

HISTORIC SITES ACT OF 1935

(as amended through 2000)

United States Code: **16 USC 461-467**

Title 16--Conservation

Chapter 1a--Historic Sites, Buildings, Objects, and Antiquities

Subchapter I--General Provisions

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Sec. 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, Sec. 1, 49 Stat. 666.)

Short Title of 2000 Amendment

Pub. L. 106-291, title I, Sec. 150(a), Oct. 11, 2000, 114 Stat. 956, provided that: "This section [enacting section 469I-2 of this title and provisions set out as a note under section 469I-2 of this title] may be cited as the 'National Underground Railroad Freedom Center Act'."

Short Title of 1998 Amendment

Pub. L. 105-203, Sec. 1, July 21, 1998, 112 Stat. 678, provided that: "This Act [enacting sections 469I and 469I-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, Sec. 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.
- Andersonville National Historic Site, Georgia.--Pub. L. 91-465, Oct. 16, 1970, 84 Stat. 989; Pub. L. 107-357, Sec. 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.
- 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, Sec. 101(a)(1), Oct. 26, 1974, 88 Stat. 1461.
- Edgar Allan Poe National Historic Site, Pennsylvania.--Pub. L. 95-625, title V, Sec. 503, Nov. 10, 1978, 92 Stat. 3498.
- Edison National Historic Site.--Pub. L. 87-628, Sept. 5, 1962, 76 Stat. 428.
- 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, Secs. 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, Sec. 1(a) [title VII, Sec. 777], Oct. 28, 2000, 114 Stat. 1549, 1549A- 46.
- First Ladies National Historic Site, Ohio.--Pub. L. 106-291, title I, Sec. 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, Sec. 506, Nov. 6, 1998, 112 Stat. 3263.
- 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, Sec. 509, Nov. 10, 1978, 92 Stat. 3509.
- Georgia O'Keeffe National Historic Site, New Mexico.--Pub. L. 96-344, Sec. 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.
- 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, Sec. 1, Dec. 14, 1993, 107 Stat. 2243.
- 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 Village National Historic Site, Pennsylvania.--Designated Aug. 3, 1938.
- 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, Sec. 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, Sec. 5, Oct. 31, 1988, 102 Stat. 2829.
- Knife River Indian Villages National Historic Site, North Dakota.--Pub. L. 93-486, title I, Sec. 101(a)(3), Oct. 26, 1974, 88 Stat. 1461; Pub. L. 101-430, Sec. 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.
- 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 [redesignated 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.
- Longfellow National Historic Site, Massachusetts.--Pub. L. 92-475, Oct. 9, 1972, 86 Stat. 791.
- Maggie L. Walker National Historical Site, Virginia.--Pub. L. 95-625, title V, Sec. 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, Sec. 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, Sec. 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, Sec. 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, Sec. 4024, Oct. 30, 1992, 106 Stat. 4768.
- Martin Van Buren National Historic Site, New York.--Pub. L. 93-486, title I, Sec. 101(a)(6), Oct. 26, 1974, 88 Stat. 1462.
- 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.
- Minuteman Missile National Historic Site, South Dakota.--Pub. L. 106- 115, Nov. 29, 1999, 113 Stat. 1540.
- Nicodemus National Historic Site, Kansas.--Pub. L. 104-333, div. I, title V, Sec. 512, Nov. 12, 1996, 110 Stat. 4163; Pub. L. 106-176, title I, Sec. 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.--Pub. L. 95-625, title V, Sec. 506, Nov. 10, 1978, 92 Stat. 3500; Pub. L. 102-304, June 23, 1992, 106 Stat. 256.
- Pu`ukohola Heiau National Historic Site, Hawaii.--Pub. L. 92-388, Aug. 17, 1972, 86 Stat. 562; Pub. L. 106-510, Sec. 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.
- 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.
- 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, Sec. 101(a)(4), Oct. 26, 1974, 88 Stat. 1461.
- Steamtown National Historic Site, Pennsylvania.--Pub. L. 99-500, Sec. 101(h) [title I, Secs. 1-5], Oct. 18, 1986, 100 Stat. 1783-248, and Pub. L. 99-591, Sec. 101(h) [title I, Secs. 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, Sec. 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, Sec. 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, Sec. 1, Nov. 6, 1998, 112 Stat. 3296.
- 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. 1552
[redesignated Fort Necessity National Battlefield by Pub. L. 87-134, Sec. 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, Sec. 606, Nov. 12, 1996, 110 Stat. 4174; Pub. L. 106-176, title I, Sec. 115, Mar. 10, 2000, 114 Stat. 27.
- Washita Battlefield National Historic Site, Oklahoma.--Pub. L. 104-333, div. I, title VI, Sec. 607, Nov. 12, 1996, 110 Stat. 4180; Pub. L. 106-176, title I, Sec. 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).
- Cache La Poudre Corridor, Colorado.--Pub. L. 104-323, Oct. 19, 1996, 110 Stat. 3889.
- 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.
- Erie Canalway National Heritage Corridor, New York.--Pub. L. 106-554, Sec. 1(a)(4) [div. B, title VIII], Dec. 21, 2000, 114 Stat. 2763, 2763A-295.
- 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, Sec. 902, Nov. 12, 1996, 110 Stat. 4204; Pub. L. 105-355, title V, Sec. 502, Nov. 6, 1998, 112 Stat. 3261; Pub. L. 106-554, Sec. 1(a)(4) [div. B, title I, Sec. 126], Dec. 21, 2000, 114 Stat. 2763, 2763A-229.
- 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, Sec. 118, Nov. 13, 1991, 105 Stat. 1013; Pub. L. 104-208, div. A, title I, Sec. 101(d) [title I, Sec. 115], Sept. 30, 1996, 110 Stat. 3009-181, 3009-201; Pub. L. 104-333, div. I, title IX, Sec. 901, Nov. 12, 1996, 110 Stat. 4201; Pub. L. 105-355, title V, Sec. 501, Nov. 6, 1998, 112 Stat. 3261; Pub. L. 106-113, div. B, Sec. 1000(a)(3) [title III, Sec. 343], Nov. 29, 1999, 113 Stat. 1535, 1501A-202; Pub. L. 106-176, title I, Sec. 121, Mar. 10, 2000, 114 Stat. 29.
- Ohio & Erie Canal National Heritage Corridor, Ohio.--Pub. L. 104-333, div. II, title VIII, Nov. 12, 1996, 110 Stat. 4267; Pub. L. 106-176, title II, Sec. 205, Mar. 10, 2000, 114 Stat. 31.
- 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.
- South Carolina National Heritage Corridor, South Carolina.--Pub. L. 104-333, div. II, title VI, Nov. 12, 1996, 110 Stat. 4260.

