriated to the National Park System Advisory Board \$200,000 per year to carry out the provisions of section 3 of the Act of August 21, 1935 (49 Stat. 667; 16 U.S.C. 463).”

NEW YORK CITY NATIONAL SHRINES ADVISORY BOARD

Act Aug. 11, 1955, ch. 779, §§ 1, 2, 69 Stat. 632, as amended by Pub. L. 85-658, Aug. 14, 1958, 72 Stat. 613, provided for the appointment of an advisory board, to be known as the New York City National Shrines Advisory Board, to render advice to the Secretary of the Interior and to further public participation in the rehabilitation, development and the preservation of those historic properties in the New York City area that are of great national significance, identified as the Federal Hall National Memorial, Castle Clinton National Monument, and the Statue of Liberty National Monument, to conduct a study of these historic properties, and to submit recommendations concerning their preservation and administration to the Secretary of the Interior, such report and recommendations of the Board to be transmitted to the Congress by the Secretary of the Interior, together with his recommendations thereon, within one year following the date of the establishment of the Board, and with the Board to cease to exist when the Secretary of the Interior found that its purposes had been accomplished. The Secretary of the Interior was authorized to accept donations of funds for rehabilitation, development and preservation of the historic properties including any made upon condition that such funds are to be expended only if Federal funds in an amount equal to the donated funds are appropriated for such purposes.

FEDERAL HALL NATIONAL MEMORIAL

Act Aug. 11, 1955, ch. 779, § 3, 69 Stat. 633, provided that the Federal Hall Memorial National Historic Site,

established pursuant to the Historic Sites Act of August 21, 1935 (49 Stat. 666) [sections 461 to 467 of this title], should thereafter be known as the “Federal Hall National Memorial”.

§ 464. Cooperation with governmental and private agencies

(a)¹ Authorization

The Secretary, in administering sections 461 to 467 of this title, is authorized to cooperate with and may seek and accept the assistance of any Federal, State, or municipal department or agency, or any educational or scientific institution, or any patriotic association, or any individual.

(b) Advisory committees

When deemed necessary, technical advisory committees may be established to act in an advisory capacity in connection with the restoration or reconstruction of any historic or prehistoric building or structure.

(c) Employment of assistance

Such professional and technical assistance may be employed, and such service may be established as may be required to accomplish the purposes of sections 461 to 467 of this title and for which money may be appropriated by Congress or made available by gifts for such purpose.

(Aug. 21, 1935, ch. 593, § 4, 49 Stat. 668.)

CODIFICATION

In subsec. (c), provisions that authorized employment of professional and technical assistance “without regard to the civil-service laws” were omitted as such employment is subject to the civil service laws unless specifically excepted by such laws or by laws enacted subsequent to Executive Order 8743, Apr. 23, 1941, issued by the President pursuant to the Act of Nov. 26, 1940, ch. 919, title I, § 1, 54 Stat. 1211, which covered most excepted positions into the classified (competitive) civil service. The Order is set out as a note under section 3301 of Title 5, Government Organization and Employees.

TERMINATION OF ADVISORY COMMITTEES

Advisory committees in existence on Jan. 5, 1973, to terminate not later than the expiration of the 2-year period following Jan. 5, 1973, unless, in the case of a committee established by the President or an officer of the Federal Government, such committee is renewed by appropriate action prior to the expiration of such 2-year period, or in the case of a committee established by the Congress, its duration is otherwise provided by law. See section 14 of Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 776, set out in the Appendix to Title 5, Government Organization and Employees.

§ 465. Jurisdiction of States in acquired lands

Nothing in sections 461 to 467 of this title shall be held to deprive any State, or political subdivision thereof, of its civil and criminal jurisdiction in and over lands acquired by the United States under said sections.

(Aug. 21, 1935, ch. 593, § 5, 49 Stat. 668.)

§ 466. Requirement for specific authorization

(a) In general

Except as provided in subsection (b) of this section, notwithstanding any other provision of

¹ Subsection designation “(a)” supplied.

law, no funds appropriated or otherwise made available to the Secretary of the Interior to carry out section 462(e) or 462(f) of this title may be obligated or expended after October 30, 1992—

(1) unless the appropriation of such funds has been specifically authorized by law enacted on or after October 30, 1992; or

(2) in excess of the amount prescribed by law enacted on or after October 30, 1992.

(b) Savings provision

Nothing in this section shall prohibit or limit the expenditure or obligation of any funds appropriated prior to January 1, 1993.

(c) Authorization of appropriations

Except as provided by subsection (a) of this section, there is authorized to be appropriated for carrying out the purposes of sections 461 to 467 of this title such sums as the Congress may from time to time determine.

(Aug. 21, 1935, ch. 593, § 6, 49 Stat. 668; Pub. L. 102-575, title XL, § 4023, Oct. 30, 1992, 106 Stat. 4768.)

CODIFICATION

October 30, 1992, referred to in subsec. (a), was in the original “the date of enactment of this section” and “such date”, which were translated as meaning the date of enactment of Pub. L. 102-575 which amended this section generally, to reflect the probable intent of Congress.

AMENDMENTS

1992—Pub. L. 102-575 amended section generally. Prior to amendment, section read as follows: “There is authorized to be appropriated for carrying out the purposes of sections 461 to 467 of this title such sums as the Congress may from time to time determine.”

§ 467. Conflict of laws

The provisions of sections 461 to 467 of this title shall control if any of them are in conflict with any other Act or Acts relating to the same subject matter.

(Aug. 21, 1935, ch. 593, § 7, 49 Stat. 668.)

§ 467a. Repealed. Pub. L. 96-586, § 4(a)(1), (b), Dec. 23, 1980, 94 Stat. 3386

Section, Pub. L. 92-527, § 1, Oct. 21, 1972, 86 Stat. 1049, authorized the Secretary of the Interior to accept, maintain, develop, and administer the Mar-A-Lago National Historic Site described in the order of designation dated Jan. 16, 1969, as part of the national park system and directed the Secretary to enter into agreements and take such action as deemed necessary to provide for administration and use of the Mar-A-Lago National Historic Site as a temporary residence for visiting foreign dignitaries or heads of state or members of the executive branch of the United States Government, with any further use determined by the Secretary after conferring with the Mar-A-Lago National Historic Site Advisory Commission.

EFFECTIVE DATE OF REPEAL

For effective date of repeal, see Pub. L. 96-586, § 4, Dec. 23, 1980, 94 Stat. 3386, set out as a note below.

REPEALS, REDESIGNATIONS, CONVEYANCES, ETC., INVOLVING MAR-A-LAGO NATIONAL HISTORIC SITE

Pub. L. 96-586, § 4, Dec. 23, 1980, 94 Stat. 3386, provided that:

“(a)(1) Effective upon the conveyance or transfer authorized in subsection b, the Act of October 21, 1972, en-

titled 'An Act to provide for the administration of the Mar-A-Lago National Historic Site, in Palm Beach, Florida' [sections 467a and 467a-1 of this title] is repealed.

“(2) The order of designation of the Mar-A-Lago National Historic Site, dated January 16, 1969, is repealed and the site described therein is hereby designated as the Mar-A-Lago National Historic Landmark.

“(b) The Secretary of the Interior shall, within one hundred and twenty days of the date of enactment of this Act [Dec. 23, 1980], take such measures, consistent with the terms and conditions of the deed of conveyance from Marjorie M. Post to the United States of America, dated December 18, 1972, as may be necessary to transfer the property described in the order of designation of the Mar-A-Lago National Historic Site to the Majorie [sic] Merriweather Post Foundation of the District of Columbia (a charitable foundation organized under the District of Columbia Nonprofit Corporation Act).

“(c) The Secretary is authorized upon conveyance, to make appropriate adjustments in the funds available for the administration and management of the property, including but not limited to, return of unobligated donated funds to the trustees of the Marjorie Merriweather Post Foundation of the District of Columbia, and reprogram existing appropriations to related functions and activities of the National Park Service.”

§ 467a-1. Repealed. Pub. L. 96-586, §4(a)(1), (b), Dec. 23, 1980, 94 Stat. 3386

Section, Pub. L. 92-527, §2, Oct. 21, 1972, 86 Stat. 1049, established the Mar-A-Lago National Historic Site Advisory Commission and provided for its membership, term of office, designation of a Chairman, filling of vacancies, compensation and expenses, consultations on general policies and specific matters related to administration of the site, and voting.

EFFECTIVE DATE OF REPEAL

For effective date of repeal, see Pub. L. 96-586, §4, Dec. 23, 1980, 94 Stat. 3386, set out as a note under section 467a of this title.

§ 467b. Survey by Secretary of the Interior of sites for commemoration of former Presidents of the United States

(a) Authority to conduct survey

The Secretary of the Interior (hereinafter referred to as the “Secretary”) is authorized to conduct a survey of sites which he deems exhibit qualities most appropriate for the commemoration of each former President of the United States. The survey may include sites associated with the deeds, leadership, or lifework of a former President, and it may identify sites or structures historically unrelated to a former President but which may be suitable as a memorial to honor such President.

