

**(e) Withdrawal of management and administration from State or local units of government**

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 subchapter, 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 one hundred and eighty-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 one hundred and eighty-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 subchapter.

**(f) Water rights**

Congress finds that there are unique circumstances with respect to the water and water related resources within the Reserve<sup>1</sup> designated by this subchapter. The Congress recognizes that the management of this area may be transferred to the State of Idaho, that the State has committed to providing the water necessary to fulfill the purposes of this subchapter, and that there is little or no water or water-related resources that require the protection of a Federal reserved water right. Nothing in this subchapter, nor any action taken pursuant thereto, shall constitute either an express or implied reservation of water or water right for any purpose: *Provided*, That the United States shall retain that reserved water right which is associated with the initial establishment and withdrawal of the national forest lands which will be transferred to the Reserve<sup>1</sup> under this subchapter.

**(g) Withdrawal of lands from disposition under other laws**

Subject to valid existing rights, Federal lands and interests therein, within the reserve, are hereby withdrawn from disposition under the public land laws and from entry or appropriation under the mining laws of the United States, from the operation of the mineral leasing laws of the United States, and from operation of the Geothermal Steam Act of 1970, as amended [30 U.S.C. 1001 et seq.].

**(h) Authorization of appropriations**

There is hereby authorized to be appropriated not to exceed \$2,000,000 to carry out the provisions of this subchapter.

(Pub. L. 100-696, title II, §202, Nov. 18, 1988, 102 Stat. 4574.)

REFERENCES IN TEXT

The Geothermal Steam Act of 1970, referred to in subsec. (g), is Pub. L. 91-581, Dec. 24, 1970, 84 Stat. 1566, which is classified generally to chapter 23 (§1001 et seq.) of Title 30. For complete classification of this Act to the Code, see Short Title note set out under section 1001 of Title 30 and Tables.

<sup>1</sup> So in original. Probably should not be capitalized.

PERMISSION TO HUNT ON RESERVE; RESTRICTIONS

Pub. L. 101-512, title I, Nov. 5, 1990, 104 Stat. 1923, provided that: "with respect to lands and waters under the jurisdiction of the Secretary of the Interior within the City of Rocks National Reserve established by title II of Public Law 100-696 [enacting sections 460yy and 460yy-1 of this title], the Secretary shall hereafter permit hunting in accordance with the otherwise applicable laws of the United States and the State of Idaho, except that he may designate zones where and periods when no hunting may be permitted for reasons of public safety, administration, floral and faunal protection and management, or public use and enjoyment: *Provided further*, That except in emergencies, any regulation prescribing such restrictions shall be put into effect only after consultation with the appropriate State agency having jurisdiction over hunting activities".

SUBCHAPTER CXI—MISSISSIPPI NATIONAL RIVER AND RECREATION AREA

PART A—MISSISSIPPI NATIONAL RIVER AND RECREATION AREA

**§ 460zz. Findings and purposes**

**(a) Findings**

The Congress finds that:

(1) The Mississippi River Corridor within the Saint Paul-Minneapolis Metropolitan Area represents a nationally significant historical, recreational, scenic, cultural, natural, economic, and scientific resource.

(2) There is a national interest in the preservation, protection and enhancement of these resources for the benefit of the people of the United States.

(3) State and local planning efforts along the River Corridor provide a unique foundation for coordinating Federal, State, and local planning and management processes.

(4) Existing Federal agency programs lack sufficient coordination and financial participation with State and local planning and regulatory authorities to provide for adequate and comprehensive resource management and economic development consistent with the protection of the Mississippi River Corridor's nationally significant resources, and the public use and enjoyment of the area.

(5) The preservation, enhancement, enjoyment, and utilization of the nationally significant resources of the Mississippi River Corridor can be accomplished by a cooperative Federal, State, and local comprehensive planning and management effort.

**(b) Purposes**

The purposes of this part are:

(1) To protect, preserve and enhance the significant values of the waters and land of the Mississippi River Corridor within the Saint Paul-Minneapolis Metropolitan Area.

(2) To encourage adequate coordination of all governmental programs affecting the land and water resources of the Mississippi River Corridor.

(3) To provide a management framework to assist the State of Minnesota and its units of local government in the development and implementation of integrated resource management programs for the Mississippi River Corridor in order to assure orderly public and private development in the area consistent with the findings of this part.

