

## CHANGE OF NAME

Department of War designated Department of the Army and title of Secretary of War changed to Secretary of the Army by section 205(a) of act July 26, 1947, ch. 343, title II, 61 Stat. 501. Section 205(a) of act July 26, 1947, was repealed by section 53 of act Aug. 10, 1956, ch. 1041, 70A Stat. 641. Section 1 of act Aug. 10, 1956, enacted "Title 10, Armed Forces" which in sections 3010 to 3013 continued Department of the Army under administrative supervision of a Secretary of the Army.

## EFFECTIVE DATE OF 1958 AMENDMENT

Pub. L. 85-726, title XV, §1505(2), Aug. 23, 1958, 72 Stat. 811, provided that the amendment made by Pub. L. 85-726 is effective on 60th day following date on which Administrator of Federal Aviation Agency first appointed under Pub. L. 85-726 qualifies and takes office. Administrator appointed, qualified, and took office Oct. 31, 1958.

## TRANSFER OF FUNCTIONS

For transfer of certain real property and functions relating to real property, insofar as they pertain to Air Force, from Secretary of the Army and Department of the Army to Secretary of the Air Force and Department of the Air Force, see Secretary of Defense Transfer Order No. 14 [§2(17)], eff. July 1, 1948.

**§ 1443. Cancellation of leases of public lands used as airports made under law in force May 24, 1928**

With the consent of the lessee, the Secretary of the Interior is authorized to cancel any lease of public lands for use as public aviation fields or airports, made under law in force May 24, 1928, and to lease such lands to the lessee upon the conditions prescribed by section 1442 of this title.

(May 24, 1928, ch. 728, §3, 45 Stat. 729.)

## CODIFICATION

Section was previously classified to section 213 of former Title 49, Transportation.

**CHAPTER 31—DEPARTMENT OF THE INTERIOR**

Sec.	
1451.	Establishment.
1452.	Deputy Secretary of the Interior; appointment.
1453.	Assistant Secretaries of the Interior.
1453a.	Additional Assistant Secretary of the Interior; appointment; duties; compensation.
1454.	Duties of Assistant Secretary and assistant to Secretary.
1455.	Solicitor; appointment; duties.
1456.	Chief clerk.
1456a.	Repealed.
1457.	Duties of Secretary.
1457a.	Authorization of appropriations for particular programs.
1457b.	Use of cooperative agreements.
1457c.	Power of Secretary or designated officer.
1458.	Secretary to exercise certain powers over Territories.
1459.	Expenditures of department.
1460.	Copies of records, documents, etc.; charges; disposition of receipts.
1461.	Rules and regulations governing inspection and copying.
1462.	Attestation of copies by official seal.
1463.	Disposition of receipts.
1464.	Agents or attorneys representing claimants before department.
1465.	Annual reports of department and its bureaus.

