

(b) Forfeiture

All paleontological resources with respect to which a violation under section 470aaa-5 or 470aaa-6 of this title occurred and which are in the possession of any person, shall be subject to civil forfeiture, or upon conviction, to criminal forfeiture.

(c) Transfer of seized resources

The Secretary may transfer administration of seized paleontological resources to Federal or non-Federal educational institutions to be used for scientific or educational purposes.

(Pub. L. 111-11, title VI, §6308, Mar. 30, 2009, 123 Stat. 1176.)

§ 470aaa-8. Confidentiality

Information concerning the nature and specific location of a paleontological resource shall be exempt from disclosure under section 552 of title 5 and any other law unless the Secretary determines that disclosure would—

(1) further the purposes of this chapter;

(2) not create risk of harm to or theft or destruction of the resource or the site containing the resource; and

(3) be in accordance with other applicable laws.

(Pub. L. 111-11, title VI, §6309, Mar. 30, 2009, 123 Stat. 1176.)

§ 470aaa-9. Regulations

As soon as practical after March 30, 2009, the Secretary shall issue such regulations as are appropriate to carry out this chapter, providing opportunities for public notice and comment.

(Pub. L. 111-11, title VI, §6310, Mar. 30, 2009, 123 Stat. 1177.)

§ 470aaa-10. Savings provisions

Nothing in this chapter shall be construed to—

(1) invalidate, modify, or impose any additional restrictions or permitting requirements on any activities permitted at any time under the general mining laws, the mineral or geothermal leasing laws, laws providing for minerals materials disposal, or laws providing for the management or regulation of the activities authorized by the aforementioned laws including but not limited to the Federal Land Policy Management Act (43 U.S.C. 1701-1784),¹ subchapter 3² of chapter 1007 of title 54, the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1201-1358) [30 U.S.C. 1201 et seq.], and the Organic Administration Act (16 U.S.C. 478, 482, 551);

(2) invalidate, modify, or impose any additional restrictions or permitting requirements on any activities permitted at any time under existing laws and authorities relating to reclamation and multiple uses of Federal land;

(3) apply to, or require a permit for, casual collecting of a rock, mineral, or invertebrate or plant fossil that is not protected under this chapter;

(4) affect any land other than Federal land or affect the lawful recovery, collection, or

sale of paleontological resources from land other than Federal land;

(5) alter or diminish the authority of a Federal agency under any other law to provide protection for paleontological resources on Federal land in addition to the protection provided under this chapter; or

(6) create any right, privilege, benefit, or entitlement for any person who is not an officer or employee of the United States acting in that capacity. No person who is not an officer or employee of the United States acting in that capacity shall have standing to file any civil action in a court of the United States to enforce any provision or amendment made by this chapter.

(Pub. L. 111-11, title VI, §6311, Mar. 30, 2009, 123 Stat. 1177; Pub. L. 113-287, §5(d)(9), Dec. 19, 2014, 128 Stat. 3265.)

REFERENCES IN TEXT

The Federal Land Policy Management Act (43 U.S.C. 1701-1784), referred to in par. (1), probably means the Federal Land Policy and Management Act of 1976, Pub. L. 94-579, Oct. 21, 1976, 90 Stat. 2743, 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 Surface Mining Control and Reclamation Act of 1977, referred to in par. (1), is Pub. L. 95-87, Aug. 3, 1977, 91 Stat. 445, which is classified generally to chapter 25 (§1201 et seq.) of Title 30, Mineral Lands and Mining. For complete classification of this Act to the Code, see Short Title note set out under section 1201 of Title 30 and Tables.

The Organic Administration Act, referred to in par. (1), is the popular name for certain provisions of act June 4, 1897, ch. 2, 30 Stat. 34, under the headings “UNDER THE DEPARTMENT OF THE INTERIOR.” and “SURVEYING THE PUBLIC LANDS.”, which are classified to sections 473 to 475, 477, 478, 479 to 482, and 551 of this title. For complete classification of this Act to the Code, see Short Title note set out under section 473 of this title and Tables.

AMENDMENTS

2014—Par. (1). Pub. L. 113-287, which directed amendment of par. (1) by substituting “subchapter 3 of chapter 1007 of title 54” for “Public Law 94-429 (commonly known as the ‘Mining in the Parks Act’ (16 U.S.C. 1901 et seq.))”, was executed by making the substitution for “Public Law 94-429 (commonly known as the ‘Mining in the Parks Act’ (16 U.S.C. 1901 et seq.))”, to reflect the probable intent of Congress.

