

amended Pub. L. 91–308, §3, July 7, 1970, 84 Stat. 410; renumbered §9, Pub. L. 92–347, §2, July 11, 1972, 86 Stat. 459, and amended Pub. L. 93–303, §3, June 7, 1974, 88 Stat. 194.)

PRIOR PROVISIONS

A prior section 9 of Pub. L. 88–578 was renumbered section 10 and is classified to section 4601–10b of this title.

AMENDMENTS

1974—Pub. L. 93–303 substituted “section 7(a)(1)” for “section 6(a)(1)”, which, for purposes of codification, is translated as “section 4601–9(a)(1)”.

1970—Pub. L. 91–308 substituted “fiscal year” for “of fiscal years 1969 and 1970”.

RESCISSION OF CONTRACT AUTHORITY

Provisions rescinding contract authority provided for specific fiscal years by 16 U.S.C. 4601–10a were contained in the following appropriation acts:

Pub. L. 113–6, div. F, title IV, §1402, Mar. 26, 2013, 127 Stat. 419.

Pub. L. 112–74, div. E, title I, Dec. 23, 2011, 125 Stat. 992.

Pub. L. 112–10, div. B, title VII, §1719, Apr. 15, 2011, 125 Stat. 150.

Pub. L. 111–88, div. A, title I, Oct. 30, 2009, 123 Stat. 2912.

Pub. L. 111–8, div. E, title I, Mar. 11, 2009, 123 Stat. 709.

Pub. L. 110–161, div. F, title I, Dec. 26, 2007, 121 Stat. 2106.

Pub. L. 109–289, div. B, title II, §20504, as added by Pub. L. 110–5, §2, Feb. 15, 2007, 121 Stat. 26.

Pub. L. 109–54, title I, Aug. 2, 2005, 119 Stat. 509.

Pub. L. 108–447, div. E, title I, Dec. 8, 2004, 118 Stat. 3050.

Pub. L. 108–108, title I, Nov. 10, 2003, 117 Stat. 1251.

Pub. L. 108–7, div. F, title I, Feb. 20, 2003, 117 Stat. 226.

Pub. L. 107–63, title I, Nov. 5, 2001, 115 Stat. 425.

Pub. L. 106–291, title I, Oct. 11, 2000, 114 Stat. 930.

Pub. L. 106–113, div. B, §1000(a)(3) [title I], Nov. 29, 1999, 113 Stat. 1535, 1501A–143.

Pub. L. 105–277, div. A, §101(e) [title I], Oct. 21, 1998, 112 Stat. 2681–231, 2681–240.

Pub. L. 105–83, title I, Nov. 14, 1997, 111 Stat. 1550.

Pub. L. 104–208, div. A, title I, §101(d) [title I], Sept. 30, 1996, 110 Stat. 3009–181, 3009–188.

Pub. L. 104–134, title I, §101(c) [title I], Apr. 26, 1996, 110 Stat. 1321–156, 1321–163; renumbered title I, Pub. L. 104–140, §1(a), May 2, 1996, 110 Stat. 1327.

Pub. L. 103–332, title I, Sept. 30, 1994, 108 Stat. 2506.

Pub. L. 103–138, title I, Nov. 11, 1993, 107 Stat. 1386.

Pub. L. 102–381, title I, Oct. 5, 1992, 106 Stat. 1383.

Pub. L. 102–154, title I, Nov. 13, 1991, 105 Stat. 998.

Pub. L. 101–512, title I, Nov. 5, 1990, 104 Stat. 1922.

Pub. L. 101–121, title I, Oct. 23, 1989, 103 Stat. 708.

Pub. L. 100–446, title I, Sept. 27, 1988, 102 Stat. 1781.

Pub. L. 100–202, §101(g) [title I], Dec. 22, 1987, 101 Stat. 1329–213, 1329–221.

Pub. L. 100–71, title I, July 11, 1987, 101 Stat. 414.