Sec.	
1466.	Administration of oaths, affirmations, etc., by employees of Division of Investigations; force and effect.
1467.	Working capital fund; establishment; uses; reimbursement.
1467a.	Working capital fund; credit card refunds or rebates.
1468.	Working capital fund; availability for uniforms or allowances therefor.
1469.	Employment and compensation of personnel to perform work occasioned by emergencies.
1470.	Appropriations; availability for certain administrative expenses.
1471.	Appropriations; availability for payment of property damages.
1471a.	Availability of appropriations for emergency repair or replacement of damaged or destroyed facilities and equipment.
1471b.	Availability of appropriations for suppression and emergency prevention of forest and range fires.
1471c.	Availability of appropriations for operation of warehouses, garages, shops, and similar facilities.
1471c-1.	Availability of appropriations for operation of warehouses, garages, shops, and similar facilities.
1471d.	Availability of appropriations for transportation, reprint, telephone, and library membership expenses.
1471e.	Reimbursement of employee license costs and certification fees.
1471f.	Availability of appropriations for incremental funding of research work orders for cooperative agreements.
1471g.	Availability of appropriations to support Memorial Day and Fourth of July ceremonies and activities in National Capital Region.
1471h.	Availability of appropriations for uniforms or allowances.
1471i.	Availability of appropriations for services or rentals.
1472.	Bureau of Reclamation working capital fund.
1473.	Acceptance of contributions from private and public sources by Mineral Management Service.
1473a.	Acceptance of contributions by Secretary; cooperation with prosecution of projects.
1473b.	Awards for contributions to Department of the Interior programs.
1473c.	Payment of costs incidental to services contributed by volunteers.
1473d.	Insurance costs covering vehicles, aircraft, and boats operated by Department of the Interior in Canada and Mexico.
1473e.	Acceptance of donations and bequests for Natural Resources Library.
1474.	Availability of receipts from administrative fees for program operations in Mining Law Administration.
1474a.	Emergency Department of the Interior Fire-fighting Fund; amounts considered "emergency requirements".
1474b.	Natural Resource Damage Assessment and Restoration Fund; availability of assessments.
1474b-1.	Transfer of funds from Natural Resource Damage Assessment and Restoration Fund.
1474c.	North American Wetlands Conservation Fund; availability of fines or forfeitures.
1474d.	Environmental Improvement and Restoration Fund.
1474e.	Sums received by the Bureau of Land Management for the sale of seeds.
1474f.	Sums received by the Bureau of Land Management from vendors under enterprise information technology-procurements.
1475.	Bureau of Reclamation acceptance of services of volunteers.

Sec.	
1475a.	Participation of non-Federal entities in contract negotiations and source selection proceedings.
1475b	Volunteer authority.
1476.	Elimination of oaths for written statements; discretion of Secretary of the Interior.
1476a.	Unsworn written statements subject to penalties of presenting false claims.

### § 1451. Establishment

There shall be at the seat of government an executive department to be known as the Department of the Interior, and a Secretary of the Interior, who shall be the head thereof.

(R.S. § 437.)

#### CODIFICATION

R.S. § 437 derived from act Mar. 3, 1849, ch. 108, § 1, 9 Stat. 395.

Section was formerly classified to section 481 of Title 5 prior to the general revision and enactment of Title 5, Government Organization and Employees, by Pub. L. 89-554, § 1, Sept. 6, 1966, 80 Stat. 378.

#### SHORT TITLE OF 2005 AMENDMENT

Pub. L. 109-125, § 1, Dec. 7, 2005, 119 Stat. 2544, provided that: "This Act [enacting section 1475b of this title and provisions set out as a note under section 1475b of this title] may be cited as the 'Department of the Interior Volunteer Recruitment Act of 2005'."

#### TRANSFER OF FUNCTIONS

For transfer of functions of other officers, employees, and agencies of Department of the Interior, with certain exceptions, to Secretary of the Interior, with power to delegate, see Reorg. Plan No. 3 of 1950, §§ 1, 2, eff. May 24, 1950, 15 F.R. 3174, 64 Stat. 1262, set out below.

#### STEWART LEE UDALL DEPARTMENT OF THE INTERIOR BUILDING

Pub. L. 111-176, June 8, 2010, 124 Stat. 1259, provided that:

#### "SECTION 1. DESIGNATION.

"The United States Department of the Interior Building located at 1849 C Street, Northwest, in Washington, District of Columbia, shall be known and designated as the 'Stewart Lee Udall Department of the Interior Building'.

#### "SEC. 2. REFERENCES.

"Any reference in a law, map, regulation, document, record, or other paper of the United States to the building referred to in section 1 shall be considered to be a reference to the 'Stewart Lee Udall Department of the Interior Building'."

#### CHARGES FOR USE OF PROPERTY AT MAIN AND SOUTH INTERIOR BUILDING COMPLEX, WASHINGTON, D.C.

Pub. L. 106-113, div. B, § 1000(a)(3) [title I, § 115], Nov. 29, 1999, 113 Stat. 1535, 1501A-158, provided that: "Notwithstanding any other provision of law, in fiscal year 2000 and thereafter, the Secretary is authorized to permit persons, firms or organizations engaged in commercial, cultural, educational, or recreational activities (as defined in section 612a of title 40, United States Code) [now sections 3301(a)(4), (5) and 3306(a) of Title 40, Public Buildings, Property, and Works] not currently occupying such space to use courtyards, auditoriums, meeting rooms, and other space of the main and south Interior building complex, Washington, D.C., the maintenance, operation, and protection of which has been delegated to the Secretary from the Administrator of General Services pursuant to the Federal Property and Administrative Services Act of 1949 [see chapters 1 to 11 of Title 40, and division C (except sections 3302, 3307(e),