§ 470aaa-11. Authorization of appropriations

There are authorized to be appropriated such sums as may be necessary to carry out this chapter.

(Pub. L. 111-11, title VI, §6312, Mar. 30, 2009, 123 Stat. 1177.)

CHAPTER 2—NATIONAL FORESTS**SUBCHAPTER I—ESTABLISHMENT AND ADMINISTRATION**

Sec.	
471.	Repealed.
471a.	Forest reserves in New Mexico and Arizona restricted.
471b.	Repealed.
471c.	Lands in California set aside as reserved forest lands.

¹ See References in Text note below.

² So in original. Probably should be “subchapter III”.

Sec.		Sec.	
471d.	Additional forest reserves in California.	487.	Cutting timber on land added to Siskiyou National Forest.
471e.	Extension of boundaries of Sequoia National Forest.	487a.	Cutting timber on lands added to Rogue River National Forest.
471f.	Cradle of Forestry in America in Pisgah National Forest; establishment; statement of purposes; publication in Federal Register.	488.	Establishment of exterior boundaries of national forests.
471g.	Administration, protection, and development; use of natural resources.	489.	Repealed.
471h.	Cooperation with public and private agencies, organizations, and individuals; acceptance of contributions and gifts.	490.	Deposits from timber purchasers to defray cost of disposing of debris.
471i.	Pinelands National Reserve.	491.	Omitted.
471j.	Headwaters Forest and Elk River Property acquisition.	492.	Earth, stone, and timber for Departments of the Army and Navy, and Government works in Alaska.
472.	Laws affecting national forest lands.	493.	Omitted.
472a.	Timber sales on National Forest System lands.	494.	Calaveras Bigtree National Forest.
473.	Revocation, modification, or vacation of orders or proclamations establishing national forests.	495.	Leases of lands for sanitariums or hotels.
474.	Surveys; plats and field notes; maps; effect under Act June 4, 1897.	496.	Disposition of funds.
475.	Purposes for which national forests may be established and administered.	497.	Use and occupation of lands for hotels, resorts, summer homes, stores, and facilities for industrial, commercial, educational or public uses.
476.	Repealed.	497a.	Occupancy and use under permit of lands in Alaska for various purposes; period of permit; size of allotment; prohibitions; termination.
477.	Use of timber and stone by settlers.	497b.	Ski area permits.
478.	Egress or ingress of actual settlers; prospecting.	497c.	Ski area permit rental charge.
478a.	Townsites.	497d.	Recreation residence fees.
479.	Sites for schools and churches.	497e.	Enhancing Forest Service administration of rights-of-way and land uses.
479a.	Conveyance of National Forest System lands for educational purposes.	498.	Cooperative work agreements; disposal of moneys received; refund of excess; payment from appropriation; conflict of interest.
480.	Civil and criminal jurisdiction.	499.	Disposal of money received by or on account of Forest Service; refund of excess and moneys erroneously collected; receipts from permits.
481.	Use of waters.	500.	Payment and evaluation of receipts to State or Territory for schools and roads; moneys received; projections of revenues and estimated payments.
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482b.	Mount Hood National Forest; mining rights.	502.	Rental of property for Forest Service; forage, care, and housing of animals; storage of vehicles and other equipment; pack stock; loss, damage, or destruction of horses, vehicles, and other equipment.
482c.	Patents affecting forest lands.	503, 503a.	Repealed or Omitted.
482d.	Perfection of claims within forest.	504.	Purchases of tree seeds, cones, forage plant seed, and nursery stock for national forests.
482e.	Lincoln National Forest; mining rights.	504a.	Sale of forest-tree seed and nursery stock to States and political subdivisions; disposition of moneys; exchanges; limitation.
482f.	Patents affecting forest lands.	505.	Use of national forests established on land reserved for purposes of national defense; maintenance available.
482g.	Perfection of claims within forest.	505a.	Interchange of lands between Department of Agriculture and military departments of Department of Defense; report to Congress.
482h.	Coronado National Forest; mining rights.	505b.	Laws applicable.
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482h-3.	Perfection of mining claims.	509 to 510a.	Repealed or Omitted.
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482j.	Santa Fe National Forest; mining rights; protection of scenic values.	512 to 514.	Omitted or Repealed.
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482n-2.	Perfection of mining claims within forest.		
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SUBCHAPTER I—ESTABLISHMENT AND ADMINISTRATION

