

unit of the National Park System or the National Wildlife Refuge System is located.

(Pub. L. 111-24, title V, §512, May 22, 2009, 123 Stat. 1764.)

#### EFFECTIVE DATE

Section effective nine months after May 22, 2009, except as otherwise specifically provided, see section 3 of Pub. L. 111-24, set out as an Effective Date of 2009 Amendment note under section 1602 of Title 15, Commerce and Trade.

### § 1a-8. Maintenance management system

#### (a) Implementation and elements

Beginning in fiscal year 1985, the National Park Service shall implement a maintenance management system into the maintenance and operations programs of the National Park System. For purposes of this section the term “maintenance management system” means a system that contains but is not limited to the following elements:

(1) a work load inventory of assets including detailed information that quantifies for all assets (including but not limited to buildings, roads, utility systems, and grounds that must be maintained) the characteristics affecting the type of maintenance work performed;

(2) a set of maintenance tasks that describe the maintenance work in each unit of the National Park System;

(3) a description of work standards including frequency of maintenance, measurable quality standard to which assets should be maintained, methods for accomplishing work, required labor, equipment and material resources, and expected worker production for each maintenance task;

(4) a work program and performance budget which develops an annual work plan identifying maintenance needs and financial resources to be devoted to each maintenance task;

(5) a work schedule which identifies and prioritizes tasks to be done in a specific time period and specifies required labor resources;

(6) work orders specifying job authorizations and a record of work accomplished which can be used to record actual labor and material costs; and

(7) reports and special analyses which compare planned versus actual accomplishments and costs and can be used to evaluate maintenance operations.

#### (b) Repealed. Pub. L. 104-333, div. I, title VIII, §814(d)(1)(F), Nov. 12, 1996, 110 Stat. 4196

(Pub. L. 98-540, §4, Oct. 24, 1984, 98 Stat. 2719; Pub. L. 103-437, §6(d)(1), Nov. 2, 1994, 108 Stat. 4583; Pub. L. 104-333, div. I, title VIII, §814(d)(1)(F), Nov. 12, 1996, 110 Stat. 4196.)

#### AMENDMENTS

1996—Subsec. (b). Pub. L. 104-333 struck out subsec. (b) which read as follows:

“The National Park Service shall transmit to the Committee on Natural Resources of the House of Representatives and the Committee on Energy and Natural Resources of the United States Senate, at the end of each fiscal year, a copy of a report summarizing the status of implementation of a maintenance management system until such a system has been implemented.

“The report shall incorporate the following information:

“(1) the number of units in the National Park System that have implemented a maintenance management system during the period;

“(2) contract costs versus management efficiencies achieved;

“(3) the total amount of dollars spent on contracts for services; and

“(4) estimation of the total value of benefits achieved through greater management efficiency.”

1994—Subsec. (b). Pub. L. 103-437 in introductory provisions substituted “Natural Resources” for “Interior and Insular Affairs” after “Committee on”.

### § 1a-9. Periodic review of National Park System

The Secretary of the Interior (hereafter in sections 1a-9 to 1a-13 of this title referred to as the “Secretary”) is authorized and directed to conduct a systematic and comprehensive review of certain aspects of the National Park System and to submit on a periodic basis but not later than every 3 years a report to the Committee on Natural Resources and the Committee on Appropriations of the United States House of Representatives and the Committee on Energy and Natural Resources and the Committee on Appropriations of the United States Senate on the findings of such review, together with such recommendations as the Secretary determines necessary. The first report shall be submitted no later than 3 years after November 28, 1990.

(Pub. L. 101-628, title XII, §1213, Nov. 28, 1990, 104 Stat. 4507; Pub. L. 103-437, §6(d)(2), Nov. 2, 1994, 108 Stat. 4583.)

#### REFERENCES IN TEXT

Sections 1a-9 to 1a-13 of this title, referred to in text, was in the original “this title”, meaning title XII of Pub. L. 101-628, Nov. 28, 1990, 104 Stat. 4503, which enacted sections 1a-9 to 1a-13 of this title, amended section 463 of this title, and enacted provisions set out as a note under section 1a-5 of this title. For complete classification of title XII to the Code, see Tables.

#### AMENDMENTS

1994—Pub. L. 103-437 substituted “Natural Resources” for “Interior and Insular Affairs” after “Committee on”.

### § 1a-10. Consultation with affected agencies and organizations

In conducting and preparing the report referred to in section 1a-9 of this title, the Secretary shall consult with appropriate officials of affected Federal, State and local agencies, together with national, regional, and local organizations, including but not limited to holding such public hearings as the Secretary determines to be appropriate to provide a full opportunity for public comment.

(Pub. L. 101-628, title XII, §1214, Nov. 28, 1990, 104 Stat. 4508.)