3501(b), 3509, 3906, 4710, and 4711) of subtitle I of Title 41, Public Contracts], and to assess reasonable charges therefore, subject to such procedures as the Secretary deems appropriate for such uses. Charges may be for the space, utilities, maintenance, repair, and other services. Charges for such space and services may be at rates equivalent to the prevailing commercial rate for comparable space and services devoted to a similar purpose in the vicinity of the main and south Interior building complex, Washington, D.C., for which charges are being assessed. The Secretary may without further appropriation hold, administer, and use such proceeds within the Departmental Management Working Capital Fund to offset the operation of the buildings under his jurisdiction, whether delegated or otherwise, and for related purposes, until expended."

Similar provisions were contained in Pub. L. 105-277, div. A, § 101(e) [title I, § 117], Oct. 21, 1998, 112 Stat. 2681-231, 2681-256.

#### COMPENSATION OF SECRETARY

Compensation of Secretary, see section 5312 of Title 5, Government Organization and Employees.

#### ORDER OF SUCCESSION

For order of succession during any period when both Secretary and Deputy Secretary of the Interior are unable to perform functions and duties of office of Secretary, see Ex. Ord. No. 13244, Dec. 18, 2001, 66 F.R. 66267, listed in a table under section 3345 of Title 5, Government Organization and Employees.

#### EXECUTIVE ORDER NO. 9432

Ex. Ord. No. 9432, eff. Mar. 28, 1944, 9 F.R. 3411, which related to designation of Under Secretary and Assistant Secretaries of the Interior to act as Secretary of the Interior, was superseded by Ex. Ord. No. 9866, eff. June 14, 1947, 12 F.R. 3909, formerly set out below.

#### EXECUTIVE ORDER NO. 9866

Ex. Ord. No. 9866, eff. June 14, 1947, 12 F.R. 3909, which related to designation of officers to act as Secretary of the Interior, was superseded by Ex. Ord. No. 10156, eff. Aug. 26, 1950, 15 F.R. 5789, formerly set out below.

#### EXECUTIVE ORDER NO. 10156

Ex. Ord. No. 10156, eff. Aug. 26, 1950, 15 F.R. 5789, which related to designation of certain officers of Department of the Interior to act as Secretary of the Interior, was superseded by Ex. Ord. No. 10753, eff. Feb. 15, 1958, 23 F.R. 1107, formerly set out below.

#### EXECUTIVE ORDER NO. 10753

Ex. Ord. No. 10753, eff. Feb. 15, 1958, 23 F.R. 1107, which provided for succession to office of Secretary of the Interior, was superseded by Ex. Ord. No. 11487, eff. Oct. 6, 1969, 34 F.R. 15593, listed in a table under section 3345 of Title 5, Government Organization and Employees.

#### REORGANIZATION PLAN NO. 3 OF 1950

Eff. May 24, 1950, 15 F.R. 3174, 64 Stat. 1262, as amended June 1, 1971, Pub. L. 92-22, § 3, 85 Stat. 76.

Prepared by the President and transmitted to the Senate and the House of Representatives in Congress assembled, March 13, 1950, pursuant to the provisions of the Reorganization Act of 1949, approved June 20, 1949 [see 5 U.S.C. 901 et seq.].

#### DEPARTMENT OF THE INTERIOR

#### SECTION 1. TRANSFER OF FUNCTIONS TO THE SECRETARY

(a) Except as otherwise provided in subsection (b) of this section, there are hereby transferred to the Secretary of the Interior all functions of all other officers of the Department of the Interior and all functions of all agencies and employees of such Department.

(b) This section shall not apply to the functions vested by the Administrative Procedure Act (60 Stat. 237)