(b) Preparation and transmittal to Congressional committees of reports on individual sites and structures

The Secretary shall, from time to time, prepare and transmit to the Committee on Natural Resources of the House of Representatives and the Committee on Energy and Natural Resources of the United States Senate reports on individual sites and structures identified in the survey referred to in subsection (a) of this section, together with his recommendation as to whether such site or structure is suitable for establishment as a national historic site or national memorial to commemorate a former

President. Each such report shall include pertinent information with respect to the need for acquisition of lands and interests therein, the development of facilities, and the operation and maintenance of the site or structure and the estimated cost thereof. If during the six-month period following the transmittal of a report pursuant to this subsection neither Committee has by vote of a majority of its members disapproved a recommendation of the Secretary that a site or structure is suitable for establishment as a national historic site, the Secretary may thereafter by appropriate order establish the same as a national historic site, including the lands and interests therein identified in the report accompanying his recommendation. The Secretary may acquire the lands and interests therein by donation, purchase with donated or appropriated funds, transfer from any other Federal agency, or exchange, and he shall administer the site in accordance with sections 1, 2, 3, and 4 of this title, as amended and supplemented, and sections 461 to 467 of this title, as amended.

(c) Prohibited statutory constructions

Nothing in this section shall be construed as diminishing the authority of the Secretary under sections 461 to 467 of this title or as authorizing the Secretary to establish any national memorial, creation of which is hereby expressly reserved to the Congress.

(d) Authorization of appropriations

There is authorized to be appropriated such sums as may be necessary to carry out the provisions of this section.

(Pub. L. 96-199, title I, §120, Mar. 5, 1980, 94 Stat. 73; Pub. L. 103-437, §6(d)(26), Nov. 2, 1994, 108 Stat. 4584.)

AMENDMENTS

1994—Subsec. (b). Pub. L. 103-437 substituted “Natural Resources” for “Interior and Insular Affairs” after “Committee on”.

§ 468. National Trust for Historic Preservation in the United States; creation; purpose

In order to further the policy enunciated in sections 461 to 467 of this title, and to facilitate public participation in the preservation of sites, buildings, and objects of national significance or interest, there is created a charitable, educational, and nonprofit corporation, to be known as the National Trust for Historic Preservation in the United States, hereafter referred to as the “National Trust”. The purposes of the National Trust shall be to receive donations of sites, buildings, and objects significant in American history and culture, to preserve and administer them for public benefit, to accept, hold, and administer gifts of money, securities, or other property of whatsoever character for the purpose of carrying out the preservation program, and to execute such other functions as are vested in it by sections 468 to 468d of this title.

(Oct. 26, 1949, ch. 755, §1, 63 Stat. 927.)

RESERVATION OF RIGHTS

Act Oct. 26, 1949, ch. 755, §7, 63 Stat. 929, provided that: “The right to repeal, alter or amend this Act [sections 468 to 468d of this title] at any time is hereby ex-

pressly reserved, but no contract or individual right made or acquired shall thereby be divested or impaired.”

§ 468a. Principal office of National Trust Commission

The National Trust shall have its principal office in the District of Columbia and shall be deemed, for purposes of venue in civil actions, to be an inhabitant and resident thereof. The National Trust may establish offices in such other place or places as it may deem necessary or appropriate in the conduct of its business.

(Oct. 26, 1949, ch. 755, § 2, 63 Stat. 927.)

§ 468b. Administration of National Trust; composition of board of trustees; terms of office; compensation; expenses

The affairs of the National Trust shall be under the general direction of a board of trustees composed as follows: The Attorney General of the United States; the Secretary of the Interior; and the Director of the National Gallery of Art, ex officio; and not less than six general trustees who shall be citizens of the United States, to be chosen as hereinafter provided. The Attorney General, and the Secretary of the Interior, when it appears desirable in the interest of the conduct of the business of the board and to such extent as they deem it advisable, may, by written notice to the National Trust, designate any officer of their respective departments to act for them in the discharge of their duties as a member of the board of trustees. The number of general trustees shall be fixed by the Board of Trustees of the National Trust and shall be chosen by the members of the National Trust from its members at any regular meeting of said National Trust. The respective terms of office of the general trustees shall be as prescribed by said board of trustees but in no case shall exceed a period of five years from the date of election. A successor to a general trustee shall be chosen in the same manner and shall have a term expiring five years from the date of the expiration of the term for which his predecessor was chosen, except that a successor chosen to fill a vacancy occurring prior to the expiration of such term shall be chosen only for the remainder of that term. The chairman of the board of trustees shall be elected by a majority vote of the members of the board. No compensation shall be paid to the members of the board of trustees for their services as such members, but they shall be reimbursed for travel and actual expenses necessarily incurred by them in attending board meetings and performing other official duties on behalf of the National Trust at the direction of the board.

(Oct. 26, 1949, ch. 755, § 3, 63 Stat. 928; July 28, 1953, ch. 255, 67 Stat. 228.)

AMENDMENTS

1953—Act July 28, 1953, provided that the general trustees be elected by members of the trust rather than by the National Council for Historic Sites and Buildings.

§ 468c. Powers and duties of National Trust

To the extent necessary to enable it to carry out the functions vested in it by sections 468 to

468d of this title, the National Trust shall have the following general powers:

(a) To have succession until dissolved by Act of Congress, in which event title to the properties of the National Trust, both real and personal, shall, insofar as consistent with existing contractual obligations and subject to all other legally enforceable claims or demands by or against the National Trust, pass to and become vested in the United States of America.

(b) To sue and be sued in its corporate name.

(c) To adopt, alter, and use a corporate seal which shall be judicially noticed.

(d) To adopt a constitution and to make such bylaws, rules, and regulations, not inconsistent with the laws of the United States or of any State, as it deems necessary for the administration of its functions under sections 468 to 468d of this title, including among other matter, bylaws, rules, and regulations governing visitation to historic properties, administration of corporate funds, and the organization and procedure of the board of trustees.

(e) To accept, hold, and administer gifts and bequests of money, securities, or other personal property of whatsoever character, absolutely or on trust, for the purposes for which the National Trust is created. Unless otherwise restricted by the terms of the gift or bequest, the National Trust is authorized to sell, exchange, or otherwise dispose of and to invest or reinvest in such investments as it may determine from time to time the moneys, securities, or other property given or bequeathed to it. The principal of such corporate funds, together with the income therefrom and all other revenues received by it from any source whatsoever, shall be placed in such depositories as the National Trust shall determine and shall be subject to expenditure by the National Trust for its corporate purposes.

(f) To acquire by gift, devise, purchase, or otherwise, absolutely or on trust, and to hold and, unless otherwise restricted by the terms of the gift or devise, to encumber, convey, or otherwise dispose of, any real property, or any estate or interest therein (except property within the exterior boundaries of national parks and national monuments), as may be necessary and proper in carrying into effect the purposes of the National Trust.

(g) To contract and make cooperative agreements with Federal, State, or municipal departments or agencies, corporations, associations, or individuals, under such terms and conditions as it deems advisable, respecting the protection, preservation, maintenance, or operation of any historic site, building, object, or property used in connection therewith for public use, regardless of whether the National Trust has acquired title to such properties, or any interest therein.

(h) To enter into contracts generally and to execute all instruments necessary or appropriate to carry out its corporate purposes, which instruments shall include such concession contracts, leases, or permits for the use of lands, buildings, or other property deemed desirable either to accommodate the public or to facilitate administration.

(i) To appoint and prescribe the duties of such officers, agents, and employees as may be necessary to carry out its functions, and to fix and

pay such compensation to them for their services as the National Trust may determine.

(j) And generally to do any and all lawful acts necessary or appropriate to carry out the purposes for which the National Trust is created.

(Oct. 26, 1949, ch. 755, § 4, 63 Stat. 928.)

§ 468d. Consultation with Advisory Board on National Parks, Historic Sites, Buildings, and Monuments

In carrying out its functions under sections 468 to 468d of this title, the National Trust is authorized to consult with the Advisory Board on National Parks, Historic Sites, Buildings, and Monuments, on matters relating to the selection of sites, buildings, and objects to be preserved and protected pursuant hereto.

(Oct. 26, 1949, ch. 755, § 5, 63 Stat. 929.)

CHANGE OF NAME

The Advisory Board on National Parks, Historic Sites, Buildings, and Monuments was renamed the National Park System Advisory Board by Pub. L. 91-383, § 9, as added by Pub. L. 94-458, § 2, Oct. 7, 1976, 90 Stat. 1940. See section 463 of this title.

§ 468e. Repealed. Pub. L. 86-533, § 1(19), June 29, 1960, 74 Stat. 248

Section, act Oct. 26, 1949, ch. 755, § 6, 63 Stat. 929, required the National Trust to report to the Congress its proceedings and activities.

§ 469. Preservation of historical and archeological data threatened by dam construction or alterations of terrain

It is the purpose of sections 469 to 469c-1 of this title to further the policy set forth in sections 461 to 467 of this title, by specifically providing for the preservation of historical and archeological data (including relics and specimens) which might otherwise be irreparably lost or destroyed as the result of (1) flooding, the building of access roads, the erection of workmen's communities, the relocation of railroads and highways, and other alterations of the terrain caused by the construction of a dam by any agency of the United States, or by any private person or corporation holding a license issued by any such agency or (2) any alteration of the terrain caused as a result of any Federal construction project or federally licensed activity or program.

(Pub. L. 86-523, § 1, June 27, 1960, 74 Stat. 220; Pub. L. 93-291, § 1(1), May 24, 1974, 88 Stat. 174.)

AMENDMENTS

1974—Pub. L. 93-291 designated existing provisions as cl. (1) and added cl. (2).

§ 469a. Notice of dam construction to be given Secretary of the Interior by United States agencies

Before any agency of the United States shall undertake the construction of a dam, or issue a license to any private individual or corporation for the construction of a dam, it shall give written notice to the Secretary of the Interior (hereafter referred to as the Secretary) setting forth the site of the proposed dam and the approxi-

mate area to be flooded and otherwise changed if such construction is undertaken: *Provided*, That with respect to any flood water retarding dam which provides less than five thousand acre-feet of detention capacity and with respect to any other type of dam which creates a reservoir of less than forty surface acres the provisions of this section shall apply only when the constructing agency, in its preliminary surveys, finds, or is presented with evidence that historical or archeological materials exist or may be present in the proposed reservoir area.

