

[References to Fort Clatsop National Memorial considered to be references to Lewis and Clark National Historical Park, see section 410kkk-3 of this title.]

### § 410kkk-2. Administration

#### (a) In general

The park shall be administered by the Secretary in accordance with this subchapter and with laws generally applicable to units of the National Park System, including sections 1, 2, 3, and 4 of this title and sections 461 to 467 of this title.

#### (b) Management plan

Not later than 3 years after funds are made available for this purpose, the Secretary shall prepare an amendment to the General Management Plan for Fort Clatsop National Memorial to guide the management of the park.

#### (c) Cooperative management

In order to facilitate the presentation of a comprehensive picture of the Lewis and Clark Expedition's experiences in the lower Columbia River area and to promote more efficient administration of the sites associated with those experiences, the Secretary may enter into cooperative management agreements with appropriate officials in the States of Washington and Oregon in accordance with the authority provided under section 1a-2(l) of this title.

(Pub. L. 108-387, title I, §104, Oct. 30, 2004, 118 Stat. 2236.)

#### REFERENCES IN TEXT

This subchapter, referred to in subsec. (a), was in the original "this title", meaning title I of Pub. L. 108-387, Oct. 30, 2004, 118 Stat. 2234, which is classified principally to this subchapter. For complete classification of title I to the Code, see Short Title note set out under section 410kkk of this title and Tables.

### § 410kkk-3. References

Any reference in any law (other than this subchapter), regulation, document, record, map or other paper of the United States to "Fort Clatsop National Memorial" shall be considered a reference to the "Lewis and Clark National Historical Park".

(Pub. L. 108-387, title I, §105(b), Oct. 30, 2004, 118 Stat. 2236.)

#### REFERENCES IN TEXT

This subchapter, referred to in text, was in the original "this title", meaning title I of Pub. L. 108-387, Oct. 30, 2004, 118 Stat. 2234, which is classified principally to this subchapter. For complete classification of title I to the Code, see Short Title note set out under section 410kkk of this title and Tables.

### § 410kkk-4. Private property protection

#### (a) Access to private property

Nothing in this subchapter shall be construed to—

- (1) require any private property owner to permit public access (including Federal, State, or local government access) to such private property; or
- (2) modify any provision of Federal, State, or local law with regard to public access to or use of private lands.

#### (b) Liability

Designation of the park shall not be considered to create any liability, or to have any effect on any liability under any other law, of any private property owner with respect to any persons injured on such private property.

#### (c) Recognition of authority to control land use

Nothing in this subchapter shall be construed to modify any authority of Federal, State, or local governments to regulate the use of private land within the boundary of the park.

(Pub. L. 108-387, title I, §106, Oct. 30, 2004, 118 Stat. 2236.)

#### REFERENCES IN TEXT

This subchapter, referred to in subsecs. (a) and (c), was in the original "this title", meaning title I of Pub. L. 108-387, Oct. 30, 2004, 118 Stat. 2234, which is classified principally to this subchapter. For complete classification of title I to the Code, see Short Title note set out under section 410kkk of this title and Tables.

### § 410kkk-5. Authorization of appropriations

There are authorized to be appropriated such sums as may be necessary to carry out this subchapter.

(Pub. L. 108-387, title I, §107, Oct. 30, 2004, 118 Stat. 2236.)

#### REFERENCES IN TEXT

This subchapter, referred to in text, was in the original "this title", meaning title I of Pub. L. 108-387, Oct. 30, 2004, 118 Stat. 2234, which is classified principally to this subchapter. For complete classification of title I to the Code, see Short Title note set out under section 410kkk of this title and Tables.

## SUBCHAPTER LIX-JJ—PATERSON GREAT FALLS NATIONAL HISTORICAL PARK

### § 410III. Paterson Great Falls National Historical Park, New Jersey

#### (a) Definitions

In this section:

##### (1) City

The term "City" means the City of Paterson, New Jersey.