Pub. L. 99–349, title I, July 2, 1986, 100 Stat. 731.

§ 4601–10b. Contracts for options to acquire lands and waters in national park system

The Secretary of the Interior may enter into contracts for options to acquire lands, waters, or interests therein within the exterior boundaries of any area the acquisition of which is authorized by law for inclusion in the national park system. The minimum period of any such option shall be two years, and any sums expended for the purchase thereof shall be credited to the purchase price of said area. Not to exceed \$500,000 of the sum authorized to be appropriated from the fund by section 4601–6 of this title may

be expended by the Secretary in any one fiscal year for such options.

(Pub. L. 88–578, title I, §10, formerly §9, as added Pub. L. 90–401, §4, July 15, 1968, 82 Stat. 355; renumbered §10, Pub. L. 92–347, §2, July 11, 1972, 86 Stat. 459.)

PRIOR PROVISIONS

A prior section 10 of Pub. L. 88–578 was renumbered section 11 and is classified to section 4601–10c of this title.

§ 4601–10c. Repeal of provisions prohibiting collection of recreation fees or user charges

All other provisions of law that prohibit the collection of entrance, admission, or other recreation user fees or charges authorized by this part or that restrict the expenditure of funds if such fees or charges are collected are hereby also repealed: *Provided*, That no provision of any law or treaty which extends to any person or class of persons a right of free access to the shoreline of any reservoir or other body of water, or to hunting and fishing along or on such shoreline, shall be affected by this repealer.

(Pub. L. 88–578, title I, §11, formerly §2(a) (in part), Sept. 3, 1964, 78 Stat. 899; renumbered §10, Pub. L. 90–401, §1(a), July 15, 1968, 82 Stat. 354; renumbered §11, Pub. L. 92–347, §2, July 11, 1972, 86 Stat. 459.)

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 set out under section 4601–4 of this title and Tables.

CODIFICATION

In addition to the text set out in the section above, the original contained provisions directing the repeal of section 14 of this title and the deletion of “, without charge,” in the sentence of section 460d of this title beginning “The water areas of all such projects shall be open to public use generally”. The repeals and deletions called for by those provisions were executed as thus directed so that those provisions have been omitted from the text as executed.

Section formerly constituted the fourth paragraph of section 2(a) of Pub. L. 88–578 which was classified to section 4601–5(a) of this title. The paragraph was lifted out of section 2(a) and redesignated section 10 by section 1(a) of Pub. L. 90–401, which, for purposes of classification, resulted in the designation of the paragraph as section 4601–10c of this title [this section].

EFFECTIVE DATE

Section effective Jan. 1, 1965, see note set out under section 4601–4 of this title. Transfer of the provisions of this section from section 4601–5(a) of this title to this section effective Dec. 31, 1971, see section 1(d) of Pub. L. 90–401, as amended by section 1 of Pub. L. 91–308, set out as an Effective Date of 1968 Amendment note under section 4601–5 of this title.

§ 4601–10d. Review and report; submittal to Congressional committees; contents

Within one year of September 28, 1976, the Secretary is authorized and directed to submit to the Committees on Interior and Insular Affairs of the Senate and House of Representatives a comprehensive review and report on the needs,

problems, and opportunities associated with urban recreation in highly populated regions, including the resources potentially available for meeting such needs. The report shall include site specific analyses and alternatives, in a selection of geographic environments representative of the Nation as a whole, including, but not limited to, information on needs, local capabilities for action, major site opportunities, trends, and a full range of options and alternatives as to possible solutions and courses of action designed to preserve remaining open space, ameliorate recreational deficiency, and enhance recreational opportunity for urban populations, together with an analysis of the capability of the Federal Government to provide urban-oriented environmental education programs (including, but not limited to, cultural programs in the arts and crafts) within such options. The Secretary shall consult with, and request the views of, the affected cities, counties, and States on the alternatives and courses of action identified.

