

nonfederal public and private resources and nontraditional conservation programs.

(ii) Annual reports. By September 30, 2011, and September 30, 2012, the Initiative shall submit reports on its progress in implementing the action plan developed pursuant to subsection (c)(i)(D) of this section.

**SEC. 3. General Provisions.**

(a) This memorandum shall be implemented consistent with applicable law and subject to the availability of any necessary appropriations.

(b) This memorandum does not create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

(c) The heads of executive departments and agencies shall assist and provide information to the Initiative, consistent with applicable law, as may be necessary to carry out the functions of the Initiative. Each executive department and agency shall bear its own expenses of participating in the Initiative.

(d) Nothing in this memorandum shall be construed to impair or otherwise affect the functions of the Director of the OMB relating to budgetary, administrative, or legislative proposals.

(e) The Chair of the CEQ is authorized and directed to publish this memorandum in the Federal Register.

BARACK OBAMA.

**§ 4601-1. Powers and duties of Secretary of the Interior**

In order to carry out the purposes of this part, the Secretary of the Interior is authorized to perform the following functions and activities:

**(a) Inventory and evaluation of needs and resources**

Prepare and maintain a continuing inventory and evaluation of outdoor recreation needs and resources of the United States.

**(b) Classification of resources**

Prepare a system for classification of outdoor recreation resources to assist in the effective and beneficial use and management of such resources.

**(c) Nationwide plan; contents; problems, solutions and actions; initial plan; revisions of plan; transmittal to Congress and Governors**

Formulate and maintain a comprehensive nationwide outdoor recreation plan, taking into consideration the plans of the various Federal agencies, States, and their political subdivisions. The plan shall set forth the needs and demands of the public for outdoor recreation and the current and foreseeable availability in the future of outdoor recreation resources to meet those needs. The plan shall identify critical outdoor recreation problems, recommend solutions, and recommend desirable actions to be taken at each level of government and by private interests. The Secretary shall transmit the initial plan, which shall be prepared as soon as practicable within five years on and after May 28, 1963, to the President for transmittal to the Congress. Future revisions of the plan shall be similarly transmitted at succeeding five-year intervals. When a plan or revision is transmitted to the Congress, the Secretary shall transmit copies to the Governors of the several States.

**(d) Technical assistance and advice; cooperation with States and private interests**

Provide technical assistance and advice to and cooperate with States, political subdivisions,

and private interests, including nonprofit organizations, with respect to outdoor recreation.

**(e) Interstate and regional cooperation**

Encourage interstate and regional cooperation in the planning, acquisition, and development of outdoor recreation resources.

**(f) Research and education**

(1) Sponsor, engage in, and assist in research relating to outdoor recreation, directly or by contract or cooperative agreements, and make payments for such purposes without regard to the limitations of section 3324(a) and (b) of title 31 concerning advances of funds when he considers such action in the public interest, (2) undertake studies and assemble information concerning outdoor recreation, directly or by contract or cooperative agreement, and disseminate such information without regard to the provisions of section 3204 of title 39, and (3) cooperate with educational institutions and others in order to assist in establishing education programs and activities and to encourage public use and benefits from outdoor recreation.

**(g) Federal interdepartmental cooperation; coordination of Federal plans and activities; expenditures; reimbursement**

(1) Cooperate with and provide technical assistance to Federal departments and agencies and obtain from them information, data, reports, advice, and assistance that are needed and can reasonably be furnished in carrying out the purposes of this part, and (2) promote coordination of Federal plans and activities generally relating to outdoor recreation. Any department or agency furnishing advice or assistance hereunder may expend its own funds for such purposes, with or without reimbursement, as may be agreed to by that agency.

**(h) Donations**

Accept and use donations of money, property, personal services, or facilities for the purposes of this part.

(Pub. L. 88-29, §2, May 28, 1963, 77 Stat. 49; Pub. L. 91-375, §6(h), Aug. 12, 1970, 84 Stat. 776.)

**CODIFICATION**

In subsec. (f), “section 3324(a) and (b) of title 31” substituted for “section 3648 of the Revised Statutes (31 U.S.C. 529)” on authority of Pub. L. 97-258, §4(b), Sept. 13, 1982, 96 Stat. 1067, the first section of which enacted Title 31, Money and Finance.

**AMENDMENTS**

1970—Subsec. (f). Pub. L. 91-375 substituted “section 3204 of title 39” for “section 4154 of title 39”.

**EFFECTIVE DATE OF 1970 AMENDMENT**

For effective date of amendment by Pub. L. 91-375, see section 15(a) of Pub. L. 91-375, set out as an Effective Dates note preceding section 101 of Title 39, Postal Service.

**TERMINATION OF REPORTING REQUIREMENTS**

For termination, effective May 15, 2000, of provisions in subsec. (c) of this section relating to transmittal to Congress, at five-year intervals, of revisions of nationwide outdoor recreation plan, see section 3003 of Pub. L. 104-66, as amended, set out as a note under section 1113 of Title 31, Money and Finance, and page 112 of House Document No. 103-7.