(Pub. L. 86-523, § 2, formerly § 2(a), June 27, 1960, 74 Stat. 220, renumbered and amended Pub. L. 93-291, § 1(2), (5), May 24, 1974, 88 Stat. 174, 175.)

AMENDMENTS

1974—Pub. L. 93-291 struck out designation “(a)” before and, in the resulting unlettered provisions, inserted “(hereafter referred to as the Secretary)” after “Secretary of the Interior”. Subsecs. (b) to (e) were disposed of as follows: subsec. (b) was transferred and amended, and as so transferred and amended, is set out as sections 469a-1 and 469a-2 of this title, subsecs. (c) and (e) were redesignated as subsecs. (a) and (b), respectively, of section 469a-3 of this title, and subsec. (d) was struck out.

TRANSFER OF FUNCTIONS

Enforcement functions of Secretary or other official in Department of the Interior related to compliance with system activities requiring coordination and approval under sections 469 to 469c of this title and such functions of Secretary or other official in Department of Agriculture, insofar as they involve lands and programs under jurisdiction of that Department, related to compliance with sections 469 to 469c of this title with respect to pre-construction, construction, and initial operation of transportation system for Canadian and Alaskan natural gas transferred to Federal Inspector, Office of Federal Inspector for Alaska Natural Gas Transportation System, until first anniversary of date of initial operation of Alaska Natural Gas Transportation System, see Reorg. Plan No. 1 of 1979, §§ 102(e), (f), 203(a), 44 F.R. 33663, 33666, 93 Stat. 1373, 1376, effective July 1, 1979, set out in the Appendix to Title 5, Government Organization and Employees. Office of Federal Inspector for the Alaska Natural Gas Transportation System abolished and functions and authority vested in Inspector transferred to Secretary of Energy by section 3012(b) of Pub. L. 102-486, set out as an Abolition of Office of Federal Inspector note under section 719e of Title 15, Commerce and Trade. Functions and authority vested in Secretary of Energy subsequently transferred to Federal Coordinator for Alaska Natural Gas Transportation Projects by section 720d(f) of Title 15.

§ 469a-1. Threat of irreparable loss or destruction of significant scientific, prehistorical, historical, or archeological data by Federal construction projects; notice to Secretary of the Interior; survey; recovery, preservation, and protection of data

(a) Notification and request for preservation of data

Whenever any Federal agency finds, or is notified, in writing, by an appropriate historical or archeological authority, that its activities in connection with any Federal construction project or federally licensed project, activity, or program may cause irreparable loss or destruction of significant scientific, prehistorical, historical, or archeological data, such agency shall

notify the Secretary, in writing, and shall provide the Secretary with appropriate information concerning the project, program, or activity. Such agency may request the Secretary to undertake the recovery, protection, and preservation of such data (including preliminary survey, or other investigation as needed, and analysis and publication of the reports resulting from such investigation), or it may, with funds appropriated for such project, program, or activity, undertake such activities. Copies of reports of any investigations made pursuant to this section shall be submitted to the Secretary, who shall make them available to the public for inspection and review.

(b) Survey of site; preservation of data; compensation

Whenever any Federal agency provides financial assistance by loan, grant, or otherwise to any private person, association, or public entity, the Secretary, if he determines that significant scientific, prehistorical, historical, or archeological data might be irrevocably lost or destroyed, may with funds appropriated expressly for this purpose conduct, with the consent of all persons, associations, or public entities having a legal interest in the property involved, a survey of the affected site and undertake the recovery, protection, and preservation of such data (including analysis and publication). The Secretary shall, unless otherwise mutually agreed to in writing, compensate any person, association, or public entity damaged as a result of delays in construction or as a result of the temporary loss of the use of private or any nonfederally owned lands.

(Pub. L. 86-523, § 3, as added Pub. L. 93-291, § 1(3), May 24, 1974, 88 Stat. 174.)

PRIOR PROVISIONS

A prior section 3 of Pub. L. 86-523 was renumbered section 6 and is classified to section 469b of this title.

TRANSFER OF FUNCTIONS

For transfer of certain enforcement functions of Secretary or other official in Department of the Interior and Secretary or other official in Department of Agriculture to Federal Inspector, Office of Federal Inspector for Alaska Natural Gas Transportation System, and subsequent transfer to Secretary of Energy, then to Federal Coordinator for Alaska Natural Gas Transportation Projects, see note set out under section 469a of this title.

§ 469a-2. Survey by Secretary of the Interior; recovery and preservation of data; compensation for delays in construction and for temporary loss of use of land

(a) Survey conducted; preservation of data

The Secretary, upon notification, in writing, by any Federal or State agency or appropriate historical or archeological authority that scientific, prehistorical, historical, or archeological data is being or may be irrevocably lost or destroyed by any Federal or federally assisted or licensed project, activity, or program, shall, if he determines that such data is significant and is being or may be irrevocably lost or destroyed and after reasonable notice to the agency responsible for funding or licensing such project,

activity, or program, conduct or cause to be conducted a survey and other investigation of the areas which are or may be affected and recover and preserve such data (including analysis and publication) which, in his opinion, are not being, but should be, recovered and preserved in the public interest.

(b) Emergency projects

No survey or recovery work shall be required pursuant to this section which, in the determination of the head of the responsible agency, would impede Federal or federally assisted or licensed projects or activities undertaken in connection with any emergency, including projects or activities undertaken in anticipation of, or as a result of, a natural disaster.

(c) Initiation of survey

The Secretary shall initiate the survey or recovery effort within sixty days after notification to him pursuant to subsection (a) of this section or within such time as may be agreed upon with the head of the agency responsible for funding or licensing the project, activity, or program in all other cases.

(d) Compensation by Secretary

The Secretary shall, unless otherwise mutually agreed to in writing, compensate any person, association, or public entity damaged as a result of delays in construction or as a result of the temporary loss of the use of private or nonfederally owned land.

(Pub. L. 86-523, § 4, as added Pub. L. 93-291, § 1(3), May 24, 1974, 88 Stat. 174.)

PRIOR PROVISIONS

A prior section 4 of Pub. L. 86-523 was renumbered section 7 and is classified to section 469c of this title.

TRANSFER OF FUNCTIONS

For transfer of certain enforcement functions of Secretary or other official in Department of the Interior and Secretary or other official in Department of Agriculture to Federal Inspector, Office of Federal Inspector for Alaska Natural Gas Transportation System, and subsequent transfer to Secretary of Energy, then to Federal Coordinator for Alaska Natural Gas Transportation Projects, see note set out under section 469a of this title.

§ 469a-3. Progress reports by Secretary of the Interior on surveys and work undertaken as result of surveys; disposition of relics and specimens recovered; coordination of survey and recovery activities; annual report

(a) Progress reports to funding or licensing agency

The Secretary shall keep the agency responsible for funding or licensing the project notified at all times of the progress of any survey made under sections 469 to 469c of this title or of any work undertaken as a result of such survey, in order that there will be as little disruption or delay as possible in the carrying out of the functions of such agency and the survey and recovery programs shall terminate at a time mutually agreed upon by the Secretary and the head of such agency unless extended by mutual agreement.

(b) Disposition of relics and specimens

The Secretary shall consult with any interested Federal and State agencies, educational

and scientific organizations, and private institutions and qualified individuals, with a view to determining the ownership of and the most appropriate repository for any relics and specimens recovered as a result of any work performed as provided for in this section.

(c) Coordination of activities; annual report

The Secretary shall coordinate all Federal survey and recovery activities authorized under sections 469 to 469c-1 of this title.

(Pub. L. 86-523, §5, formerly §2(c), (e), June 27, 1960, 74 Stat. 220, renumbered and amended Pub. L. 93-291, §1(4), (6), (7), May 24, 1974, 88 Stat. 175; Pub. L. 96-205, title VI, §608(b)(1), Mar. 12, 1980, 94 Stat. 92; Pub. L. 103-437, §6(d)(27), Nov. 2, 1994, 108 Stat. 4584; Pub. L. 104-333, div. I, title VIII, §814(d)(2)(B), Nov. 12, 1996, 110 Stat. 4196.)

AMENDMENTS

1996—Subsec. (c). Pub. L. 104-333 inserted period after “469c-1 of this title” and struck out at end “and shall submit an annual report at the end of each fiscal year to the Committee on Natural Resources of the House of Representatives and Committee on Energy and Natural Resources of the Senate indicating the scope and effectiveness of the program, the specific projects surveyed and the results produced, and the costs incurred by the Federal Government as a result thereof.”

1994—Subsec. (c). Pub. L. 103-437 substituted “Natural Resources” for “Interior and Insular Affairs” after “Committee on”.

1980—Subsec. (c). Pub. L. 96-205 substituted references to the House Committee on Interior and Insular Affairs and Senate Committee on Energy and Natural Resources, for reference to Interior and Insular Affairs Committees of the Congress.

1974—Subsec. (a). Pub. L. 93-291, §1(4), (6), redesignated subsec. (c) of section 469a of this title as subsec. (a) of this section and substituted “agency responsible for funding or licensing the project” for “instigating agency” and “agency and the survey and recovery programs shall terminate at a time mutually agreed upon by the Secretary and the head of such agency unless extended by mutual agreement” for “agency”.

Subsec. (b). Pub. L. 93-291, §1(6), redesignated subsec. (e) of section 469a of this title as subsec. (b) of this section.

Subsec. (c). Pub. L. 93-291, §1(7), added subsec. (c).