(Pub. L. 88-578, title I, §12, as added Pub. L. 94-422, title I, §101(6), Sept. 28, 1976, 90 Stat. 1318.)

CHANGE OF NAME

Committee on Interior and Insular Affairs of the Senate abolished and replaced by Committee on Energy and Natural Resources of the Senate, effective Feb. 11, 1977. See Rule XXV of Standing Rules of the Senate, as amended by Senate Resolution No. 4 (popularly cited as the "Committee System Reorganization Amendments of 1977"), approved Feb. 4, 1977.

Committee on Interior and Insular Affairs of the House of Representatives changed to Committee on Natural Resources of the House of Representatives on Jan. 5, 1993, by House Resolution No. 5, One Hundred Third Congress.

§ 4601-10e. Advisory Commission on water-based recreation

(a) Appointment; report

The President shall appoint an advisory commission to review the opportunities for enhanced opportunities for water-based recreation which shall submit a report to the President and to the Committee on Energy and Natural Resources of the Senate and to the Committee on Transportation and Infrastructure and the Committee on Resources of the House of Representatives within one year from November 12, 1996.

(b) Members

The members of the Commission shall include—

- (1) the Secretary of the Interior, or his designee;
- (2) the Secretary of the Army, or his designee;
- (3) the Chairman of the Tennessee Valley Authority, or his designee;
- (4) the Secretary of Agriculture, or his designee;
- (5) a person nominated by the National Governor's Association; and
- (6) four persons familiar with the interests of the recreation and tourism industry, conservation and recreation use, Indian tribes, and local governments, at least one of whom shall be familiar with the economics and financing of recreation-related infrastructure.

(c) Chairman; vacancies; administration

The President shall appoint one member to serve as Chairman. Any vacancy on the Commission shall be filled in the same manner as the original appointment. Members of the Commission shall serve without compensation but shall be reimbursed for travel, subsistence, and other necessary expenses incurred by them in the performance of their duties. The Secretary of the Interior shall provide all financial, administrative, and staffing requirements for the Commission, including office space, furnishings, and equipment. The heads of other Federal agencies are authorized, at the request of the Commission, to provide such information or personnel, to the extent permitted by law and within the limits of available funds, to the Commission as may be useful to accomplish the purposes of this section.

(d) Hearings

The Commission may hold such hearings, sit and act at such times and places, take such testimony, and receive such evidence as it deems advisable: *Provided*, That, to the maximum extent possible, the Commission shall use existing data and research. The Commission is authorized to use the United States mail in the same manner and upon the same conditions as other departments and agencies of the United States.

(e) Contents of report

The report shall review the extent of water-related recreation at Federal man-made lakes and reservoirs and shall develop alternatives to enhance the opportunities for such use by the public. In developing the report, the Commission shall—

- (1) review the extent to which recreation components identified in specific authorizations associated with individual Federal man-made lakes and reservoirs have been accomplished;
- (2) evaluate the feasibility of enhancing recreation opportunities at federally managed lakes and reservoirs under existing statutes;
- (3) consider legislative changes that would enhance recreation opportunities consistent with and subject to the achievement of the authorized purposes of Federal water projects; and
- (4) make recommendations on alternatives for enhanced recreation opportunities including, but not limited to, the establishment of a National Recreation Lake System under which specific lakes would receive national designation and which would be managed through innovative partnership-based agreements between Federal agencies, State and local units of government, and the private sector.

Any such alternatives shall be consistent with and subject to the authorized purposes for any man-made lakes and reservoirs and shall emphasize private sector initiatives in concert with State and local units of government.

(Pub. L. 88-578, title I, §13, as added Pub. L. 104-333, div. I, title X, §1021(b), Nov. 12, 1996, 110 Stat. 4210; amended Pub. L. 105-83, title V, §505, Nov. 14, 1997, 111 Stat. 1617; Pub. L. 106-176, title I, §123(b), Mar. 10, 2000, 114 Stat. 29.)