##### (2) Commission

The term "Commission" means the Paterson Great Falls National Historical Park Advisory Commission established by subsection (e)(1).

##### (3) Historic District

The term "Historic District" means the Great Falls Historic District in the State.

##### (4) Management plan

The term "management plan" means the management plan for the Park developed under subsection (d).

##### (5) Map

The term "Map" means the map entitled "Paterson Great Falls National Historical Park—Proposed Boundary", numbered T03/80,001, and dated May 2008.

##### (6) Park

The term "Park" means the Paterson Great Falls National Historical Park established by subsection (b)(1)(A).

**(7) Secretary**

The term “Secretary” means the Secretary of the Interior.

**(8) State**

The term “State” means the State of New Jersey.

**(b) Paterson Great Falls National Historical Park****(1) Establishment****(A) In general**

Subject to subparagraph (B), there is established in the State a unit of the National Park System to be known as the “Paterson Great Falls National Historical Park”.

**(B) Conditions for establishment**

The Park shall not be established until the date on which the Secretary determines that—

(i)(I) the Secretary has acquired sufficient land or an interest in land within the boundary of the Park to constitute a manageable unit; or

(II) the State or City, as appropriate, has entered into a written agreement with the Secretary to donate—

(aa) the Great Falls State Park, including facilities for Park administration and visitor services; or

(bb) any portion of the Great Falls State Park agreed to between the Secretary and the State or City; and

(ii) the Secretary has entered into a written agreement with the State, City, or other public entity, as appropriate, providing that—

(I) land owned by the State, City, or other public entity within the Historic District will be managed consistent with this section; and

(II) future uses of land within the Historic District will be compatible with the designation of the Park.

**(2) Purpose**

The purpose of the Park is to preserve and interpret for the benefit of present and future generations certain historical, cultural, and natural resources associated with the Historic District.

**(3) Boundaries**

The Park shall include the following sites, as generally depicted on the Map:

(A) The upper, middle, and lower raceways.

(B) Mary Ellen Kramer (Great Falls) Park and adjacent land owned by the City.

(C) A portion of Upper Raceway Park, including the Ivanhoe Wheelhouse and the Society for Establishing Useful Manufactures Gatehouse.

(D) Overlook Park and adjacent land, including the Society for Establishing Useful Manufactures Hydroelectric Plant and Administration Building.

(E) The Allied Textile Printing site, including the Colt Gun Mill ruins, Mallory Mill ruins, Waverly Mill ruins, and Todd Mill ruins.

(F) The Rogers Locomotive Company Erecting Shop, including the Paterson Museum.

(G) The Great Falls Visitor Center.

**(4) Availability of map**

The Map shall be on file and available for public inspection in the appropriate offices of the National Park Service.

**(5) Publication of notice**

Not later than 60 days after the date on which the conditions in clauses (i) and (ii) of paragraph (1)(B) are satisfied, the Secretary shall publish in the Federal Register notice of the establishment of the Park, including an official boundary map for the Park.

**(c) Administration****(1) In general**

The Secretary shall administer the Park in accordance with—

(A) this section; and

(B) the laws generally applicable to units of the National Park System, including—

(i) sections 1, 2, 3, and 4 of this title; and

(ii) sections 461 to 467 of this title.

**(2) State and local jurisdiction**

Nothing in this section enlarges, diminishes, or modifies any authority of the State, or any political subdivision of the State (including the City)—

(A) to exercise civil and criminal jurisdiction; or

(B) to carry out State laws (including regulations) and rules on non-Federal land located within the boundary of the Park.

**(3) Cooperative agreements****(A) In general**

As the Secretary determines to be appropriate to carry out this section, the Secretary may enter into cooperative agreements with the owner of the Great Falls Visitor Center or any nationally significant properties within the boundary of the Park under which the Secretary may identify, interpret, restore, and provide technical assistance for the preservation of the properties.