TRANSFER OF FUNCTIONS

For transfer of certain enforcement functions of Secretary or other official in Department of the Interior and Secretary or other official in Department of Agriculture to Federal Inspector, Office of Federal Inspector for Alaska Natural Gas Transportation System, and subsequent transfer to Secretary of Energy, then to Federal Coordinator for Alaska Natural Gas Transportation Projects, see note set out under section 469a of this title.

§ 469b. Administration; contracts or agreements; services of experts, consultants, or organizations; acceptance of funds

In the administration of sections 469 to 469c-1 of this title, the Secretary may—

- (1) enter into contracts or make cooperative agreements with any Federal or State agency, any educational or scientific organization, or any institution, corporation, association, or qualified individual; and
- (2) obtain the services of experts and consultants or organizations thereof in accordance with section 3109 of title 5; and
- (3) accept and utilize funds made available for salvage archeological purposes by any pri-

vate person or corporation or transferred to him by any Federal agency.

(Pub. L. 86-523, §6, formerly §3, June 27, 1960, 74 Stat. 221, renumbered and amended Pub. L. 93-291, §1(8), May 24, 1974, 88 Stat. 175.)

AMENDMENTS

1974—Par. (2). Pub. L. 93-291 substituted “obtain the services of experts and consultants or organizations thereof in accordance with section 3109 of title 5” for “procure the temporary or intermittent services of experts or consultants or organizations thereof as provided in section 55a of title 5”.

Par. (3). Pub. L. 93-291 substituted “or corporation or transferred to him by any Federal agency” for “or corporations holding a license issued by an agency of the United States for the construction of a dam or other type of water or power control project”.

TRANSFER OF FUNCTIONS

For transfer of certain enforcement functions of Secretary or other official in Department of the Interior and Secretary or other official in Department of Agriculture to Federal Inspector, Office of Federal Inspector for Alaska Natural Gas Transportation System, and subsequent transfer to Secretary of Energy, then to Federal Coordinator for Alaska Natural Gas Transportation Projects, see note set out under section 469a of this title.

§ 469c. Assistance to Secretary of the Interior by Federal agencies responsible for construction projects; authorization of appropriations

(a) Assistance of Federal agencies

To carry out the purposes of sections 469 to 469c-1 of this title, any Federal agency responsible for a construction project may assist the Secretary and/or it may transfer to him such funds as may be agreed upon, but not more than 1 per centum of the total amount authorized to be appropriated for such project, except that the 1 per centum limitation of this section shall not apply in the event that the project involves \$50,000 or less: *Provided*, That the costs of such survey, recovery, analysis, and publication shall be considered nonreimbursable project costs.

(b) Authorization of appropriations for preservation of data

For the purposes of section 469a-1(b) of this title, there are authorized to be appropriated such sums as may be necessary, but not more than \$500,000 in fiscal year 1974; \$1,000,000 in fiscal year 1975; \$1,500,000 in fiscal year 1976; \$1,500,000 in fiscal year 1977; \$1,500,000 in fiscal year 1978; \$500,000 in fiscal year 1979; \$1,000,000 in fiscal year 1980; \$1,500,000 in fiscal year 1981; \$1,500,000 in fiscal year 1982; and \$1,500,000 in fiscal year 1983.

(c) Authorization of appropriations for surveys and investigations

For the purposes of section 469a-2(a) of this title, there are authorized to be appropriated not more than \$2,000,000 in fiscal year 1974; \$2,000,000 in fiscal year 1975; \$3,000,000 in fiscal year 1976; \$3,000,000 in fiscal year 1977; \$3,000,000 in fiscal year 1978; \$3,000,000 in fiscal year 1979; \$3,000,000 in fiscal year 1980; \$3,500,000 in fiscal year 1981; \$3,500,000 in fiscal year 1982; and \$4,000,000 in fiscal year 1983.

(d) Availability of appropriations

Beginning fiscal year 1979, sums appropriated for purposes of this section shall remain available until expended.

(Pub. L. 86-523, §7, formerly §4, June 27, 1960, 74 Stat. 221, renumbered and amended Pub. L. 93-291, §1(9), May 24, 1974, 88 Stat. 175; Pub. L. 95-625, title VI, §603, Nov. 10, 1978, 92 Stat. 3518.)

AMENDMENTS

1978—Subsec. (b). Pub. L. 95-625, §603(a), (b), authorized appropriation of \$500,000 for fiscal year 1979, \$1,000,000 for fiscal year 1980, and \$1,500,000 for fiscal years 1981 through 1983.

Subsec. (c). Pub. L. 95-625, §603(a), (c), authorized appropriation of \$3,000,000 for fiscal years 1979, and 1980, \$3,500,000 for fiscal years 1981, and 1982, and \$4,000,000 for fiscal year 1983.

Subsec. (d). Pub. L. 95-625, §603(a), (d), added subsec. (d).

1974—Subsec. (a). Pub. L. 93-291 added subsec. (a).

Subsecs. (b), (c). Pub. L. 93-291 designated existing unlettered provisions as subsecs. (b) and (c), and in subsecs. (b) and (c) as so designated substituted provisions making separate authorizations of appropriations for purposes of sections 469a-1(b) and 469a-2(a) of this title and covering fiscal years 1974, 1975, 1976, 1977, and 1978 for provisions making a general authorization of appropriations of whatever sums as might be necessary to carry out the purposes of sections 469 to 469c of this title.

TRANSFER OF FUNCTIONS

For transfer of certain enforcement functions of Secretary or other official in Department of the Interior and Secretary or other official in Department of Agriculture to Federal Inspector, Office of Federal Inspector for Alaska Natural Gas Transportation System, and subsequent transfer to Secretary of Energy, then to Federal Coordinator for Alaska Natural Gas Transportation Projects, see note set out under section 469a of this title.

§ 469c-1. "State" defined

As used in sections 469 to 469c-1 of this title, the term "State" includes the several States of the Union, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, the Trust Territory of the Pacific Islands, and the Commonwealth of the Northern Mariana Islands.

(Pub. L. 86-523, §8, as added Pub. L. 96-205, title VI, §608(b)(2), Mar. 12, 1980, 94 Stat. 92.)

TERMINATION OF TRUST TERRITORY OF THE PACIFIC ISLANDS

For termination of Trust Territory of the Pacific Islands, see note set out preceding section 1681 of Title 48, Territories and Insular Possessions.

§ 469c-2. Costs for identification, surveys, evaluation and data recovery with respect to historic properties

Notwithstanding section 469c(a) of this title, or any other provision of law to the contrary—

(1) identification, surveys, and evaluation carried out with respect to historic properties within project areas may be treated for purposes of any law or rule of law as planning costs of the project and not as costs of mitigation;

(2) reasonable costs for identification, surveys, evaluation, and data recovery carried

out with respect to historic properties within project areas may be charged to Federal licensees and permittees as a condition to the issuance of such license or permit; and

(3) Federal agencies, with the concurrence of the Secretary and after notification of the Committee on Natural Resources of the United States House of Representatives and the Committee on Energy and Natural Resources of the United States Senate, are authorized to waive, in appropriate cases, the 1 per centum limitation contained in section 469c(a) of this title.

(Pub. L. 96-515, title II, §208, Dec. 12, 1980, 94 Stat. 2997; Pub. L. 103-437, §6(d)(28), Nov. 2, 1994, 108 Stat. 4584.)

AMENDMENTS

1994—Par. (3). Pub. L. 103-437 substituted "Natural Resources" for "Interior and Insular Affairs" after "Committee on".

§ 469d. Ice Age National Scientific Reserve; statement of purpose

It is the purpose of sections 469d to 469i of this title to assure protection, preservation, and interpretation of the nationally significant values of Wisconsin continental glaciation, including moraines, eskers, kames, kettleholes, drumlins, swamps, lakes, and other reminders of the ice age.

(Pub. L. 88-655, §1, Oct. 13, 1964, 78 Stat. 1087.)

§ 469e. Plan for continental glaciation**(a) Federal funds**

To implement the purpose of sections 469d to 469i of this title, the Secretary of the Interior (hereinafter called the "Secretary"), in cooperation with State and local governmental authorities of Wisconsin, may formulate within two years after October 13, 1964, a comprehensive plan for the protection, preservation, and interpretation of outstanding examples of continental glaciation in Wisconsin; but he shall not spend more than \$50,000 of Federal funds thereon.

(b) Copies to Congress; establishment; boundaries

When the comprehensive plan is completed and the Secretary is satisfied that State legislation exists for the preservation of the nationally significant features of the reserve, open to the people of the entire Nation, he shall transmit copies thereof to the President of the Senate and the Speaker of the House of Representatives and may, ninety days thereafter and after consulting with the Governor of the State of Wisconsin, publish notice in the Federal Register of the establishment of the Ice Age National Scientific Reserve and of the boundaries thereof, which boundaries shall comprise lands owned or to be acquired by the State and local governments of Wisconsin in the following areas:

(1) Eastern area (portions of the northern unit of the Kettle Moraine State Forest and Campbellsport drumlin area);

(2) Central area (portions of Devil's Lake State Park);

(3) Northwestern area (portions of Chippewa County);

(4) Related areas (other areas in the State of Wisconsin which the Secretary and the Governor of Wisconsin agree upon as significant examples of continental glaciation).

(c) Inclusion and exclusion of other areas

Any area outside of the national forests that the Secretary and the Governor of Wisconsin agree has significant examples of continental glaciation but is not described in the original notice may be included in the reserve by the Secretary after notice to the President of the Senate and the Speaker of the House of Representatives and publication in the Federal Register, as hereinbefore provided, and any area that they consider to be no longer desirable as a part of the reserve may be excluded from it by the Secretary in the same manner.