#### REFERENCES IN TEXT

Section 1a-9 of this title, referred to in text, was in the original “section 1”, and was translated as reading “section 1213”, meaning section 1213 of Pub. L. 101-628, title XII, Nov. 28, 1990, 104 Stat. 4507, which enacted section 1a-9 relating to submission of reports, as the probable intent of Congress.

### § 1a-11. Contents of report

The report shall contain—

(a) A comprehensive listing of all authorized but unacquired lands within the exterior boundaries of each unit of the National Park System as of November 28, 1990.

(b) A priority listing of all such unacquired parcels by individual park unit and for the National Park System as a whole. The list shall describe the acreage and ownership of each parcel, the estimated cost of acquisition for each parcel (subject to any statutory acquisition limitations for such lands), and the basis for such estimate.

(c) An analysis and evaluation of the current and future needs of each unit of the National Park System for resource management, interpretation, construction, operation and maintenance, personnel, housing, together with an estimate of the costs thereof.

(Pub. L. 101-628, title XII, § 1215, Nov. 28, 1990, 104 Stat. 4508.)

#### § 1a-12. Evaluation of proposed boundary changes

Within one year after November 28, 1990, the Secretary shall develop criteria to evaluate any proposed changes to the existing boundaries of individual park units including—

(a) analysis of whether or not the existing boundary provides for the adequate protection and preservation of the natural, historic, cultural, scenic and recreational resources integral to the unit;

(b) an evaluation of each parcel proposed for addition or deletion to the unit based on the analysis under paragraph (1);<sup>1</sup>

(c) an assessment of the impact of potential boundary adjustments taking into consideration the factors in paragraph (c)<sup>2</sup> as well as the effect of the adjustments on the local communities and surrounding area.

(Pub. L. 101-628, title XII, § 1216, Nov. 28, 1990, 104 Stat. 4508.)

#### § 1a-13. Proposals for boundary changes

In proposing any boundary change after November 28, 1990, the Secretary shall—

(a) consult with affected agencies of State and local governments<sup>1</sup> surrounding communities, affected landowners and private national, regional, and local organizations;

(b) apply the criteria developed pursuant to section 1a-12 of this title and accompany this proposal with a statement reflecting the results of the application of such criteria;

(c) include with such proposal an estimate of the cost for acquisition of any parcels proposed for acquisition together with the basis for the estimate and a statement on the relative priority for the acquisition of each parcel within the priorities for acquisition of other lands for such unit and for the National Park System.

(Pub. L. 101-628, title XII, § 1217, Nov. 28, 1990, 104 Stat. 4508.)

<sup>1</sup> So in original. Probably should be paragraph "(a)".

<sup>2</sup> So in original.

<sup>1</sup> So in original. Probably should be followed by a comma.

#### § 1a-14. National Park System advisory committees

##### (a) Charter

The provisions of section 14(b) of the Federal Advisory Committee Act (5 U.S.C. Appendix; 86 Stat. 776) are hereby waived with respect to any advisory commission or advisory committee established by law in connection with any national park system unit during the period such advisory commission or advisory committee is authorized by law.

##### (b) Members

In the case of any advisory commission or advisory committee established in connection with any national park system unit, any member of such Commission or Committee may serve after the expiration of his or her term until a successor is appointed.

(Pub. L. 102-525, title III, § 301, Oct. 26, 1992, 106 Stat. 3441.)

#### REFERENCES IN TEXT

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

#### § 1b. Secretary of the Interior's authorization of additional activities; administration of National Park System

In order to facilitate the administration of the National Park System, the Secretary of the Interior is authorized to carry out the following activities, and he may use applicable appropriations for the aforesaid system for the following purposes:

##### (1) Emergency assistance

Rendering of emergency rescue, fire fighting, and cooperative assistance to nearby law enforcement and fire prevention agencies and for related purposes outside of the National Park System.

##### (2) Utility facilities; erection and maintenance

The erection and maintenance of fire protection facilities, water lines, telephone lines, electric lines, and other utility facilities adjacent to any area of the said National Park System, where necessary, to provide service in such area.

##### (3) Transportation of employees of Carlsbad Caverns National Park; rates

Transportation to and from work, outside of regular working hours, of employees of Carlsbad Caverns National Park, residing in or near the city of Carlsbad, New Mexico, such transportation to be between the park and the city, or intervening points, at reasonable rates to be determined by the Secretary of the Interior taking into consideration, among other factors, comparable rates charged by transportation companies in the locality for similar services, the amounts collected for such transportation to be credited to the appropriation current at the time payment is received: *Provided*, That if adequate transportation facilities are available, or shall be available by any common carrier, at reasonable rates, then and