(Pub. L. 100-696, title VII, § 701, Nov. 18, 1988, 102 Stat. 4599.)

#### § 460zz-1. Establishment

##### (a) In general

There is hereby established the Mississippi National River and Recreation Area (hereinafter in this subchapter referred to as the "Area") which shall consist of the State designated Mississippi Critical Area encompassing that portion of the Mississippi River and adjacent lands generally within the Saint Paul-Minneapolis Metropolitan Area, as depicted on the map entitled Mississippi National River and Recreation Area numbered MI-NRA/80,000 and dated April 1987. The map shall be on file and available for public inspection in the offices of the Department of the Interior in Washington, District of Columbia, and in the offices of the Metropolitan Council of the Twin Cities Area in Saint Paul, Minnesota.

##### (b) Boundaries

The Secretary of the Interior (hereinafter referred to as the "Secretary") shall publish in the Federal Register, as soon as practicable after November 18, 1988, a detailed description and map of the boundaries established under subsection (a) of this section.

(Pub. L. 100-696, title VII, § 702, Nov. 18, 1988, 102 Stat. 4600.)

#### § 460zz-2. Mississippi River Coordinating Commission

##### (a) Establishment

There is hereby established a Mississippi River Coordinating Commission whose purpose shall be to assist Federal, State, and local authorities in the development and implementation of an integrated resource management plan for those lands and waters as specified in section 460zz-1 of this title. The Commission shall consist of the following 22 members appointed by the Secretary of the Interior:

- (1) The Director of the National Park Service, or his designee.
- (2) The Chief of the Corps of Engineers, or his designee.
- (3) The Director of the Fish and Wildlife Service, or his designee.
- (4) Three individuals, from recommendations by the Governor of Minnesota, to represent the Minnesota Department of Natural Resources, Department of Transportation, and Minnesota Environmental Quality Board.
- (5) One individual, to represent the Minnesota Historical Society.
- (6) One individual, to represent the Metropolitan Council of the Twin Cities Area.
- (7) Four elected officials, to represent the cities of Saint Paul and Minneapolis.
- (8) Four elected officials, from recommendations by the Governor of Minnesota, to represent the interests of the other affected municipalities and counties.
- (9) One individual, to represent the Metropolitan Parks and Open Spaces Commission.
- (10) One individual, from recommendations by the Governor of Minnesota, to represent the interests of commercial navigation.

(11) Four individuals, from recommendations by the Governor of Minnesota, to be chosen from the general public.

##### (b) Terms

(1) Except as provided in paragraphs (2) and (3), members (other than ex officio members) shall be appointed for terms of three years.

(2) Of the members first appointed—

(A) Under paragraph (4) of subsection (a) of this section:

- (i) One shall be appointed for a term of one year.
- (ii) One shall be appointed for a term of two years.

(B) Under paragraphs (7) and (8) of subsection (a) of this section, one shall be appointed for a term of one year.

(C) Under paragraph (11) of subsection (a) of this section:

- (i) One shall be appointed for a term of one year.
- (ii) One shall be appointed for a term of two years.
- (iii) One shall be appointed for a term of four years.

(3) Any member appointed to fill a vacancy occurring before the expiration of the term for which his predecessor was appointed shall be appointed only for the remainder of such term. A member may serve after the expiration of his term until his successor has taken office.

##### (c) Compensation

Members of the Commission shall serve without pay. While away from their homes or regular places of business in the performance of services for the Commission, members of the Commission shall be allowed travel expenses, including per diem in lieu of subsistence, in the same manner as persons employed intermittently in Government service are allowed expenses under section 5703 of title 5.

##### (d) Chairperson

The Chairperson of the Commission shall be appointed by the Secretary from among the members of the Commission nominated by the Governor of Minnesota and shall serve for a term of three years.

##### (e) Quorum

Twelve members of the Commission shall constitute a quorum.

##### (f) Meetings

The Commission shall meet at the call of the Chairman<sup>1</sup> or a majority of its members.

##### (g) Development of policies and programs

As a coordinator and advisory organization, the Commission shall assist the Secretary, the State of Minnesota and local units of government, endeavoring to use existing Federal, State, regional, and local plans and programs where consistent with the intent and goals of this part, in developing the following:

- (1) Policies and programs for the preservation and enhancement of the environmental values of the Area.

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