**(B) Right of access**

A cooperative agreement entered into under subparagraph (A) shall provide that the Secretary, acting through the Director of the National Park Service, shall have the right of access at all reasonable times to all public portions of the property covered by the agreement for the purposes of—

(i) conducting visitors through the properties; and

(ii) interpreting the properties for the public.

**(C) Changes or alterations**

No changes or alterations shall be made to any properties covered by a cooperative agreement entered into under subparagraph (A) unless the Secretary and the other party to the agreement agree to the changes or alterations.

**(D) Conversion, use, or disposal**

Any payment made by the Secretary under this paragraph shall be subject to an agree-

ment that the conversion, use, or disposal of a project for purposes contrary to the purposes of this section, as determined by the Secretary, shall entitle the United States to reimbursement in amount equal to the greater of—

- (i) the amounts made available to the project by the United States; or
- (ii) the portion of the increased value of the project attributable to the amounts made available under this paragraph, as determined at the time of the conversion, use, or, disposal.

**(E) Matching funds**

**(i) In general**

As a condition of the receipt of funds under this paragraph, the Secretary shall require that any Federal funds made available under a cooperative agreement shall be matched on a 1-to-1 basis by non-Federal funds.

**(ii) Form**

With the approval of the Secretary, the non-Federal share required under clause (i) may be in the form of donated property, goods, or services from a non-Federal source.

**(4) Acquisition of land**

**(A) In general**

The Secretary may acquire land or interests in land within the boundary of the Park by donation, purchase from a willing seller with donated or appropriated funds, or exchange.

**(B) Donation of State owned land**

Land or interests in land owned by the State or any political subdivision of the State may only be acquired by donation.

**(5) Technical assistance and public interpretation**

The Secretary may provide technical assistance and public interpretation of related historic and cultural resources within the boundary of the Historic District.

**(d) Management plan**

**(1) In general**

Not later than 3 fiscal years after the date on which funds are made available to carry out this subsection, the Secretary, in consultation with the Commission, shall complete a management plan for the Park in accordance with—

- (A) section 1a-7(b) of this title; and
- (B) other applicable laws.

**(2) Cost share**

The management plan shall include provisions that identify costs to be shared by the Federal Government, the State, and the City, and other public or private entities or individuals for necessary capital improvements to, and maintenance and operations of, the Park.

**(3) Submission to Congress**

On completion of the management plan, the Secretary shall submit the management plan to—

(A) the Committee on Energy and Natural Resources of the Senate; and

(B) the Committee on Natural Resources of the House of Representatives.

**(e) Paterson Great Falls National Historical Park Advisory Commission**

**(1) Establishment**

There is established a commission to be known as the “Paterson Great Falls National Historical Park Advisory Commission”.

**(2) Duties**

The duties of the Commission shall be to advise the Secretary in the development and implementation of the management plan.

**(3) Membership**

**(A) Composition**

The Commission shall be composed of 9 members, to be appointed by the Secretary, of whom—

(i) 4 members shall be appointed after consideration of recommendations submitted by the Governor of the State;

(ii) 2 members shall be appointed after consideration of recommendations submitted by the City Council of Paterson, New Jersey;

(iii) 1 member shall be appointed after consideration of recommendations submitted by the Board of Chosen Freeholders of Passaic County, New Jersey; and

(iv) 2 members shall have experience with national parks and historic preservation.

**(B) Initial appointments**

The Secretary shall appoint the initial members of the Commission not later than the earlier of—

(i) the date that is 30 days after the date on which the Secretary has received all of the recommendations for appointments under subparagraph (A); or

(ii) the date that is 30 days after the Park is established in accordance with subsection (b).

**(4) Term; vacancies**

**(A) Term**

**(i) In general**

A member shall be appointed for a term of 3 years.

**(ii) Reappointment**

A member may be reappointed for not more than 1 additional term.

**(B) Vacancies**

A vacancy on the Commission shall be filled in the same manner as the original appointment was made.

**(5) Meetings**

The Commission shall meet at the call of—

(A) the Chairperson; or

(B) a majority of the members of the Commission.