STUDY REGARDING IMPROVED OUTDOOR RECREATIONAL  
ACCESS FOR PERSONS WITH DISABILITIES

Pub. L. 105-359, §1, Nov. 10, 1998, 112 Stat. 3275, provided that:

“(a) **STUDY REQUIRED.**—The Secretary of Agriculture and the Secretary of the Interior shall jointly conduct a study regarding ways to improve the access for persons with disabilities to outdoor recreational opportunities (such as fishing, hunting, trapping, wildlife viewing, hiking, boating, and camping) made available to the public on the Federal lands described in subsection (b).

“(b) **COVERED FEDERAL LANDS.**—The Federal lands referred to in subsection (a) are the following:

- “(1) National Forest System lands.
- “(2) Units of the National Park System.
- “(3) Areas in the National Wildlife Refuge System.
- “(4) Lands administered by the Bureau of Land Management.

“(c) **REPORT ON STUDY.**—Not later than 18 months after the date of the enactment of this Act [Nov. 10, 1998], the Secretaries shall submit to Congress a report containing the results of the study.”

CONNECTICUT RIVER NATIONAL RECREATION AREA  
FEASIBILITY STUDY

Pub. L. 89-616, Oct. 3, 1966, 80 Stat. 867, directed Secretary of the Interior to study, investigate, and formulate recommendations on feasibility and desirability of establishing all or parts of Connecticut River Valley from its source to its mouth, in States of Connecticut, Massachusetts, Vermont, and New Hampshire, as a Connecticut River National Recreation Area and to submit to President, within two years after Oct. 3, 1966, a report of his findings and recommendations, with President to submit to Congress such recommendations, including legislation, as he deemed appropriate.

**§ 4601-2. Consultations of Secretary of the Interior with administrative officers; execution of administrative responsibilities in conformity with nationwide plan**

In order further to carry out the policy declared in section 4601 of this title, the heads of Federal departments and independent agencies having administrative responsibility over activities or resources the conduct or use of which is pertinent to fulfillment of that policy shall, either individually or as a group, (a) consult with and be consulted by the Secretary from time to time both with respect to their conduct of those activities and their use of those resources and with respect to the activities which the Secretary of the Interior carries on under authority of this part which are pertinent to their work, and (b) carry out such responsibilities in general conformance with the nationwide plan authorized under section 4601-1(c) of this title.

(Pub. L. 88-29, §3, May 28, 1963, 77 Stat. 50.)

**§ 4601-3. Definitions**

As used in this part, the term “United States” shall include the District of Columbia and the terms “United States” and “States” may, to the extent practicable, include the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, the Trust Territory of the Pacific Islands, and the Commonwealth of the Northern Mariana Islands.

(Pub. L. 88-29, §4, May 28, 1963, 77 Stat. 50; Pub. L. 96-205, title VI, §608(c), Mar. 12, 1980, 94 Stat. 92.)

AMENDMENTS

1980—Pub. L. 96-205 inserted references to the Trust Territory of the Pacific Islands and the Commonwealth of the Northern Mariana Islands.

TERMINATION OF TRUST TERRITORY OF THE PACIFIC  
ISLANDS

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

PART B—LAND AND WATER CONSERVATION FUND

**§ 4601-4. Land and water conservation provisions; statement of purposes**

The purposes of this part are to assist in preserving, developing, and assuring accessibility to all citizens of the United States of America of present and future generations and visitors who are lawfully present within the boundaries of the United States of America such quality and quantity of outdoor recreation resources as may be available and are necessary and desirable for individual active participation in such recreation and to strengthen the health and vitality of the citizens of the United States by (1) providing funds for and authorizing Federal assistance to the States in planning, acquisition, and development of needed land and water areas and facilities and (2) providing funds for the Federal acquisition and development of certain lands and other areas.

(Pub. L. 88-578, title I, §1(b), Sept. 3, 1964, 78 Stat. 897.)

REFERENCES IN TEXT

This part, referred to in text, was in the original “this Act”, meaning Pub. L. 88-578, Sept. 3, 1964, 78 Stat. 897, which is classified principally to this part. For complete classification of this Act to the Code, see Short Title note below and Tables.

EFFECTIVE DATE

Section 1(a) of Pub. L. 88-578 provided in part that: “This Act [see Short Title note below] shall become effective on January 1, 1965.”

SHORT TITLE

Section 1(a) of Pub. L. 88-578 provided in part that: “This Act [enacting this part, amending section 460d, repealing section 14 of this title, and amending provisions set out as a note under section 120 of Title 23, Highways] may be cited as the ‘Land and Water Conservation Fund Act of 1965’.”

SURVEY OF ENTRANCE AND USER FEES

Secretary of the Interior required by section 4 of Pub. L. 91-308, July 7, 1970, 84 Stat. 410 to complete a survey as to policy to be implemented with regard to entrance and user fees and to report his findings to Senate and House Committees on Interior and Insular Affairs on or before Feb. 1, 1971.

**§ 4601-5. Land and water conservation fund; establishment; covering certain revenues and collections into fund**

During the period ending September 30, 2015, there shall be covered into the land and water conservation fund in the Treasury of the United States, which fund is hereby established and is hereinafter referred to as the “fund”, the following revenues and collections:

**(a) Surplus property sales**

All proceeds (except so much thereof as may be otherwise obligated, credited, or paid under