

§ 698u-4. Limited authority to acquire**(a) In general**

The Secretary shall acquire, by donation, not more than 180 acres of real property within the boundaries of the Preserve (as described in section 698u-2(b) of this title) and the improvements on the real property.

(b) Payments in lieu of taxes

For the purposes of payments made under chapter 69 of title 31, the real property described in subsection (a) shall be deemed to have been acquired for the purposes specified in section 6904(a) of that title.

(c) Prohibitions

No property may be acquired under this section without the consent of the owner of the property. The United States may not acquire fee ownership of any lands within the Preserve other than lands described in this section.

(Pub. L. 104-333, div. I, title X, §1006, Nov. 12, 1996, 110 Stat. 4208; Pub. L. 108-352, §17, Oct. 21, 2004, 118 Stat. 1398.)

AMENDMENTS

2004—Subsec. (b). Pub. L. 108-352 substituted “subsection (a)” for “subsection (a)(1)”.

§ 698u-5. Advisory Committee**(a) Establishment**

There is established an advisory committee to be known as the “Tallgrass Prairie National Preserve Advisory Committee”.

(b) Duties

The Advisory Committee shall advise the Secretary and the Director of the National Park Service concerning the development, management, and interpretation of the Preserve. In carrying out those duties, the Advisory Committee shall provide timely advice to the Secretary and the Director during the preparation of the general management plan under section 698u-3(g) of this title.

(c) Membership

The Advisory Committee shall consist of 13 members, who shall be appointed by the Secretary as follows:

(1) Three members shall be representatives of the Trust.

(2) Three members shall be representatives of local landowners, cattle ranchers, or other agricultural interests.

(3) Three members shall be representatives of conservation or historic preservation interests.

(4)(A) One member shall be selected from a list of persons recommended by the Chase County Commission in the State of Kansas.

(B) One member shall be selected from a list of persons recommended by appropriate officials of Strong City, Kansas, and Cottonwood Falls, Kansas.

(C) One member shall be selected from a list of persons recommended by the Governor of the State of Kansas.

(5) One member shall be a range management specialist representing institutions of higher education (as defined in section 1001 of title 20) in the State of Kansas.

(d) Terms**(1) In general**

Each member of the Advisory Committee shall be appointed to serve for a term of 3 years, except that the initial members shall be appointed as follows:

(A) Four members shall be appointed, one each from paragraphs (1), (2), (3), and (4) of subsection (c), to serve for a term of 3 years.

(B) Four members shall be appointed, one each from paragraphs (1), (2), (3), and (4) of subsection (c), to serve for a term of 4 years.

(C) Five members shall be appointed, one each from paragraphs (1) through (5) of subsection (c), to serve for a term of 5 years.

(2) Reappointment

Each member may be reappointed to serve a subsequent term.

(3) Expiration

Each member shall continue to serve after the expiration of the term of the member until a successor is appointed.

(4) Vacancies

A vacancy on the Advisory Committee shall be filled in the same manner as an original appointment is made. The member appointed to fill the vacancy shall serve until the expiration of the term in which the vacancy occurred.

(e) Chairperson

The members of the Advisory Committee shall select 1 of the members to serve as Chairperson.

(f) Meetings

Meetings of the Advisory Committee shall be held at the call of the Chairperson or the majority of the Advisory Committee. Meetings shall be held at such locations and in such a manner as to ensure adequate opportunity for public involvement. In compliance with the requirements of the Federal Advisory Committee Act (5 U.S.C. App.), the Advisory Committee shall choose an appropriate means of providing interested members of the public advance notice of scheduled meetings.

(g) Quorum

A majority of the members of the Advisory Committee shall constitute a quorum.

(h) Compensation

Each member of the Advisory Committee shall serve without compensation, except that while engaged in official business of the Advisory Committee, the member shall be entitled to travel expenses, including per diem in lieu of subsistence in the same manner as persons employed intermittently in Government service under section 5703 of title 5.

(i) Charter

The rechartering provisions of section 14(b) of the Federal Advisory Committee Act (15¹ U.S.C. App.) shall not apply to the Advisory Committee.

(Pub. L. 104-333, div. I, title X, §1007, Nov. 12, 1996, 110 Stat. 4208; Pub. L. 105-244, title I, §102(a)(4), Oct. 7, 1998, 112 Stat. 1618.)

¹ So in original. Probably should be “5”.

REFERENCES IN TEXT

The Federal Advisory Committee Act, referred to in subsec. (f), is Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, as amended, which is set out in the Appendix to Title 5, Government Organization and Employees.

AMENDMENTS

1998—Subsec. (c)(5). Pub. L. 105-244 substituted “section 1001 of title 20” for “section 1141(a) of title 20”.

EFFECTIVE DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-244 effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as a note under section 1001 of Title 20, Education.

TERMINATION OF ADVISORY COMMITTEES

Advisory committees established after Jan. 5, 1973, to terminate not later than the expiration of the 2-year period beginning on the date of their establishment, unless, in the case of a committee established by the President or an officer of the Federal Government, such committee is renewed by appropriate action prior to the expiration of such 2-year period, or in the case of a committee established by the Congress, its duration is otherwise provided for by law. See section 14 of Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 776, set out in the Appendix to Title 5, Government Organization and Employees.