(Pub. L. 88-655, §2, Oct. 13, 1964, 78 Stat. 1087.)

§ 469f. Repealed. Pub. L. 91-483, §1(1), Oct. 21, 1970, 84 Stat. 1083

Section, Pub. L. 88-655, §3, Oct. 13, 1964, 78 Stat. 1087, provided for grant of financial assistance to State of Wisconsin of up to \$750,000 for acquisition of lands and interests in lands, subject to terms and conditions prescribed by Secretary.

§ 469g. Ice Age National Scientific Reserve; recommendations for Federal and State participation in financing public facilities and services

The comprehensive plan presented by the Secretary to the President of the Senate and the Speaker of the House of Representatives may include such recommendations, if any, as he and the Governor of the State of Wisconsin may wish to make with respect to Federal and State participation in the financing of appropriate interpretive and other public facilities and services within the reserve including facilities and services to be furnished by such private organizations as the Ice Age Park and Trail Foundation, a nonprofit corporation.

(Pub. L. 88-655, §4, Oct. 13, 1964, 78 Stat. 1087; Pub. L. 91-483, §1(2), Oct. 21, 1970, 84 Stat. 1083.)

AMENDMENTS

1970—Pub. L. 91-483 removed restriction that the Secretary make no commitment with respect to financing of facilities and services within the reserve and that no Federal appropriations be available for such purpose.

§ 469h. Comprehensive plan for Reserve Development

(a) Technical assistance

The Secretary is authorized to provide technical assistance to the State of Wisconsin for planning and development of the reserve in accordance with the comprehensive plan.

(b) Additional grants

In addition to grants made pursuant to the Land and Water Conservation Fund Act of 1965 [16 U.S.C. 4601-4 et seq.], the Secretary is authorized to make grants of not to exceed 25 per centum of the actual cost of each development project within the reserve in accordance with the comprehensive plan: *Provided*, That the maximum amount of such grants for all projects shall not exceed \$2,500,000.

(c) Costs of maintenance

The Secretary, pursuant to an agreement with the State of Wisconsin, may pay up to 50 per centum of the annual cost of management, protection, maintenance, and rehabilitation of the reserve.

(d) Termination of Federal contributions

Whenever the Secretary determines that appropriate management and protection set down in the comprehensive plan are not being afforded the nationally significant values within the reserve or that funds are not being provided on the prescribed matching basis by the State of Wisconsin or other non-Federal sources, he may terminate contributions under sections 469d to 469i of this title.

(Pub. L. 88-655, §5, Oct. 13, 1964, 78 Stat. 1088; Pub. L. 91-483, §1(3), Oct. 21, 1970, 84 Stat. 1083; Pub. L. 96-199, title I, §109, Mar. 5, 1980, 94 Stat. 69.)

REFERENCES IN TEXT

The Land and Water Conservation Fund Act of 1965, referred to in subsec. (b), is Pub. L. 88-578, Sept. 3, 1964, 78 Stat. 897, as amended, which is classified generally to part B (§4601-4 et seq.) of subchapter LXIX of chapter 1 of this title. For complete classification of this Act to the Code, see Short Title note set out under section 4601-4 of this title and Tables.

AMENDMENTS

1980—Subsec. (b). Pub. L. 96-199 substituted “\$2,500,000” for “\$425,000”.

1970—Pub. L. 91-483 substituted provisions authorizing the Secretary to provide technical assistance and financial grants in addition to those under the Land and Water Conservation Fund Act of 1965, not exceeding 25 per cent of the actual cost of each development project and up to a maximum of \$425,000 and to share equally the annual costs of management, protection, maintenance and rehabilitation of the reserve for provisions for part recovery of the funds granted in case of conversion, and use or disposal contrary to the purposes of the establishment of the Ice Age National Scientific Reserve, and reenacted provisions for the termination of the grants.

§ 469i. Repealed. Pub. L. 91-483, §1(4), Oct. 21, 1970, 84 Stat. 1083

Section, Pub. L. 88-655, §6, Oct. 13, 1964, 78 Stat. 1088, authorized appropriations of up to \$800,000 for carrying out provisions of sections 469d to 469i of this title.

§ 469j. Commission for the Preservation of America's Heritage Abroad

(a) Purpose

Because the fabric of a society is strengthened by visible reminders of the historical roots of the society, it is in the national interest of the United States to encourage the preservation and protection of the cemeteries, monuments, and historic buildings associated with the foreign heritage of United States citizens.

(b) Establishment

There is established a commission to be known as the Commission for the Preservation of America's Heritage Abroad (hereafter in this section referred to as the “Commission”).

(c) Duties

The Commission shall—

(1) identify and publish a list of those cemeteries, monuments, and historic buildings located abroad which are associated with the foreign heritage of United States citizens from eastern and central Europe, particularly those cemeteries, monuments, and buildings which are in danger of deterioration or destruction;

(2) encourage the preservation and protection of such cemeteries, monuments, and historic buildings by obtaining, in cooperation with the Department of State, assurances from foreign governments that the cemeteries, monuments, and buildings will be preserved and protected; and

(3) prepare and disseminate reports on the condition of and the progress toward preserving and protecting such cemeteries, monuments, and historic buildings.

(d) Membership

(1) The Commission shall consist of 21 members appointed by the President, 7 of whom shall be appointed after consultation with the Speaker of the House of Representatives and 7 of whom shall be appointed after consultation with the President pro tempore of the Senate.

(2)(A) Except as provided in subparagraphs (B) and (C), members of the Commission shall be appointed for terms of 3 years.

(B) Of the members first appointed after consultation with the Speaker of the House of Representatives, 5 shall be appointed for a term of 2 years. Of the members first appointed after consultation with the President pro tempore of the Senate, 5 shall be appointed for 2 years.

(C) A member appointed to fill a vacancy on the Commission shall serve for the remainder of the term for which the member's predecessor was appointed.

(D) A member may retain membership on the Commission until the member's successor has been appointed.

(3) The President shall designate the Chairman of the Commission from among its members.

(e) Meetings

The Commission shall meet at least once every six months.

(f) Compensation and per diem

(1) Members of the Commission shall receive no pay on account of their service on the Commission.

(2) While away from their homes or regular places of business in the performance of services for the Commission, members of the Commission shall be allowed travel expenses, including per diem in lieu of subsistence, in the same manner as persons employed intermittently in the Government service are allowed expenses under section 5703 of title 5.

(g) Authorities

(1) The Commission or any member it authorizes may, for the purposes of carrying out this section, hold such hearings, sit and act at such times and places, request such attendance, take such testimony, and receive such evidence, as the Commission considers appropriate.

(2) The Commission may appoint such personnel (subject to the provisions of title 5 which

govern appointments in the competitive service) and may fix the pay of such personnel (subject to the provisions of chapter 51 and subchapter III of chapter 53 of such title, relating to classification and General Schedule pay rates) as the Commission deems desirable.

(3) The Commission may procure temporary and intermittent services to the same extent as is authorized by section 3109(b) of title 5, but at rates for individuals not to exceed the daily equivalent of the maximum annual rate of basic pay then in effect for grade GS-18 of the General Schedule (5 U.S.C. 5332(a)).

(4) Upon request of the Commission, the head of any Federal department or agency, including the Secretary of State, may detail, on a reimbursable basis, any of the personnel of such department or agency to the Commission to assist it in carrying out its duties under this section.

(5) The Commission may secure directly from any department or agency of the United States, including the Department of State, any information necessary to enable it to carry out this section. Upon the request of the Chairman of the Commission, the head of such department or agency shall furnish such information to the Commission.

(6) The Commission may accept, use, and dispose of gifts or donations of money or property.

(7) The Commission may use the United States mails in the same manner and upon the same conditions as other departments and agencies of the United States.

(8) The Administrator of General Services shall provide to the Commission on a reimbursable basis such administrative support services as the Commission may request.

(h) Reports

The Commission shall transmit an annual report to the President and to each House of Congress as soon as practicable after the end of each fiscal year. Each report shall include a detailed statement of the activities and accomplishments of the Commission during the preceding fiscal year and any recommendations by the Commission for legislation and administrative actions.

(Pub. L. 99-83, title XIII, §1303, Aug. 8, 1985, 99 Stat. 280; Pub. L. 105-277, div. A, §101(b) [title VI, §620], Oct. 21, 1998, 112 Stat. 2681-50, 2681-115.)

REFERENCES IN TEXT

The General Schedule, referred to in subsec. (g)(2), is set out under section 5332 of Title 5.

AMENDMENTS

1998—Subsec. (e). Pub. L. 105-277 substituted “six” for “three”.

EFFECTIVE DATE

Section effective Oct. 1, 1985, see section 1301 of Pub. L. 99-83, set out as an Effective Date of 1985 Amendment note under section 2151-1 of Title 22, Foreign Relations and Intercourse.

TERMINATION OF REPORTING REQUIREMENTS

For termination, effective May 15, 2000, of provisions in subsec. (h) of this section relating to transmittal of annual report to Congress, see section 3003 of Pub. L. 104-66, as amended, set out as a note under section 1113 of Title 31, Money and Finance, and page 157 of House Document No. 103-7.

REFERENCES IN OTHER LAWS TO GS-16, 17, OR 18 PAY RATES

References in laws to the rates of pay for GS-16, 17, or 18, or to maximum rates of pay under the General Schedule, to be considered references to rates payable under specified sections of Title 5, Government Organization and Employees, see section 529 [title I, § 101(c)(1)] of Pub. L. 101-509, set out in a note under section 5376 of Title 5.