National Heritage Areas

- 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, Sec. 203, Mar. 10, 2000, 114 Stat. 31.
- Automobile National Heritage Area, Michigan.--Pub. L. 105-355, title I, Nov. 6, 1998, 112 Stat. 3247.
- 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, Sec. 204, Mar. 10, 2000, 114 Stat. 31.

- 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, Secs. 317, 324, Nov. 14, 1997, 111 Stat. 1595, 1597; Pub. L. 106- 176, title II, Sec. 206, Mar. 10, 2000, 114 Stat. 31.
- Lackawanna Valley National Heritage Area, Pennsylvania.--Pub. L. 106- 278, title I, Oct. 6, 2000, 114 Stat. 814.
- 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, Sec. 201, Mar. 10, 2000, 114 Stat. 31.
- 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, Sec. 1000(a)(3) [title I, Sec. 116], Nov. 29, 1999, 113 Stat. 1535, 1501A-158.
- Schuylkill River Valley National Heritage Area, Pennsylvania.--Pub. L. 106-278, title II, Oct. 6, 2000, 114 Stat. 819.
- 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, Sec. 202, Mar. 10, 2000, 114 Stat. 31.
- Wheeling National Heritage Area, West Virginia.--Pub. L. 106-291, title I, Sec. 157, Oct. 11, 2000, 114 Stat. 963.
- Yuma Crossing National Heritage Area, Arizona.--Pub. L. 106-319, Oct. 19, 2000, 114 Stat. 1280.

