

(4) on the written approval of the Secretary, to use, license, or transfer symbols, slogans, and logos of the Foundation (exclusive of any symbol or logo of a governmental entity);

(5) to borrow money from private sources and issue bonds, debentures, or other debt instruments, subject to section 5808 of this title, except that the aggregate amount of the borrowing and debt instruments outstanding at any time may not exceed \$1,000,000;

(6) to sue and be sued, and complain and defend itself, in any court of competent jurisdiction, except that a member of the Board shall not be personally liable for an action in the performance of services for the Board, except for gross negligence;

(7) to enter into a contract or other agreement with an agency of State or local government, educational institution, or other private organization or person and to make such payments as may be necessary to carry out the functions of the Foundation; and

(8) to do any and all acts that are necessary to carry out the purposes of the Foundation.

(d) Interests in property

(1) Interests in real property

The Foundation may acquire, hold, and dispose of lands, waters, or other interests in real property by donation, gift, devise, purchase, or exchange. An interest in real property shall be treated, among other things, as including an easement or other right for the preservation, conservation, protection, or enhancement of agricultural, natural, scenic, historic, scientific, educational, inspirational, or recreational resources.

(2) Gifts

A gift, devise, or bequest may be accepted by the Foundation even though the gift, devise, or bequest is encumbered, restricted, or subject to a beneficial interest of a private person if any current or future interest in the gift, devise, or bequest is for the benefit of the Foundation.

(3) Use of symbols, slogans, and logos of the Foundation

(A) In general

The Secretary may authorize the Foundation to use, license, or transfer symbols, slogans, and logos of the Foundation.

(B) Income

(i) In general

All revenue received by the Foundation from the use, licensing, or transfer of symbols, slogans, and logos of the Foundation shall be transferred to the Secretary.

(ii) Conservation operations

The Secretary shall transfer all revenue received under clause (i) to the account within the Natural Resources Conservation Service that is used to carry out conservation operations.

(Pub. L. 104-127, title III, §356, Apr. 4, 1996, 110 Stat. 1013; Pub. L. 107-171, title II, §2506, May 13, 2002, 116 Stat. 274.)

AMENDMENTS

2002—Subsec. (c)(4) to (8). Pub. L. 107-171, §2506(1), which directed amendment of subsection (c) of section

356 of the Federal Agriculture Improvement Act of 1996 by adding par. (4) and redesignating former pars. (4) to (7) as (5) to (8), respectively, was executed to subsec. (c) of this section, which is section 356 of the Federal Agriculture Improvement and Reform Act of 1996, to reflect the probable intent of Congress.

Subsec. (d)(3). Pub. L. 107-171, §2506(2), which directed amendment of subsection (d) of section 356 of the Federal Agriculture Improvement Act of 1996 by adding par. (3), was executed to subsec. (d) of this section, which is section 356 of the Federal Agriculture Improvement and Reform Act of 1996, to reflect the probable intent of Congress.

§ 5806. Administrative services and support

For each of fiscal years 1996 through 1998, the Secretary may provide, without reimbursement, personnel, facilities, and other administrative services of the Department to the Foundation.

(Pub. L. 104-127, title III, §357, Apr. 4, 1996, 110 Stat. 1014.)

§ 5807. Audits and petition of Attorney General for equitable relief

(a) Audits

(1) In general

The accounts of the Foundation shall be audited in accordance with section 10101 of title 36, including an audit of lobbying and litigation activities carried out by the Foundation.

(2) Repealed. Pub. L. 105-225, §6(b), Aug. 12, 1998, 112 Stat. 1499

(b) Relief with respect to certain Foundation acts or failure to act

The Attorney General may petition in the United States District Court for the District of Columbia for such equitable relief as may be necessary or appropriate, if the Foundation—

(1) engages in, or threatens to engage in, any act, practice, or policy that is inconsistent with this chapter; or

(2) refuses, fails, neglects, or threatens to refuse, fail, or neglect, to discharge the obligations of the Foundation under this chapter.

(Pub. L. 104-127, title III, §358, Apr. 4, 1996, 110 Stat. 1014; Pub. L. 105-225, §6(b), Aug. 12, 1998, 112 Stat. 1499.)

CODIFICATION

“Section 10101 of title 36” substituted in subsec. (a)(1) for “Public Law 88-504 (36 U.S.C. 1101 et seq.)” on authority of Pub. L. 105-225, §5(b), Aug. 12, 1998, 112 Stat. 1499, the first section of which enacted Title 36, Patriotic and National Observances, Ceremonies, and Organizations.

AMENDMENTS

1998—Subsec. (a)(2). Pub. L. 105-225 repealed par. (2) which amended section 1101(77) of former title 36.

§ 5808. Release from liability

(a) In general

The United States shall not be liable for any debt, default, act, or omission of the Foundation. The full faith and credit of the United States shall not extend to the Foundation.

(b) Statement

An obligation issued by the Foundation, and a document offering an obligation, shall include a

prominent statement that the obligation is not directly or indirectly guaranteed, in whole or in part, by the United States (or an agency or instrumentality of the United States).

(Pub. L. 104-127, title III, § 359, Apr. 4, 1996, 110 Stat. 1014.)

§ 5809. Authorization of appropriations

There are authorized to be appropriated to the Department to be made available to the Foundation \$1,000,000 for each of fiscal years 1997 through 1999 to initially establish and carry out activities of the Foundation.

(Pub. L. 104-127, title III, § 360, Apr. 4, 1996, 110 Stat. 1014.)

