

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.)

AMENDMENTS

2000—Subsec. (b)(6). Pub. L. 106-176, §123(b)(1), substituted “recreation-related” for “recreation related”.

Subsec. (e). Pub. L. 106-176, §123(b)(2)(A), (C), in introductory provisions, substituted “water-related” for “water related” and “man-made” for “manmade” and, in concluding provisions, substituted “man-made” for “manmade”.

Subsec. (e)(1). Pub. L. 106-176, §123(b)(2)(C), substituted “man-made” for “manmade”.

Subsec. (e)(2). Pub. L. 106-176, §123(b)(2)(B), substituted “federally managed” for “federally-managed”.

1997—Pub. L. 105-83 made technical amendment to directory language of Pub. L. 104-333, §1021(b), which added this section.

CHANGE OF NAME

Committee on Resources of House of Representatives changed to Committee on Natural Resources of House of Representatives by House Resolution No. 6, One Hundred Tenth Congress, Jan. 5, 2007.

RECREATIONAL OPPORTUNITIES AT FEDERALLY-MANAGED MANMADE LAKES AND RESERVOIRS

Pub. L. 104-333, div. I, title X, §1021(a), Nov. 12, 1996, 110 Stat. 4210, as amended by Pub. L. 106-176, title I, §123(a), Mar. 10, 2000, 114 Stat. 29, provided that: “The Congress finds that the Federal Government, under the authority of the Reclamation Act [probably means act June 17, 1902, ch. 1093, 32 Stat. 388, see Short Title note under section 371 of Title 43, Public Lands] and other statutes, has developed man-made lakes and reservoirs that have become a powerful magnet for diverse recreational activities and that such activities contribute to the well-being of families and individuals and the economic viability of local communities. The Congress further finds that in order to further the purposes of the Land and Water Conservation Fund, the President should appoint an advisory commission to review the current and anticipated demand for recreational opportunities at federally managed man-made lakes and reservoirs through creative partnerships involving Federal, State, and local governments and the private sector and to develop alternatives for enhanced recreational use of such facilities.”

§ 4601-11. Transfers to and from land and water conservation fund**(a) Motorboat fuel taxes from highway trust fund into conservation fund**

There shall be set aside in the land and water conservation fund in the Treasury of the United States provided for in sections 4601-4 to 4601-6a and 4601-7 to 4601-10e of this title the amounts specified in section 9503(c)(3)(A) of title 26 (relating to transfer to Land and Water Conservation Fund).

(b) Refunds of gasoline taxes for certain non-highway purposes or used by local transit systems and motorboat fuel taxes from conservation fund into general fund of Treasury

There shall be paid from time to time from the land and water conservation fund into the general fund of the Treasury amounts estimated by the Secretary of the Treasury as equivalent to—

(1) the amounts paid before October 1, 2017, under section 6421 of title 26 (relating to amounts paid in respect of gasoline used for certain nonhighway purposes or by local transit systems) with respect to gasoline used after December 31, 1964, in motorboats, on the basis of claims filed for periods ending before October 1, 2016; and

(2) 80 percent of the floor stocks refunds made before October 1, 2017, under section 6412

of title 26 with respect to gasoline to be used in motorboats.

(Pub. L. 88-578, title II, §201, Sept. 3, 1964, 78 Stat. 904; Pub. L. 91-605, title III, §302, Dec. 31, 1970, 84 Stat. 1743; Pub. L. 94-273, §3(4), Apr. 21, 1976, 90 Stat. 376; Pub. L. 94-280, title III, §302, May 5, 1976, 90 Stat. 456; Pub. L. 95-599, title V, §503(b), Nov. 6, 1978, 92 Stat. 2757; Pub. L. 97-424, title V, §531(c), Jan. 6, 1983, 96 Stat. 2191; Pub. L. 99-514, §2, title XVIII, §1875(e), Oct. 22, 1986, 100 Stat. 2095, 2897; Pub. L. 100-17, title V, §503(c), Apr. 2, 1987, 101 Stat. 258; Pub. L. 101-508, title XI, §11211(g)(2), Nov. 5, 1990, 104 Stat. 1388-427; Pub. L. 102-240, title VIII, §8002(d)(2)(B), Dec. 18, 1991, 105 Stat. 2204; Pub. L. 105-178, title IX, §9002(c)(2)(B), June 9, 1998, 112 Stat. 500; Pub. L. 109-59, title XI, §11101(c)(2)(B), Aug. 10, 2005, 119 Stat. 1944; Pub. L. 112-30, title I, §142(e)(2)(B), Sept. 16, 2011, 125 Stat. 356; Pub. L. 112-102, title IV, §402(e)(2)(B), Mar. 30, 2012, 126 Stat. 282; Pub. L. 112-140, title IV, §402(d)(2)(B), June 29, 2012, 126 Stat. 403; Pub. L. 112-141, div. D, title I, §40102(e)(2)(B), July 6, 2012, 126 Stat. 845.)

