

(B) require that the provision of services under such an authorization be accomplished in a manner consistent to the highest practicable degree with the preservation and conservation of park resources and values;

(C) take appropriate steps to limit the liability of the United States arising from the provision of services under such an authorization; and

(D) have no authority under this section to issue more authorizations than are consistent with the preservation and proper management of park resources and values, and shall establish such other conditions for issuance of such an authorization as the Secretary determines appropriate for the protection of visitors, provision of adequate and appropriate visitor services, and protection and proper management of the resources and values of the park.

(c) Limitations

Any authorization issued under this section shall be limited to—

(1) commercial operations with annual gross receipts of not more than \$25,000 resulting from services originating and provided solely within a unit of the National Park System pursuant to such authorization;

(2) the incidental use of resources of the unit by commercial operations which provide services originating and terminating outside of the boundaries of the unit; or

(3) such uses by organized children's camps, outdoor clubs and nonprofit institutions (including back country use) and such other uses as the Secretary determines appropriate.

Nonprofit institutions are not required to obtain commercial use authorizations unless taxable income is derived by the institution from the authorized use.

(d) Prohibition on construction

An authorization issued under this section shall not provide for the construction of any structure, fixture, or improvement on federally-owned lands within the boundaries of a unit of the National Park System.

(e) Duration

The term of any authorization issued under this section shall not exceed 2 years. No preferential right of renewal or similar provisions for renewal shall be granted by the Secretary.

(f) Other contracts

A person, corporation, or other entity seeking or obtaining an authorization pursuant to this section shall not be precluded from also submitting proposals for concessions contracts.

(Pub. L. 105-391, title IV, §418, Nov. 13, 1998, 112 Stat. 3516.)

SUBCHAPTER IV—FEES FOR USE OF
NATIONAL PARK SYSTEM

§ 5981. Fees

Notwithstanding any other provision of law, where the National Park Service or an entity under a service contract, cooperative agree-

ment, or other contractual arrangement with the National Park Service provides transportation to all or a portion of any unit of the National Park System, the Secretary may impose a reasonable and appropriate charge to the public for the use of such transportation services in addition to any admission fee required to be paid. Collection of both the transportation and admission fees may occur at the transportation staging area or any other reasonably convenient location determined by the Secretary. The Secretary may enter into agreements with public or private entities, who qualify to the Secretary's satisfaction, to collect the transportation and admission fee. Such transportation fees collected as per this section shall be retained by the unit of the National Park System at which the transportation fee was collected and the amount retained shall be expended only for costs associated with the transportation systems at the unit where the charge was imposed.

(Pub. L. 105-391, title V, §501, Nov. 13, 1998, 112 Stat. 3518; Pub. L. 109-131, title I, §102(b), Dec. 20, 2005, 119 Stat. 2568.)

AMENDMENTS

2005—Pub. L. 109-131 substituted "service contract, cooperative agreement, or other contractual arrangement" for "service contract" in first sentence.

§ 5982. Repealed. Pub. L. 108-447, div. J, title VIII, § 813(d)(1), Dec. 8, 2004, 118 Stat. 3391

Section, Pub. L. 105-391, title V, §502, Nov. 13, 1998, 112 Stat. 3518, related to agreement by Secretaries of the Interior and Agriculture on apportionment of Golden Eagle Passport sales.

EFFECTIVE DATE OF REPEAL

Repeal effective Dec. 19, 2006, see section 6812(d) of this title.

SUBCHAPTER V—NATIONAL PARK
PASSPORT PROGRAM

§§ 5991 to 5995. Repealed. Pub. L. 108-447, div. J, title VIII, § 813(d)(2), Dec. 8, 2004, 118 Stat. 3391

Section 5991, Pub. L. 105-391, title VI, §601, Nov. 13, 1998, 112 Stat. 3518, related to purposes of this subchapter.

Section 5992, Pub. L. 105-391, title VI, §602, Nov. 13, 1998, 112 Stat. 3519, related to establishment of the national park passport program.

Section 5993, Pub. L. 105-391, title VI, §603, Nov. 13, 1998, 112 Stat. 3519; Pub. L. 106-113, div. B, §1000(a)(3) [title I, §145], Nov. 29, 1999, 113 Stat. 1535, 1501A-171; Pub. L. 106-176, title III, §306, Mar. 10, 2000, 114 Stat. 33, related to administration of the national park passport program.

Section 5994, Pub. L. 105-391, title VI, §604, Nov. 13, 1998, 112 Stat. 3519, related to foreign sales of Golden Eagle Passports.