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, Sec. 309, Mar. 10, 2000, 114 Stat. 34.

Crossroads of the West Historic District

Pub. L. 106-577, title III, Sec. 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, 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, Sec. 9, Dec. 2, 2002, 116 Stat. 2448, 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, Sec. 101(e) [title I, Sec. 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, Sec. 502, Nov. 12, 1996, 110 Stat. 4154, as amended by Pub. L. 106-176, title I, Sec. 107, Mar. 10, 2000, 114 Stat. 26; Pub. L. 107-342, Sec. 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, Sec. 510, Nov. 12, 1996, 110 Stat. 4158, as amended by Pub. L. 106-176, title I, Sec. 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, Sec. 513, Nov. 12, 1996, 110 Stat. 4165, as amended by Pub. L. 106-176, title I, Sec. 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, Sec. 1, title I, Secs. 101-105, Nov. 19, 1988, 102 Stat. 4618, as amended by Pub. L. 104-333, div. I, title VIII, Sec. 814(d)(1)(L), Nov. 12, 1996, 110 Stat. 4196; Pub. L. 106-291, title I, Sec. 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, Sec. 508, Nov. 10, 1978, 92 Stat. 3507, as amended Pub. L. 96-87, title IV, Sec. 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, Sec. 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 interpretation]

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,

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.

Dwight D. Eisenhower.

Section Referred to in Other Sections

This section is referred to in sections 1e, 230e, 281e, 282a, 282b, 396d, 397d, 407q, 410u, 410w, 410z-4, 410aa-2, 410bb-1, 410ee, 410ii-5, 410jj-4, 410kk-1, 410ll, 410nn-1, 410oo-3, 410rr-3, 410rr-7, 410ss-1, 410tt-3, 410yy-2, 410bbb-2, 410ccc-2, 410ddd, 410eee, 410eee-3, 410fff-2, 410ggg-1, 410hhh-5, 410iii-5, 423l-5, 430f-5, 430f-10, 430m, 450e-1, 450hh-2, 450jj-5, 450pp-1, 450ss-2, 450ss-4, 459h-4, 460kkk, 462, 463, 464, 465, 466, 467, 467b, 468, 469, 470a, 698r, 698u-3, 1133, 1244, 3206 of this title; title 40 sections 550, 1303; title 43 section 377b.

Update (Codification)

Note amended by Pub. L. 108-199, sec. 141, 118 Stat. 443.

Note amended by Pub. L. 108-314, 118 Stat. 1198.

Note amended by Pub. L. 108-352, sec. 2, 118 Stat. 1395.

Note amended by Pub. L. 108-352, sec. 16, 118 Stat. 1398.

Note amended by Pub. L. 108-385, 118 Stat. 2227.

Note amended by Pub. L. 108-396, 118 Stat. 2250.

Note amended by Pub. L. 108-438, 118 Stat. 2625.

Note amended by Pub. L. 108-447, sec. 348, 118 Stat. 3106.

Note amended by Pub. L. 108-447, sec. 501-513, 118 Stat. 3361-3367.

Note amended by Pub. L. 108-447, sec. 601-612, 118 Stat. 3368-3373.

Note amended by Pub. L. 108-447, sec. 701-709, 118 Stat. 3374-3377.

Note amended by Pub. L. 109-45, 119 Stat. 445.

New note added or amended generally by Pub. L. 109-156, sec. 1, 119 Stat. 2946.

Sec. 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 archaeologic sites, buildings, and objects.
- (b) Make a survey of historic and archaeologic 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 archaeologic 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 archaeologic 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, Sec. 2, 49 Stat. 666; Pub. L. 89-249, Sec. 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, Secs. 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, Sec. 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.”