§ 471. Repealed. Pub. L. 94-579, title VII, § 704(a), Oct. 21, 1976, 90 Stat. 2792

Section, acts Mar. 3, 1891, ch. 561, §24, 26 Stat. 1103; Mar. 4, 1907, ch. 2907, 34 Stat. 1271; June 25, 1910, ch. 421, §2, 36 Stat. 847; Aug. 24, 1912, ch. 369, 37 Stat. 497; June 7, 1924, ch. 348, §9 (first and fifth sentences), 43 Stat. 655, provided for establishment of national forests by the President, limited inclusion of lands in certain States, and authorized addition of lands suitable for production of timber.

Act Mar. 4, 1907, cited above, was not repealed by Pub. L. 94-579.

EFFECTIVE DATE OF REPEAL

Section 704(a) of Pub. L. 94-579 provided that this section is repealed effective on and after Oct. 21, 1976.

SAVINGS PROVISION

Repeal by Pub. L. 94-579 not to be construed as terminating any valid lease, permit, patent, etc., existing on Oct. 21, 1976, see note set out under section 1701 of Title 43, Public Lands.

§ 471a. Forest reserves in New Mexico and Arizona restricted

No forest reservation shall be created, nor shall any additions be made to one created prior to June 15, 1926, within the limits of the States of New Mexico and Arizona except by Act of Congress.

(June 15, 1926, ch. 587, 44 Stat. 745.)

REFERENCES IN TEXT

Forest reservation, referred to in text, probably should be "national forest". See act Mar. 4, 1907, ch. 2907, 34 Stat. 1269, which provided that forest reserves shall hereafter be known as national forests.

§ 471b. Repealed. Pub. L. 94-579, title VII, § 704(a), Oct. 21, 1976, 90 Stat. 2792

Section, act July 20, 1939, ch. 334, §1, 53 Stat. 1071, authorized addition of lands within State of Montana to existing or inclusion within new national forests.

EFFECTIVE DATE OF REPEAL

Section 704(a) of Pub. L. 94-579 provided that this section is repealed effective on and after Oct. 21, 1976.

SAVINGS PROVISION

Repeal by Pub. L. 94-579 not to be construed as terminating any valid lease, permit, patent, etc., existing on Oct. 21, 1976, see note set out under section 1701 of Title 43, Public Lands.

§ 471c. Lands in California set aside as reserved forest lands

The tracts of land in the State of California known and described as follows: Commencing at the northwest corner of township 2 north, range 19 east Mount Diablo meridian, thence eastwardly on the line between townships 2 and 3 north, ranges 24 and 25 east; thence southwardly on the line between ranges 24 and 25 east to the Mount Diablo base line; thence eastwardly on said base line to the corner to township 1 south, ranges 25 and 26 east; thence southwardly on the line between ranges 25 and 26 east to the southeast corner of township 2 south, range 25 east; thence eastwardly on the line between townships 2 and 3 south, range 26 east to the corner to townships 2 and 3 south, ranges 26 and 27 east; thence southwardly on the line between ranges 26 and 27 east to the first standard parallel south; thence westwardly on the first standard parallel south to the southwest corner of township 4 south, range 19 east; thence northwardly on the line between ranges 18 and 19 east to the northwest corner of township 2 south, range 19 east; thence westwardly on the line between townships 1 and 2 south to the southwest corner of township 1 south, range 19 east; thence northwardly on the line between ranges 18 and 19 east to the northwest corner of township 2 north, range 19 east, the place of beginning, are reserved and withdrawn from settlement, occupancy, or sale under the laws of the United States, and set apart as reserved forest lands; and all persons who shall locate or settle upon, or occupy the same or any part thereof, except as hereinafter provided, shall be considered trespassers and removed therefrom. Nothing in this section and sections 55, 61, and 471d of this title shall be construed as in anywise affecting any bona fide entry of land made within the limits above described under any law of the United States prior to October 1, 1890.

(Oct. 1, 1890, ch. 1263, §1, 26 Stat. 650.)

CODIFICATION

Section was formerly set out as section 44 of this title. As originally enacted, this section contained two