

the management of the Preserve if he finds that the decision is clearly inconsistent with sections 698v to 698v-10 of this title. Such authority shall only be exercised personally by the Secretary, and may not be delegated. Any exercise of this authority shall be in writing to the Board, and notification of the decision shall be given to the Committees of Congress. Any suspended decision shall be referred back to the Board for reconsideration.

**(d) Access**

The Secretary shall at all times have access to the Preserve for administrative purposes.

(Pub. L. 106-248, title I, §109, July 25, 2000, 114 Stat. 610.)

REFERENCES IN TEXT

The Federal Land Policy and Management Act of 1976, referred to in subsec. (a)(1), is Pub. L. 94-579, Oct. 21, 1976, 90 Stat. 2743, as amended, which is classified principally to chapter 35 (§1701 et seq.) of Title 43, Public Lands. For complete classification of this Act to the Code, see Short Title note set out under section 1701 of Title 43 and Tables.

The Wild and Scenic Rivers Act, referred to in subsec. (a)(3), is Pub. L. 90-542, Oct. 2, 1968, 82 Stat. 906, as amended, which is classified generally to chapter 28 (§1271 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 1271 of this title and Tables.

The Federal Power Act, referred to in subsec. (a)(3), is act June 10, 1920, ch. 285, 41 Stat. 1063, as amended, which is classified generally to chapter 12 (§791a et seq.) of this title. For complete classification of this Act to the Code, see section 791a of this title and Tables.

**§ 698v-8. Termination of the Trust**

**(a) In general**

The Valles Caldera Trust shall terminate at the end of the twentieth full fiscal year following acquisition of the Baca ranch under section 698v-2(a) of this title.

**(b) Recommendations**

**(1) Board**

(A) If after the fourteenth full fiscal years<sup>1</sup> from the date of acquisition of the Baca ranch under section 698v-2(a) of this title, the Board believes the Trust has met the goals and objectives of the comprehensive management program under section 698v-6(d) of this title, but has not become financially self-sustaining, the Board may submit to the Committees of Congress, a recommendation for authorization of appropriations beyond that provided under sections 698v to 698v-10 of this title.

(B) During the eighteenth full fiscal year from the date of acquisition of the Baca ranch under section 698v-2(a) of this title, the Board shall submit to the Secretary its recommendation that the Trust be either extended or terminated including the reasons for such recommendation.

**(2) Secretary**

Within 120 days after receipt of the recommendation of the Board under paragraph (1)(B), the Secretary shall submit to the Committees of Congress the Board's recommenda-

tion on extension or termination along with the recommendation of the Secretary with respect to the same and stating the reasons for such recommendation.

**(c) Effect of termination**

In the event of termination of the Trust, the Secretary shall assume all management and administrative functions over the Preserve, and it shall thereafter be managed as a part of the Santa Fe National Forest, subject to all laws applicable to the National Forest System.

**(d) Assets**

In the event of termination of the Trust, all assets of the Trust shall be used to satisfy any outstanding liabilities, and any funds remaining shall be transferred to the Secretary for use, without further appropriation, for the management of the Preserve.

**(e) Valles Caldera Fund**

In the event of termination, the Secretary shall assume the powers of the Trust over funds under section 698v-4(h) of this title, and the Valles Caldera Fund shall not terminate. Any balances remaining in the fund shall be available to the Secretary, without further appropriation, for any purpose consistent with the purposes of sections 698v to 698v-10 of this title.

(Pub. L. 106-248, title I, §110, July 25, 2000, 114 Stat. 611.)

**§ 698v-9. Limitations on funding**

**(a) Authorization of appropriations**

There is hereby authorized to be appropriated to the Secretary and the Trust such funds as are necessary for them to carry out the purposes of sections 698v to 698v-10 of this title for each of the 15 full fiscal years after the date of acquisition of the Baca ranch under section 698v-2(a) of this title.

**(b) Schedule of appropriations**

Within two years after the first meeting of the Board, the Trust shall submit to Congress a plan which includes a schedule of annual decreasing appropriated funds that will achieve, at a minimum, the financially self-sustained operation of the Trust within 15 full fiscal years after the date of acquisition of the Baca ranch under section 698v-2(a) of this title.

(Pub. L. 106-248, title I, §111, July 25, 2000, 114 Stat. 612.)

**§ 698v-10. Government Accountability Office study**

**(a) Initial study**

Three years after the assumption of management by the Trust, the Government Accountability Office shall conduct an interim study of the activities of the Trust and shall report the results of the study to the Committees of Congress. The study shall include, but shall not be limited to, details of programs and activities operated by the Trust and whether it met its obligations under sections 698v to 698v-10 of this title.

**(b) Second study**

Seven years after the assumption of management by the Trust, the Government Account-

<sup>1</sup> So in original. Probably should be "year".