Section Referred to in Other Sections

This section is referred to in sections 1e, 230e, 281e, 282a, 282b, 396d, 397d, 407q, 410u, 410w, 410z-4, 410aa-2, 410bb-1, 410cc-22, 410cc-32, 410ee, 410ii-5, 410jj-4, 410kk-1, 410ll, 410nn-1, 410oo-3, 410rr-3,

410rr-7, 410ss-1, 410tt-3, 410yy-2, 410bbb-2, 410ccc-2, 410ddd, 410eee, 410eee-3, 410fff-2, 410ggg-1, 410hhh-5, 410iii-5, 423l-5, 430f-5, 430f-10, 430m, 450e-1, 450hh-2, 450jj-5, 450pp-1, 450ss-2, 450ss-4, 459h-4, 460kkk, 463, 464, 465, 466, 467, 467b, 468, 469, 470a, 698r, 698u-3, 1133, 1244 of this title; title 40 sections 550, 1303; title 43 section 377b.

Sec. 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, archeology, 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 1 \1\ 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 appointive 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 to 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, 2006. 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. Membership 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, Sec. 3, 49 Stat. 667; Pub. L. 91-383, Sec. 9, Aug. 18, 1970, as added Pub. L. 94-458, Sec. 2, Oct. 7, 1976, 90 Stat. 1940; amended Pub. L. 95-625, title VI, Sec. 604(2), Nov. 10, 1978, 92 Stat. 3518; Pub. L. 101-628, title XII, Secs. 1211, 1212, Nov. 28, 1990, 104 Stat. 4507; Pub. L. 104-333, div. I, title VIII, Sec. 814(f)(1), Nov. 12, 1996, 110 Stat. 4197.)

References in Text

The Federal Advisory Committee Act, referred to in subsecs. (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

1996--Subsec. (a). Pub. L. 104-333, Sec. 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, Sec. 814(f)(1)(C), added subsecs. (b) to (e). Former subsecs. (b) and (c) redesignated (f) and (g), respectively.

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

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

1990--Subsec. (a). Pub. L. 101-628, Sec. 1211(1), (2), substituted “sixteen” for “twelve”, “United States who have a demonstrated commitment to the National Park System,” for “United States,” and “anthropology, biology, 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, Sec. 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, Sec. 1212, added subsec. (c).

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

1976--Pub. L. 91-383, Sec. 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 1996 Amendment

Section 814(f)(3) of title VIII of div. I of Pub. L. 104-333 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

Section 814(f)(2) of title VIII of div. I of Pub. L. 104-333 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, Secs. 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, Sec. 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".

Section Referred to in Other Sections

This section is referred to in sections 1e, 230e, 281e, 282a, 282b, 396d, 397d, 407q, 410u, 410w, 410z-4, 410aa-2, 410bb-1, 410ee, 410ii-5, 410jj-4, 410kk-1, 410ll, 410nn-1, 410oo-3, 410rr-3, 410rr-7, 410ss-1, 410tt-3, 410yy-2, 410bbb-2, 410ccc-2, 410ddd, 410eee, 410eee-3, 410fff-2, 410ggg-1, 410hhh-5, 410iii-5, 423l-5, 430f-5, 430f-10, 430m, 450e-1, 450hh-2, 450jj-5, 450pp-1, 450ss-2, 450ss-4, 459h-4, 460kkk, 462, 464, 465, 466, 467, 467b, 468, 469, 470a, 698r, 698u-3, 1133, 1244 of this title; title 40 sections 550, 1303; title 43 section 377b.

Footnotes

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

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

Update (Codification)

Amended by Pub. L. 109-156, sec. 5, 119 Stat. 2948.

New note added or amended generally by Pub. L. 109-156, sec.5, 119 Stat. 2948.

Sec. 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, Sec. 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, Sec. 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.

Section Referred to in Other Sections

This section is referred to in sections 1e, 230e, 281e, 282a, 282b, 396d, 397d, 407q, 410u, 410w, 410z-4, 410aa-2, 410bb-1, 410ee, 410ii-5, 410jj-4, 410kk-1, 410ll, 410nn-1, 410oo-3, 410rr-3, 410rr-7, 410ss-1, 410tt-3, 410yy-2, 410bbb-2, 410ccc-2, 410ddd, 410eee, 410eee-3, 410fff-2, 410ggg-1, 410hhh-5, 410iii-5, 423l-5, 430f-5, 430f-10, 430m, 450e-1, 450hh-2, 450jj-5, 450pp-1, 450ss-2, 450ss-4, 459h-4, 460kkk, 462, 463, 465, 466, 467, 467b, 468, 469, 470a, 698r, 698u-3, 1133, 1244 of this title; title 40 sections 550, 1303; title 43 section 377b.