Section 5995, Pub. L. 105-391, title VI, §605, Nov. 13, 1998, 112 Stat. 3520, related to effect of the national park passport on other laws and programs.

EFFECTIVE DATE OF REPEAL

Repeal effective Dec. 19, 2006, see section 6812(d) of this title.

SUBCHAPTER VI—MISCELLANEOUS
PROVISIONS

§ 6011. United States Park Police

(a) Appointment of task force

Not later than 60 days after November 13, 1998, the Secretary shall appoint a multidisciplinary task force to fully evaluate the shortfalls, needs, and requirements of law enforcement programs in the National Park Service, including a separate analysis for the United States Park Police, which shall include a review of facility repair, rehabilitation, equipment, and communication needs.

(b) Submission of report

Not later than one year after November 13, 1998, the Secretary shall submit to the Committees on Energy and Natural Resources and Appropriations of the United States Senate and the Committees on Resources and Appropriations of the United States House of Representatives a report that includes—

- (1) the findings and recommendations of the task force;
- (2) complete justifications for any recommendations made; and
- (3) a complete description of any adverse impacts that would occur if any need identified in the report is not met.

(Pub. L. 105-391, title VIII, § 801, Nov. 13, 1998, 112 Stat. 3521.)

CHAPTER 80—NEOTROPICAL MIGRATORY
BIRD CONSERVATION

Sec.	
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§ 6101. Findings

Congress finds that—

- (1) of the nearly 800 bird species known to occur in the United States, approximately 500 migrate among countries, and the large majority of those species, the neotropical migrants, winter in Latin America and the Caribbean but breed in Canada and the United States;
- (2) neotropical migratory bird species provide invaluable environmental, economic, recreational, and aesthetic benefits to the United States, as well as to the Western Hemisphere;
- (3)(A) many neotropical migratory bird populations, once considered common, are in decline, and some have declined to the point that their long-term survival in the wild is in jeopardy; and
- (B) the primary reason for the decline in the populations of those species is habitat loss and degradation (including pollution and contamination) across the species' range; and
- (4)(A) because neotropical migratory birds range across numerous international borders each year, their conservation requires the

commitment and effort of all countries along their migration routes; and

(B) although numerous initiatives exist to conserve migratory birds and their habitat, those initiatives can be significantly strengthened and enhanced by increased coordination.

(Pub. L. 106-247, § 2, July 20, 2000, 114 Stat. 593; Pub. L. 109-363, title III, § 302(a), Oct. 17, 2006, 120 Stat. 2075.)

AMENDMENTS

2006—Par. (1). Pub. L. 109-363 inserted “but breed in Canada and the United States” after “the Caribbean”.

SHORT TITLE OF 2006 AMENDMENT

Pub. L. 109-363, title III, § 301, Oct. 17, 2006, 120 Stat. 2075, provided that: “This title [amending this section and sections 6102 to 6104 and 6106 to 6109 of this title and enacting provisions set out as notes under sections 6106 and 6108 of this title] may be cited as the ‘Neotropical Migratory Bird Conservation Improvement Act of 2006.’”

SHORT TITLE

Pub. L. 106-247, § 1, July 20, 2000, 114 Stat. 593, provided that: “This Act [enacting this chapter] may be cited as the ‘Neotropical Migratory Bird Conservation Act.’”

§ 6102. Purposes

The purposes of this chapter are—

- (1) to perpetuate healthy populations of neotropical migratory birds;
- (2) to assist in the conservation of neotropical migratory birds by supporting conservation initiatives in the United States, Canada, Latin America, and the Caribbean; and
- (3) to provide financial resources and to foster international cooperation for those initiatives.

(Pub. L. 106-247, § 3, July 20, 2000, 114 Stat. 593; Pub. L. 109-363, title III, § 302(b), Oct. 17, 2006, 120 Stat. 2075.)

AMENDMENTS

2006—Par. (2). Pub. L. 109-363 inserted “Canada,” after “United States,”.

§ 6103. Definitions

In this chapter:

(1) Fund

The term “Fund” means the Neotropical Migratory Bird Conservation Fund established by section 6108(a) of this title.¹

(2) Caribbean

The term “Caribbean” includes Puerto Rico and the United States Virgin Islands.

(3) Conservation

The term “conservation” means the use of methods and procedures necessary to bring a species of neotropical migratory bird to the point at which there are sufficient populations in the wild to ensure the long-term viability of the species, including—

- (A) protection and management of neotropical migratory bird populations;

¹ So in original. Pars. (1) and (4) have identical text.