REFERENCES IN TEXT

Section 6412(a)(2) of title 26, referred to in subsec. (b)(2), was redesignated as “section 6412(a)(1) of title 26” by Pub. L. 94-455, §1906(22), Oct. 4, 1976, 90 Stat. 1827.

AMENDMENTS

2012—Subsec. (b)(1). Pub. L. 112-141, §40102(e)(2)(B), substituted “October 1, 2017” for “July 1, 2013” and “October 1, 2016” for “July 1, 2012”.

Pub. L. 112-140, §§1(c), 402(d)(2)(B), temporarily substituted “July 7, 2013” for “July 1, 2013” and “July 7, 2012” for “July 1, 2012”. See Effective and Termination Dates of 2012 Amendment note below.

Pub. L. 112-102, §402(e)(2)(B), substituted “July 1, 2013” for “April 1, 2013” and “July 1, 2012” for “April 1, 2012”.

Subsec. (b)(2). Pub. L. 112-141, §40102(e)(2)(B)(i), substituted “October 1, 2017” for “July 1, 2013”.

Pub. L. 112-140, §§1(c), 402(d)(2)(B)(i), temporarily substituted “July 7, 2013” for “July 1, 2013”. See Effective and Termination Dates of 2012 Amendment note below.

Pub. L. 112-102, §402(e)(2)(B)(i), substituted “July 1, 2013” for “April 1, 2013”.

2011—Subsec. (a). Pub. L. 112-30, §142(e)(2)(B)(ii)(I), substituted “section 9503(c)(3)(A) of title 26 (relating to transfer to Land and Water Conservation Fund)” for “section 9503(c)(4)(B) of title 26 (relating to special motor fuels and gasoline used in motorboats)”.

Subsec. (b)(1). Pub. L. 112-30, §142(e)(2)(B)(i), substituted “April 1, 2013” for “October 1, 2012” and “April 1, 2012” for “October 1, 2011”.

Subsec. (b)(2). Pub. L. 112-30, §142(e)(2)(B)(i)(I), (ii)(II), substituted “April 1, 2013” for “October 1, 2012” and “section 6412” for “section 6412(a)(2)”.

2005—Subsec. (b). Pub. L. 109-59 substituted “2011” for “2003” in par. (1) and “2012” for “2004” in pars. (1) and (2).

1998—Subsec. (b). Pub. L. 105-178 substituted “2003” for “1997” in par. (1) and “2004” for “1998” in pars. (1) and (2).

1991—Subsec. (b). Pub. L. 102-240 substituted “1997” for “1995” and “1998” for “1996” wherever appearing.

1990—Subsec. (b). Pub. L. 101-508 substituted “1995” for “1993” and “1996” for “1994” wherever appearing.

1987—Subsec. (b). Pub. L. 100-17 substituted “1993” for “1988” and “1994” for “1989” wherever appearing.

1986—Subsec. (a). Pub. L. 99-514, §2, substituted “Internal Revenue Code of 1986” for “Internal Revenue Code of 1954”, which for purposes of codification was translated as “title 26” thus requiring no change in text.

Pub. L. 99-514, §1875(e), substituted “section 9503(c)(4)(B) of title 26” for “section 209(f)(5) of the Highway Revenue Act of 1956”.