CHAPTER 79—NATIONAL PARK SERVICE MANAGEMENT

Sec.

5901. Repealed.

SUBCHAPTER I—NATIONAL PARK SERVICE CAREER DEVELOPMENT, TRAINING, AND MANAGEMENT

5911 to 5914. Repealed.

SUBCHAPTER II—NATIONAL PARK SYSTEM RESOURCE INVENTORY AND MANAGEMENT

5931 to 5937. Repealed.

SUBCHAPTER III—NATIONAL PARK SERVICE CONCESSIONS MANAGEMENT

5951 to 5966. Repealed.

SUBCHAPTER IV—FEES FOR USE OF NATIONAL PARK SYSTEM

5981, 5982. Repealed.

SUBCHAPTER V—NATIONAL PARK PASSPORT PROGRAM

5991 to 5995. Repealed.

SUBCHAPTER VI—MISCELLANEOUS PROVISIONS

6011. Repealed.

§ 5901. Repealed. Pub. L. 113-287, § 7, Dec. 19, 2014, 128 Stat. 3272

Section, Pub. L. 105-391, § 2, Nov. 13, 1998, 112 Stat. 3498, defined "Secretary" for this chapter.

SUBCHAPTER I—NATIONAL PARK SERVICE CAREER DEVELOPMENT, TRAINING, AND MANAGEMENT

§ 5911. Repealed. Pub. L. 113-287, § 7, Dec. 19, 2014, 128 Stat. 3272

Section, Pub. L. 105-391, title I, § 101, Nov. 13, 1998, 112 Stat. 3498, related to protection, interpretation, and research in National Park System. See section 100701 of Title 54, National Park Service and Related Programs.

§ 5912. Repealed. Pub. L. 113-287, § 7, Dec. 19, 2014, 128 Stat. 3272

Section, Pub. L. 105-391, title I, § 102, Nov. 13, 1998, 112 Stat. 3498, related to National Park Service employee training. See section 101321 of Title 54, National Park Service and Related Programs.

§ 5913. Repealed. Pub. L. 113-287, § 7, Dec. 19, 2014, 128 Stat. 3272

Section, Pub. L. 105-391, title I, § 103, Nov. 13, 1998, 112 Stat. 3498, related to management development and

training. See section 101322 of Title 54, National Park Service and Related Programs.

§ 5914. Repealed. Pub. L. 113-287, § 7, Dec. 19, 2014, 128 Stat. 3272

Section, Pub. L. 105-391, title I, § 104, Nov. 13, 1998, 112 Stat. 3499, related to park budgets and accountability. See section 100503 of Title 54, National Park Service and Related Programs.

SUBCHAPTER II—NATIONAL PARK SYSTEM RESOURCE INVENTORY AND MANAGEMENT

§ 5931. Repealed. Pub. L. 113-287, § 7, Dec. 19, 2014, 128 Stat. 3272

Section, Pub. L. 105-391, title II, § 201, Nov. 13, 1998, 112 Stat. 3499, related to purposes of this subchapter.

§ 5932. Repealed. Pub. L. 113-287, § 7, Dec. 19, 2014, 128 Stat. 3272

Section, Pub. L. 105-391, title II, § 202, Nov. 13, 1998, 112 Stat. 3499, related to research mandate. See section 100702 of Title 54, National Park Service and Related Programs.

§ 5933. Repealed. Pub. L. 113-287, § 7, Dec. 19, 2014, 128 Stat. 3272

Section, Pub. L. 105-391, title II, § 203, Nov. 13, 1998, 112 Stat. 3500, related to cooperative agreements with colleges and universities. Subsec. (a) was repealed and restated in section 100703 of Title 54, National Park Service and Related Programs. Subsec. (b), requiring a report within one year of Nov. 13, 1998, was repealed as obsolete.

§ 5934. Repealed. Pub. L. 113-287, § 7, Dec. 19, 2014, 128 Stat. 3272

Section, Pub. L. 105-391, title II, § 204, Nov. 13, 1998, 112 Stat. 3500, related to inventory and monitoring program. See section 100704 of Title 54, National Park Service and Related Programs.

§ 5935. Repealed. Pub. L. 113-287, § 7, Dec. 19, 2014, 128 Stat. 3272

Section, Pub. L. 105-391, title II, § 205, Nov. 13, 1998, 112 Stat. 3500, related to availability of National Park System units for scientific study. See section 100705 of Title 54, National Park Service and Related Programs.

§ 5936. Repealed. Pub. L. 113-287, § 7, Dec. 19, 2014, 128 Stat. 3272

Section, Pub. L. 105-391, title II, § 206, Nov. 13, 1998, 112 Stat. 3500, related to integration of study results into management decisions. See section 100706 of Title 54, National Park Service and Related Programs.

§ 5937. Repealed. Pub. L. 113-287, § 7, Dec. 19, 2014, 128 Stat. 3272

Section, Pub. L. 105-391, title II, § 207, Nov. 13, 1998, 112 Stat. 3501, related to confidentiality of information. See section 100707 of Title 54, National Park Service and Related Programs.

SUBCHAPTER III—NATIONAL PARK SERVICE CONCESSIONS MANAGEMENT

§ 5951. Repealed. Pub. L. 113-287, § 7, Dec. 19, 2014, 128 Stat. 3272

Section, Pub. L. 105-391, title IV, § 402, Nov. 13, 1998, 112 Stat. 3503, related to congressional findings and statement of policy. See section 101912 of Title 54, National Park Service and Related Programs.