§ 469k. Repealed. Pub. L. 104-333, div. I, title VI, § 604(e)(1), Nov. 12, 1996, 110 Stat. 4173; Pub. L. 107-359, § 3(4)(A), Dec. 17, 2002, 116 Stat. 3016

Section, Pub. L. 104-333, div. I, title VI, § 604, Nov. 12, 1996, 110 Stat. 4173; Pub. L. 107-359, § 3, Dec. 17, 2002, 116 Stat. 3016, known as the American Battlefield Protection Act of 1996, established the American Battlefield Protection Program. See section 469k-1 of this title.

SHORT TITLE OF 2002 AMENDMENT

Pub. L. 107-359, § 1, Dec. 17, 2002, 116 Stat. 3016, provided that: "This Act [amending this section and enacting provisions set out as a note under this section], may be cited as the 'Civil War Battlefield Preservation Act of 2002'."

§ 469k-1. American Battlefield Protection Program

(a) Purpose

The purpose of this section is to assist citizens, public and private institutions, and governments at all levels in planning, interpreting, and protecting sites where historic battles were fought on American soil during the armed conflicts that shaped the growth and development of the United States, in order that present and future generations may learn and gain inspiration from the ground where Americans made their ultimate sacrifice.

(b) Preservation assistance

(1) In general

Using the established national historic preservation program to the extent practicable, the Secretary of the Interior, acting through the American Battlefield Protection Program, shall encourage, support, assist, recognize, and work in partnership with citizens, Federal, State, local, and tribal governments, other public entities, educational institutions, and private nonprofit organizations in identifying, researching, evaluating, interpreting, and protecting historic battlefields and associated sites on a National, State, and local level.

(2) Financial assistance

To carry out paragraph (1), the Secretary may use a cooperative agreement, grant, contract, or other generally adopted means of providing financial assistance.

(3) Authorization of appropriations

There are authorized to be appropriated \$3,000,000 annually to carry out this subsection, to remain available until expended.

(c) Battlefield acquisition grant program

(1) Definitions

In this subsection:

(A) Battlefield Report

The term "Battlefield Report" means the document entitled "Report on the Nation's

Civil War Battlefields", prepared by the Civil War Sites Advisory Commission, and dated July 1993.

(B) Eligible entity

The term "eligible entity" means a State or local government.

(C) Eligible site

The term "eligible site" means a site—

(i) that is not within the exterior boundaries of a unit of the National Park System; and

(ii) that is identified in the Battlefield Report.

(D) Secretary

The term "Secretary" means the Secretary of the Interior, acting through the American Battlefield Protection Program.

(2) Establishment

The Secretary shall establish a battlefield acquisition grant program under which the Secretary may provide grants to eligible entities to pay the Federal share of the cost of acquiring interests in eligible sites for the preservation and protection of those eligible sites.

(3) Nonprofit partners

An eligible entity may acquire an interest in an eligible site using a grant under this subsection in partnership with a nonprofit organization.

(4) Non-Federal share

The non-Federal share of the total cost of acquiring an interest in an eligible site under this subsection shall be not less than 50 percent.

(5) Limitation on land use

An interest in an eligible site acquired under this subsection shall be subject to section 4607-8(f)(3) of this title.

(6) Authorization of appropriations

There is authorized to be appropriated to the Secretary to provide grants under this subsection \$10,000,000 for each of fiscal years 2009 through 2013.

(Pub. L. 111-11, title VII, § 7301, Mar. 30, 2009, 123 Stat. 1213.)

§ 469l. Findings and purposes

(a) Findings

The Congress finds the following:

(1) The Underground Railroad, which flourished from the end of the 18th century to the end of the Civil War, was one of the most significant expressions of the American civil rights movement during its evolution over more than three centuries.

(2) The Underground Railroad bridged the divides of race, religion, sectional differences, and nationality; spanned State lines and international borders; and joined the American ideals of liberty and freedom expressed in the Declaration of Independence and the Constitution to the extraordinary actions of ordinary men and women working in common purpose to free a people.

(3) Pursuant to title VI of Public Law 101-628 (16 U.S.C. 1a-5 note; 104 Stat. 4495), the Under-

ground Railroad Advisory Committee conducted a study of the appropriate means of establishing an enduring national commemorative Underground Railroad program of education, example, reflection, and reconciliation.

(4) The Underground Railroad Advisory Committee found that—

(A) although a few elements of the Underground Railroad story are represented in existing National Park Service units and other sites, many sites are in imminent danger of being lost or destroyed, and many important resource types are not adequately represented and protected;

(B) there are many important sites which have high potential for preservation and visitor use in 29 States, the District of Columbia, and the Virgin Islands;

(C) no single site or route completely reflects and characterizes the Underground Railroad, since its story and associated resources involve networks and regions of the country rather than individual sites and trails; and

(D) establishment of a variety of partnerships between the Federal Government and other levels of government and the private sector would be most appropriate for the protection and interpretation of the Underground Railroad.

(5) The National Park Service can play a vital role in facilitating the national commemoration of the Underground Railroad.

(6) The story and significance of the Underground Railroad can best engage the American people through a national program of the National Park Service that links historic buildings, structures, and sites; routes, geographic areas, and corridors; interpretive centers, museums, and institutions; and programs, activities, community projects, exhibits, and multimedia materials, in a manner that is both unified and flexible.

(b) Purposes

The purposes of sections 4691 to 4691-2 of this title are the following:

(1) To recognize the importance of the Underground Railroad, the sacrifices made by those who used the Underground Railroad in search of freedom from tyranny and oppression, and the sacrifices made by the people who helped them.

(2) To authorize the National Park Service to coordinate and facilitate Federal and non-Federal activities to commemorate, honor, and interpret the history of the Underground Railroad, its significance as a crucial element in the evolution of the national civil rights movement, and its relevance in fostering the spirit of racial harmony and national reconciliation.

(Pub. L. 105-203, §2, July 21, 1998, 112 Stat. 678.)

§ 4691-1. National Underground Railroad Network to Freedom program

(a) In general

The Secretary of the Interior (in sections 4691 to 4691-3 of this title referred to as the “Sec-

retary”) shall establish in the National Park Service a program to be known as the “National Underground Railroad Network to Freedom” (in sections 4691 to 4691-3 of this title referred to as the “national network”). Under the program, the Secretary shall—

(1) produce and disseminate appropriate educational materials, such as handbooks, maps, interpretive guides, or electronic information;

(2) enter into appropriate cooperative agreements and memoranda of understanding to provide technical assistance under subsection (c) of this section; and

(3) create and adopt an official, uniform symbol or device for the national network and issue regulations for its use.

(b) Elements

The national network shall encompass the following elements:

(1) All units and programs of the National Park Service determined by the Secretary to pertain to the Underground Railroad.

(2) Other Federal, State, local, and privately owned properties pertaining to the Underground Railroad that have a verifiable connection to the Underground Railroad and that are included on, or determined by the Secretary to be eligible for inclusion on, the National Register of Historic Places.

(3) Other governmental and nongovernmental facilities and programs of an educational, research, or interpretive nature that are directly related to the Underground Railroad.

(c) Cooperative agreements and memoranda of understanding

To achieve the purposes of sections 4691 to 4691-3 of this title and to ensure effective coordination of the Federal and non-Federal elements of the national network referred to in subsection (b) of this section with National Park Service units and programs, the Secretary may enter into cooperative agreements and memoranda of understanding with, and provide technical assistance to—

(1) the heads of other Federal agencies, States, localities, regional governmental bodies, and private entities; and

(2) in cooperation with the Secretary of State, the governments of Canada, Mexico, and any appropriate country in the Caribbean.

(Pub. L. 105-203, §3, July 21, 1998, 112 Stat. 679; Pub. L. 110-229, title III, §361(a)(1), May 8, 2008, 122 Stat. 801.)

AMENDMENTS

2008—Subsec. (d). Pub. L. 110-229 struck out subsec. (d) which authorized appropriations for sections 4691 to 4691-2 of this title.

EFFECTIVE DATE OF 2008 AMENDMENT

Pub. L. 110-229, title III, §361(b), May 8, 2008, 122 Stat. 802, provided that: “The amendments made by subsection (a) [enacting section 4691-3 of this title and amending this section and section 4691-2 of this title] shall take effect at the beginning of the fiscal year immediately following the date of the enactment of this Act [May 8, 2008].”

§ 469I-2. Preservation of historic sites or structures

(a) Authority to make grants

The Secretary of the Interior may make grants in accordance with this section for the preservation and restoration of historic buildings or structures associated with the Underground Railroad, and for related research and documentation to sites, programs, or facilities that have been included in the national network.

(b) Grant conditions

Any grant made under this section shall provide that—

(1) no change or alteration may be made in property for which the grant is used except with the agreement of the property owner and the Secretary;

(2) the Secretary shall have the right of access at reasonable times to the public portions of such property for interpretive and other purposes; and

(3) conversion, use, or disposal of such property for purposes contrary to the purposes of sections 469I to 469I-3 of this title, as determined by the Secretary, shall result in a right of the United States to compensation equal to all Federal funds made available to the grantee under sections 469I to 469I-3 of this title.

(c) Matching requirement

The Secretary may obligate funds made available for a grant under this section only if the grantee agrees to match, from funds derived from non-Federal sources, the amount of the grant with an amount that is equal to or greater than the grant. The Secretary may waive the requirement of the preceding sentence with respect to a grant if the Secretary determines that an extreme emergency exists or that such a waiver is in the public interest to assure the preservation of historically significant resources.

(Pub. L. 105-203, §4, as added Pub. L. 106-291, title I, §150(h), Oct. 11, 2000, 114 Stat. 959; amended Pub. L. 110-229, title III, §361(a)(2), May 8, 2008, 122 Stat. 801.)