**(6) Quorum**

A majority of the Commission shall constitute a quorum.

**(7) Chairperson and Vice Chairperson****(A) In general**

The Commission shall select a Chairperson and Vice Chairperson from among the members of the Commission.

**(B) Vice Chairperson**

The Vice Chairperson shall serve as Chairperson in the absence of the Chairperson.

**(C) Term**

A member may serve as Chairperson or Vice Chairman for not more than 1 year in each office.

**(8) Commission personnel matters****(A) Compensation of members****(i) In general**

Members of the Commission shall serve without compensation.

**(ii) Travel expenses**

Members of the Commission shall be allowed travel expenses, including per diem in lieu of subsistence, at rates authorized for an employee of an agency under subchapter I of chapter 57 of title 5, while away from the home or regular place of business of the member in the performance of the duties of the Commission.

**(B) Staff****(i) In general**

The Secretary shall provide the Commission with any staff members and technical assistance that the Secretary, after consultation with the Commission, determines to be appropriate to enable the Commission to carry out the duties of the Commission.

**(ii) Detail of employees**

The Secretary may accept the services of personnel detailed from—

- (I) the State;
- (II) any political subdivision of the State; or
- (III) any entity represented on the Commission.

**(9) FACA nonapplicability**

Section 14(b) of the Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the Commission.

**(10) Termination**

The Commission shall terminate 10 years after March 30, 2009.

**(f) Study of Hinchliffe Stadium****(1) In general**

Not later than 3 fiscal years after the date on which funds are made available to carry out this section, the Secretary shall complete a study regarding the preservation and interpretation of Hinchliffe Stadium, which is listed on the National Register of Historic Places.

**(2) Inclusions**

The study shall include an assessment of—

- (A) the potential for listing the stadium as a National Historic Landmark; and

(B) options for maintaining the historic integrity of Hinchliffe Stadium.

**(g) Authorization of appropriations**

There are authorized to be appropriated such sums as are necessary to carry out this section.

(Pub. L. 111–11, title VII, §7001, Mar. 30, 2009, 123 Stat. 1183.)

## REFERENCES IN TEXT

Section 14(b) of the Federal Advisory Committee Act, referred to in subsec. (e)(9), is section 14(b) of Pub. L. 92–463, which is set out in the Appendix to Title 5, Government Organization and Employees.

SUBCHAPTER LIX-KK—THOMAS EDISON  
NATIONAL HISTORICAL PARK**§ 410mm. Thomas Edison National Historical Park, New Jersey****(a) Purposes**

The purposes of this section are—

- (1) to recognize and pay tribute to Thomas Alva Edison and his innovations; and
- (2) to preserve, protect, restore, and enhance the Edison National Historic Site to ensure public use and enjoyment of the Site as an educational, scientific, and cultural center.

**(b) Establishment****(1) In general**

There is established the Thomas Edison National Historical Park as a unit of the National Park System (referred to in this section as the “Historical Park”).

**(2) Boundaries**

The Historical Park shall be comprised of all property owned by the United States in the Edison National Historic Site as well as all property authorized to be acquired by the Secretary of the Interior (referred to in this section as the “Secretary”) for inclusion in the Edison National Historic Site before March 30, 2009, as generally depicted on the map entitled the “Thomas Edison National Historical Park”, numbered 403/80,000, and dated April 2008.

**(3) Map**

The map of the Historical Park shall be on file and available for public inspection in the appropriate offices of the National Park Service.

**(c) Administration****(1) In general**

The Secretary shall administer the Historical Park in accordance with this section and with the provisions of law generally applicable to units of the National Park System, including sections 1, 2, 3, and 4 of this title and sections 461 to 467 of this title.

**(2) Acquisition of property****(A) Real property**

The Secretary may acquire land or interests in land within the boundaries of the Historical Park, from willing sellers only, by donation, purchase with donated or appropriated funds, or exchange.