§ 698u-6. Restriction on authority

Nothing in sections 698u to 698u-7 of this title shall give the Secretary authority to regulate lands outside the land area acquired by the Secretary under section 698u-4(a) of this title.

(Pub. L. 104-333, div. I, title X, §1008, Nov. 12, 1996, 110 Stat. 4209.)

§ 698u-7. Authorization of appropriations

There are authorized to be appropriated to the Department of the Interior such sums as are necessary to carry out sections 698u to 698u-7 of this title.

(Pub. L. 104-333, div. I, title X, §1009, Nov. 12, 1996, 110 Stat. 4209.)

§§ 698v to 698v-10. Repealed. Pub. L. 113-291, div. B, title XXX, §3043(d)(1), Dec. 19, 2014, 128 Stat. 3798

Section 698v, Pub. L. 106-248, title I, §102, July 25, 2000, 114 Stat. 598, set forth findings and purposes of sections 698v to 698v-10 of this title.

Section 698v-1, Pub. L. 106-248, title I, §103, July 25, 2000, 114 Stat. 599, defined terms in sections 698v to 698v-10 of this title.

Section 698v-2, Pub. L. 106-248, title I, §104, July 25, 2000, 114 Stat. 600; Pub. L. 109-132, §2(a), Dec. 20, 2005, 119 Stat. 2570; Pub. L. 113-287, §5(d)(20), Dec. 19, 2014, 128 Stat. 3266, related to acquisition of lands. Pursuant to section 698v-11(d)(2)(B) of this title, subsec. (g) of section 698v-2 remains in effect. For text of subsec. (g), see Pueblo of Santa Clara note under section 698v-11 of this title.

Section 698v-3, Pub. L. 106-248, title I, §105, July 25, 2000, 114 Stat. 602, related to establishment and management of Valles Caldera National Preserve.

Section 698v-4, Pub. L. 106-248, title I, §106, July 25, 2000, 114 Stat. 603; Pub. L. 109-132, §2(b)-(d), Dec. 20, 2005, 119 Stat. 2570, 2571, related to establishment and purposes of Valles Caldera Trust.

Section 698v-5, Pub. L. 106-248, title I, §107, July 25, 2000, 114 Stat. 606; Pub. L. 109-132, §3, Dec. 20, 2005, 119 Stat. 2571, related to Board of Trustees of Trust.

Section 698v-6, Pub. L. 106-248, title I, §108, July 25, 2000, 114 Stat. 607; Pub. L. 109-54, title IV, §432(a), Aug.

2, 2005, 119 Stat. 556; Pub. L. 109-132, §4, Dec. 20, 2005, 119 Stat. 2571, related to management of land and resources of Preserve.

Section 698v-7, Pub. L. 106-248, title I, §109, July 25, 2000, 114 Stat. 610, related to authorities of the Secretary of Agriculture.

Section 698v-8, Pub. L. 106-248, title I, §110, July 25, 2000, 114 Stat. 611, related to termination of Trust.

Section 698v-9, Pub. L. 106-248, title I, §111, July 25, 2000, 114 Stat. 612, related to limitations on funding.

Section 698v-10, Pub. L. 106-248, title I, §112, July 25, 2000, 114 Stat. 612; Pub. L. 108-271, §8(b), July 7, 2004, 118 Stat. 814, related to Government Accountability Office studies.

See section 698v-11 of this title.

EFFECTIVE DATE OF REPEAL

Repeal effective on the termination of the Valles Caldera Trust, see section 698v-11(d)(1) of this title.

SHORT TITLE

Pub. L. 106-248, title I, §101, July 25, 2000, 114 Stat. 598, which provided that title I of Pub. L. 106-248 (enacting sections 698v to 698v-10 of this title) could be cited as the “Valles Caldera Preservation Act”, was repealed by Pub. L. 113-291, div. B, title XXX, §3043(d)(1), Dec. 19, 2014, 128 Stat. 3798, effective on the termination of the Valles Caldera Trust.

TERMINATION OF VALLES CALDERA TRUST

Valles Caldera Trust to terminate 180 days after Dec. 19, 2014, unless the Secretary of the Interior determines that the date should be extended to facilitate the transitional management of the Valles Caldera National Preserve, see section 698v-11(c)(4)(A) of this title.

§ 698v-11. Valles Caldera National Preserve, New Mexico**(a) Definitions**

In this section:

(1) Eligible employee

The term “eligible employee” means a person who was a full-time or part-time employee of the Trust during the 180-day period immediately preceding December 19, 2014.

(2) Fund

The term “Fund” means the Valles Caldera Fund established by section 106(h)(2) of the Valles Caldera Preservation Act.

(3) Preserve

The term “Preserve” means the Valles Caldera National Preserve in the State.

(4) Secretary

The term “Secretary” means the Secretary of the Interior.

(5) State

The term “State” means the State of New Mexico.

(6) Trust

The term “Trust” means the Valles Caldera Trust established by section 106(a) of the Valles Caldera Preservation Act.

(b) Designation of Valles Caldera National Preserve as a unit of the National Park System**(1) In general**

To protect, preserve, and restore the fish, wildlife, watershed, natural, scientific, scenic, geologic, historic, cultural, archaeological, and recreational values of the area, the Valles