AMENDMENTS

2008—Subsec. (d). Pub. L. 110-229 struck out subsec. (d) which related to funding for purposes of this section for fiscal year 2001 and each subsequent fiscal year.

EFFECTIVE DATE OF 2008 AMENDMENT

Amendment by Pub. L. 110-229 effective at the beginning of the fiscal year immediately following May 8, 2008, see section 361(b) of Pub. L. 110-229, set out as a note under section 469I-1 of this title.

NATIONAL UNDERGROUND RAILROAD FREEDOM CENTER

Pub. L. 106-291, title I, §150(b), Oct. 11, 2000, 114 Stat. 956, provided that:

“(1) FINDINGS.—Congress finds that—

“(A) the National Underground Railroad Freedom Center (hereinafter ‘Freedom Center’) is a nonprofit organization incorporated under the laws of the State of Ohio in 1995;

“(B) the objectives of the Freedom Center are to interpret the history of the Underground Railroad through development of a national cultural institution in Cincinnati, Ohio, that will house an interpre-

tive center, including museum, educational, and research facilities, all dedicated to communicating to the public the importance of the quest for human freedom which provided the foundation for the historic and inspiring story of the Underground Railroad;

“(C) the city of Cincinnati has granted exclusive development rights for a prime riverfront location to the Freedom Center;

“(D) the Freedom Center will be a national center linked through state-of-the-art technology to Underground Railroad sites and facilities throughout the United States and to a constituency that reaches across the United States, Canada, Mexico, the Caribbean and beyond; and

“(E) the Freedom Center has reached an agreement with the National Park Service to pursue a range of historical and educational cooperative activities related to the Underground Railroad, including but not limited to assisting the National Park Service in the implementation of the National Underground Railroad Network to Freedom Act [16 U.S.C. 469I et seq.].”

“(2) PURPOSES.—The purposes of this section are—

“(A) to promote preservation and public awareness of the history of the Underground Railroad;

“(B) to assist the Freedom Center in the development of its programs and facilities in Cincinnati, Ohio; and

“(C) to assist the National Park Service in the implementation of the National Underground Railroad Network to Freedom Act (112 Stat. 679; 16 U.S.C. 469I and following).”

§ 469I-3. Authorization of appropriations

(a) Amounts

There are authorized to be appropriated to carry out sections 469I to 469I-3 of this title \$2,500,000 for each fiscal year, to be allocated as follows:

(1) \$2,000,000 is to be used for the purposes of section 469I-1 of this title.

(2) \$500,000 is to be used for the purposes of section 469I-2 of this title.

(b) Restrictions

No amounts may be appropriated for the purposes of sections 469I to 469I-3 of this title except to the Secretary for carrying out the responsibilities of the Secretary as set forth in sections 469I to 469I-3 of this title.

(Pub. L. 105-203, §5, as added Pub. L. 110-229, title III, §361(a)(3), May 8, 2008, 122 Stat. 801.)

EFFECTIVE DATE

Section effective at the beginning of the fiscal year immediately following May 8, 2008, see section 361(b) of Pub. L. 110-229, set out as an Effective Date of 2008 Amendment note under section 469I-1 of this title.

§ 469m. Women’s Rights National Historical Park

(a) Omitted

(b) National Women’s Rights History Project National Registry

(1) In general

The Secretary of the Interior (referred to in this section as the “Secretary”) may make annual grants to State historic preservation offices for not more than 5 years to assist the State historic preservation offices in surveying, evaluating, and nominating to the National Register of Historic Places women’s rights history properties.

(2) Eligibility

In making grants under paragraph (1), the Secretary shall give priority to grants relating to properties associated with the multiple facets of the women's rights movement, such as politics, economics, education, religion, and social and family rights.

(3) Updates

The Secretary shall ensure that the National Register travel itinerary website entitled "Places Where Women Made History" is updated to contain—

- (A) the results of the inventory conducted under paragraph (1); and
- (B) any links to websites related to places on the inventory.

(4) Cost-sharing requirement

The Federal share of the cost of any activity carried out using any assistance made available under this subsection shall be 50 percent.

(5) Authorization of appropriations

There is authorized to be appropriated to the Secretary to carry out this subsection \$1,000,000 for each of fiscal years 2009 through 2013.

(c) National Women's Rights History Project Partnerships Network**(1) Grants**

The Secretary may make matching grants and give technical assistance for development of a network of governmental and nongovernmental entities (referred to in this subsection as the "network"), the purpose of which is to provide interpretive and educational program development of national women's rights history, including historic preservation.

(2) Management of network**(A) In general**

The Secretary shall, through a competitive process, designate a nongovernmental managing network to manage the network.

(B) Coordination

The nongovernmental managing entity designated under subparagraph (A) shall work in partnership with the Director of the National Park Service and State historic preservation offices to coordinate operation of the network.

(3) Cost-sharing requirement**(A) In general**

The Federal share of the cost of any activity carried out using any assistance made available under this subsection shall be 50 percent.

(B) State historic preservation offices

Matching grants for historic preservation specific to the network may be made available through State historic preservation offices.

(4) Authorization of appropriations

There is authorized to be appropriated to the Secretary to carry out this subsection \$1,000,000 for each of fiscal years 2009 through 2013.

(Pub. L. 111–11, title VII, §7111, Mar. 30, 2009, 123 Stat. 1199.)

CODIFICATION

Section is comprised of section 7111 of Pub. L. 111–11. Subsec. (a) of section 7111 of Pub. L. 111–11 enacted section 4107–1 of this title.

§ 469n. Preserve America Program**(a) Purpose**

The purpose of this section is to authorize the Preserve America Program, including—

- (1) the Preserve America grant program within the Department of the Interior;
- (2) the recognition programs administered by the Advisory Council on Historic Preservation; and
- (3) the related efforts of Federal agencies, working in partnership with State, tribal, and local governments and the private sector, to support and promote the preservation of historic resources.

(b) Definitions

In this section:

(1) Council

The term "Council" means the Advisory Council on Historic Preservation.

(2) Heritage tourism

The term "heritage tourism" means the conduct of activities to attract and accommodate visitors to a site or area based on the unique or special aspects of the history, landscape (including trail systems), and culture of the site or area.

(3) Program

The term "program" means the Preserve America Program established under subsection (c)(1).

(4) Secretary

The term "Secretary" means the Secretary of the Interior.

(c) Establishment**(1) In general**

There is established in the Department of the Interior the Preserve America Program, under which the Secretary, in partnership with the Council, may provide competitive grants to States, local governments (including local governments in the process of applying for designation as Preserve America Communities under subsection (d)), Indian tribes, communities designated as Preserve America Communities under subsection (d), State historic preservation offices, and tribal historic preservation offices to support preservation efforts through heritage tourism, education, and historic preservation planning activities.

(2) Eligible projects**(A) In general**

The following projects shall be eligible for a grant under this section:

- (i) A project for the conduct of—
 - (I) research on, and documentation of, the history of a community; and
 - (II) surveys of the historic resources of a community.

(ii) An education and interpretation project that conveys the history of a community or site.

(iii) A planning project (other than building rehabilitation) that advances economic development using heritage tourism and historic preservation.

(iv) A training project that provides opportunities for professional development in areas that would aid a community in using and promoting its historic resources.

(v) A project to support heritage tourism in a Preserve America Community designated under subsection (d).

(vi) Other nonconstruction projects that identify or promote historic properties or provide for the education of the public about historic properties that are consistent with the purposes of this section.

(B) Limitation

In providing grants under this section, the Secretary shall only provide 1 grant to each eligible project selected for a grant.

(3) Preference

In providing grants under this section, the Secretary may give preference to projects that carry out the purposes of both the program and the Save America's Treasures Program.

(4) Consultation and notification

(A) Consultation

The Secretary shall consult with the Council in preparing the list of projects to be provided grants for a fiscal year under the program.

(B) Notification

Not later than 30 days before the date on which the Secretary provides grants for a fiscal year under the program, the Secretary shall submit to the Committee on Energy and Natural Resources of the Senate, the Committee on Appropriations of the Senate, the Committee on Natural Resources of the House of Representatives, and the Committee on Appropriations of the House of Representatives a list of any eligible projects that are to be provided grants under the program for the fiscal year.

(5) Cost-sharing requirement

(A) In general

The non-Federal share of the cost of carrying out a project provided a grant under this section shall be not less than 50 percent of the total cost of the project.

(B) Form of non-Federal share

The non-Federal share required under subparagraph (A) shall be in the form of—

- (i) cash; or
- (ii) donated supplies and related services, the value of which shall be determined by the Secretary.

(C) Requirement

The Secretary shall ensure that each applicant for a grant has the capacity to secure, and a feasible plan for securing, the non-Federal share for an eligible project required under subparagraph (A) before a grant

is provided to the eligible project under the program.

(d) Designation of Preserve America Communities

(1) Application

To be considered for designation as a Preserve America Community, a community, tribal area, or neighborhood shall submit to the Council an application containing such information as the Council may require.

(2) Criteria

To be designated as a Preserve America Community under the program, a community, tribal area, or neighborhood that submits an application under paragraph (1) shall, as determined by the Council, in consultation with the Secretary, meet criteria required by the Council and, in addition, consider—

(A) protection and celebration of the heritage of the community, tribal area, or neighborhood;

(B) use of the historic assets of the community, tribal area, or neighborhood for economic development and community revitalization; and

(C) encouragement of people to experience and appreciate local historic resources through education and heritage tourism programs.