Footnotes

\1\ Subsection designation "(a)" supplied.

Sec. 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, Sec. 5, 49 Stat. 668.)

Section Referred to in Other Sections

This section is referred to in sections 1e, 230e, 281e, 282a, 282b, 396d, 397d, 407q, 410u, 410w, 410z-4, 410aa-2, 410bb-1, 410ee, 410ii-5, 410jj-4, 410kk-1, 410ll, 410nn-1, 410oo-3, 410rr-3, 410rr-7, 410ss-1, 410tt-3, 410yy-2, 410bbb-2, 410ccc-2, 410ddd, 410eee, 410eee-3, 410fff-2, 410ggg-1, 410hhh-5, 410iii-5, 423l-5, 430f-5, 430f-10, 430m, 450e-1, 450hh-2, 450jj-5, 450pp-1, 450ss-2, 450ss-4, 459h-4, 460kkk, 462, 463, 464, 466, 467, 467b, 468, 469, 470a, 698r, 698u-3, 1133, 1244 of this title; title 40 sections 550, 1303; title 43 section 377b.

Sec. 466. Requirement for specific authorization

(a) In general

Except as provided in subsection (b) of this section, notwithstanding any other provision of 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, Sec. 6, 49 Stat. 668; Pub. L. 102-575, title XL, Sec. 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.”

Section Referred to in Other Sections

This section is referred to in sections 1e, 230e, 281e, 282a, 282b, 396d, 397d, 407q, 410u, 410w, 410z-4, 410aa-2, 410bb-1, 410ee, 410ii-5, 410jj-4, 410kk-1, 410ll, 410nn-1, 410oo-3, 410rr-3, 410rr-7, 410ss-1, 410tt-3, 410yy-2, 410bbb-2, 410ccc-2, 410ddd, 410eee, 410eee-3, 410fff-2, 410ggg-1, 410hhh-5, 410iii-5, 423l-5, 430f-5, 430f-10, 430m, 450e-1, 450hh-2, 450jj-5, 450pp-1, 450ss-2, 450ss-4, 459h-4, 460kkk, 462, 463, 464, 465, 467, 467b, 468, 469, 470a, 698r, 698u-3, 1133, 1244 of this title; title 40 sections 550, 1303; title 43 section 377b.

Sec. 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, Sec. 7, 49 Stat. 668.)

Section Referred to in Other Sections

This section is referred to in sections 1e, 230e, 281e, 282a, 282b, 396d, 397d, 407q, 410u, 410w, 410z-4, 410aa-2, 410bb-1, 410ee, 410ii-5, 410jj-4, 410kk-1, 410ll, 410nn-1, 410oo-3, 410rr-3, 410rr-7, 410ss-1, 410tt-3, 410yy-2, 410bbb-2, 410ccc-2, 410ddd, 410eee, 410eee-3, 410fff-2, 410ggg-1, 410hhh-5, 410iii-5, 423l-5, 430f-5, 430f-10, 430m, 450e-1, 450hh-2, 450jj-5, 450pp-1, 450ss-2, 450ss-4, 459h-4, 460kkk, 462, 463, 464, 465, 466, 467b, 468, 469, 470a, 698r, 698u-3, 1133, 1244 of this title; title 40 sections 550, 1303; title 43 section 377b.

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

Section, Pub. L. 92-727, Sec. 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, Sec. 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, Sec. 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, entitled ‘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.”

Sec. 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, Sec. 120, Mar. 5, 1980, 94 Stat. 73; Pub. L. 103-437, Sec. 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".

Change of Name

Committee on Natural Resources of House of Representatives treated as referring to Committee on Resources of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of Title 2, The Congress.