(3) Local governments previously certified for historic preservation activities

The Council shall establish an expedited process for Preserve America Community designation for local governments previously certified for historic preservation activities under section 470a(c)(1) of this title.

(4) Guidelines

The Council, in consultation with the Secretary, shall establish any guidelines that are necessary to carry out this subsection.

(e) Regulations

The Secretary shall develop any guidelines and issue any regulations that the Secretary determines to be necessary to carry out this section.

(f) Authorization of appropriations

There is authorized to be appropriated to carry out this section \$25,000,000 for each fiscal year, to remain available until expended.

(Pub. L. 111-11, title VII, §7302, Mar. 30, 2009, 123 Stat. 1214.)

§ 469o. Save America's Treasures Program

(a) Purpose

The purpose of this section is to authorize within the Department of the Interior the Save America's Treasures Program, to be carried out by the Director of the National Park Service, in partnership with—

- (1) the National Endowment for the Arts;
- (2) the National Endowment for the Humanities;
- (3) the Institute of Museum and Library Services;
- (4) the National Trust for Historic Preservation;

(5) the National Conference of State Historic Preservation Officers;

(6) the National Association of Tribal Historic Preservation Officers; and

(7) the President's Committee on the Arts and the Humanities.

(b) Definitions

In this section:

(1) Collection

The term “collection” means a collection of intellectual and cultural artifacts, including documents, sculpture, and works of art.

(2) Eligible entity

The term “eligible entity” means a Federal entity, State, local, or tribal government, educational institution, or nonprofit organization.

(3) Historic property

The term “historic property” has the meaning given the term in section 470w of this title.

(4) Nationally significant

The term “nationally significant” means a collection or historic property that meets the applicable criteria for national significance, in accordance with regulations promulgated by the Secretary pursuant to section 470a(a)(2) of this title.

(5) Program

The term “program” means the Save America's Treasures Program established under subsection (c)(1).

(6) Secretary

The term “Secretary” means the Secretary of the Interior, acting through the Director of the National Park Service.

(c) Establishment

(1) In general

There is established in the Department of the Interior the Save America's Treasures program, under which the amounts made available to the Secretary under subsection (e) shall be used by the Secretary, in consultation with the organizations described in subsection (a), subject to paragraph (6)(A)(ii), to provide grants to eligible entities for projects to preserve nationally significant collections and historic properties.

(2) Determination of grants

Of the amounts made available for grants under subsection (e), not less than 50 percent shall be made available for grants for projects to preserve collections and historic properties, to be distributed through a competitive grant process administered by the Secretary, subject to the eligibility criteria established under paragraph (5).

(3) Applications for grants

To be considered for a competitive grant under the program an eligible entity shall submit to the Secretary an application containing such information as the Secretary may require.

(4) Collections and historic properties eligible for competitive grants

(A) In general

A collection or historic property shall be provided a competitive grant under the program only if the Secretary determines that the collection or historic property is—

- (i) nationally significant; and
- (ii) threatened or endangered.

(B) Eligible collections

A determination by the Secretary regarding the national significance of collections under subparagraph (A)(i) shall be made in consultation with the organizations described in subsection (a), as appropriate.

(C) Eligible historic properties

To be eligible for a competitive grant under the program, a historic property shall, as of the date of the grant application—

- (i) be listed in the National Register of Historic Places at the national level of significance; or
- (ii) be designated as a National Historic Landmark.

(5) Selection criteria for grants

(A) In general

The Secretary shall not provide a grant under this section to a project for an eligible collection or historic property unless the project—

- (i) eliminates or substantially mitigates the threat of destruction or deterioration of the eligible collection or historic property;
- (ii) has a clear public benefit; and
- (iii) is able to be completed on schedule and within the budget described in the grant application.

(B) Preference

In providing grants under this section, the Secretary may give preference to projects that carry out the purposes of both the program and the Preserve America Program.

(C) Limitation

In providing grants under this section, the Secretary shall only provide 1 grant to each eligible project selected for a grant.

(6) Consultation and notification by Secretary

(A) Consultation

(i) In general

Subject to clause (ii), the Secretary shall consult with the organizations described in subsection (a) in preparing the list of projects to be provided grants for a fiscal year by the Secretary under the program.

(ii) Limitation

If an entity described in clause (i) has submitted an application for a grant under the program, the entity shall be recused by the Secretary from the consultation requirements under that clause and paragraph (1).

(B) Notification

Not later than 30 days before the date on which the Secretary provides grants for a

fiscal year under the program, the Secretary shall submit to the Committee on Energy and Natural Resources of the Senate, the Committee on Appropriations of the Senate, the Committee on Natural Resources of the House of Representatives, and the Committee on Appropriations of the House of Representatives a list of any eligible projects that are to be provided grants under the program for the fiscal year.

(7) Cost-sharing requirement

(A) In general

The non-Federal share of the cost of carrying out a project provided a grant under this section shall be not less than 50 percent of the total cost of the project.

(B) Form of non-Federal share

The non-Federal share required under subparagraph (A) shall be in the form of—

- (i) cash; or
- (ii) donated supplies or related services, the value of which shall be determined by the Secretary.

(C) Requirement

The Secretary shall ensure that each applicant for a grant has the capacity and a feasible plan for securing the non-Federal share for an eligible project required under subparagraph (A) before a grant is provided to the eligible project under the program.

(d) Regulations

The Secretary shall develop any guidelines and issue any regulations that the Secretary determines to be necessary to carry out this section.

(e) Authorization of appropriations

There is authorized to be appropriated to carry out this section \$50,000,000 for each fiscal year, to remain available until expended.

(Pub. L. 111-11, title VII, § 7303, Mar. 30, 2009, 123 Stat. 1216.)

SUBCHAPTER II—NATIONAL HISTORIC PRESERVATION

§ 470. Short title; Congressional finding and declaration of policy

(a) This subchapter may be cited as the “National Historic Preservation Act”.

(b) The Congress finds and declares that—

(1) the spirit and direction of the Nation are founded upon and reflected in its historic heritage;

(2) the historical and cultural foundations of the Nation should be preserved as a living part of our community life and development in order to give a sense of orientation to the American people;

(3) historic properties significant to the Nation’s heritage are being lost or substantially altered, often inadvertently, with increasing frequency;

(4) the preservation of this irreplaceable heritage is in the public interest so that its vital legacy of cultural, educational, aesthetic, inspirational, economic, and energy benefits will be maintained and enriched for future generations of Americans;

(5) in the face of ever-increasing extensions of urban centers, highways, and residential, commercial, and industrial developments, the present governmental and nongovernmental historic preservation programs and activities are inadequate to insure future generations a genuine opportunity to appreciate and enjoy the rich heritage of our Nation;

(6) the increased knowledge of our historic resources, the establishment of better means of identifying and administering them, and the encouragement of their preservation will improve the planning and execution of Federal and federally assisted projects and will assist economic growth and development; and

(7) although the major burdens of historic preservation have been borne and major efforts initiated by private agencies and individuals, and both should continue to play a vital role, it is nevertheless necessary and appropriate for the Federal Government to accelerate its historic preservation programs and activities, to give maximum encouragement to agencies and individuals undertaking preservation by private means, and to assist State and local governments and the National Trust for Historic Preservation in the United States to expand and accelerate their historic preservation programs and activities.

(Pub. L. 89-665, § 1, Oct. 15, 1966, 80 Stat. 915; Pub. L. 96-515, title I, § 101(a), Dec. 12, 1980, 94 Stat. 2987.)

AMENDMENTS

1980—Pub. L. 96-515 added subsec. (a), designated existing provision as subsec. (b), and in subsec. (b) as so designated, redesignated pars. (a) to (d) as (1), (2), (5), and (7), respectively, in par. (1) as so redesignated, substituted “heritage” for “past”, and added pars. (3), (4), and (6).

SHORT TITLE OF 2006 AMENDMENT

Pub. L. 109-453, § 1(a), Dec. 22, 2006, 120 Stat. 3367, provided that: “This Act [enacting section 470w-2 of this title and amending sections 470h, 470i, 470m, and 470t of this title] may be cited as the ‘National Historic Preservation Act Amendments Act of 2006’.”

SHORT TITLE OF 2000 AMENDMENTS

Pub. L. 106-355, § 1, Oct. 24, 2000, 114 Stat. 1385, provided that: “This Act [enacting sections 470w-7 and 470w-8 of this title] may be cited as the ‘National Historic Lighthouse Preservation Act of 2000’.”

Pub. L. 106-208, § 1, May 26, 2000, 114 Stat. 318, provided that: “This Act [amending sections 470a, 470b, 470c, 470h, 470h-2, 470h-4, 470n, 470t, 470w, 470w-6, and 470x-3 of this title] may be cited as the ‘National Historic Preservation Act Amendments of 2000’.”

SHORT TITLE OF 1992 AMENDMENT

Pub. L. 102-575, title XL, § 4001, Oct. 30, 1992, 106 Stat. 4753, provided that: “This title [enacting sections 470h-4, 470h-5, and 470x to 470x-6 of this title, amending sections 466, 470-1, 470a, 470b, 470c, 470h, 470h-2, 470h-3, 470i, 470s, 470t, 470w, and 470w-3 of this title, enacting provisions set out as notes under section 470a of this title, and amending provisions set out as a note under section 461 of this title] may be cited as the ‘National Historic Preservation Act Amendments of 1992’.”

SHORT TITLE OF 1980 AMENDMENT

Pub. L. 96-515, § 1, Dec. 12, 1980, 94 Stat. 2987, provided: “That this Act [enacting sections 469c-2, 470-1 470a-1, 470a-2, 470h-2, 470h-3, 470u, 470v and 470w to 470w-6 of