

**(e) Interpretation of Huffman Prairie Flying Field**

The Secretary may provide interpretation of Huffman Prairie Flying Field on Wright Brothers Hill, Wright-Patterson Air Force Base, Ohio. (Pub. L. 102-419, title I, §105, Oct. 16, 1992, 106 Stat. 2142.)

REFERENCES IN TEXT

The Act entitled “An Act to establish a National Park Service, and for other purposes”, approved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1-4), referred to in subsec. (a), is act Aug. 25, 1916, ch. 408, 39 Stat. 535, known as the National Park Service Organic Act, which enacted sections 1, 2, 3, and 4 of this title and provisions set out as a note under section 100101 of Title 54, National Park Service and Related Programs. Sections 1 to 4 of the Act were repealed and restated as section 1865(a) of Title 18, Crimes and Criminal Procedure, and section 100101(a), chapter 1003, and sections 100751(a), 100752, 100753, and 102101 of Title 54 by Pub. L. 113-287, §§3, 4(a)(1), 7, Dec. 19, 2014, 128 Stat. 3094, 3260, 3272. For complete classification of this Act to the Code, see Tables. For disposition of former sections of this title, see Disposition Table preceding section 100101 of Title 54.

**§ 410ww-5. Cooperation of Federal agencies**

Any Federal entity conducting or supporting activities directly affecting the park shall—

(1) consult with, cooperate with, and to the maximum extent practicable, coordinate its activities with the Secretary; and

(2) conduct or support such activities in a manner which—

(A) to the maximum extent practicable is consistent with the standards and criteria established pursuant to section 410ww-22(b)(9) of this title; and

(B) to the maximum extent practicable will not have an adverse effect on the historic resources of the park.

(Pub. L. 102-419, title I, §106, Oct. 16, 1992, 106 Stat. 2143.)

**§ 410ww-6. Coordination between Secretary and Secretary of Defense**

The decisions concerning the execution of this subchapter as it applies to properties under control of the Secretary of Defense shall be made by such Secretary, in consultation with the Secretary of the Interior.

(Pub. L. 102-419, title I, §107, Oct. 16, 1992, 106 Stat. 2143; Pub. L. 106-356, §2(c), Oct. 24, 2000, 114 Stat. 1392.)

AMENDMENTS

2000—Pub. L. 106-356 substituted “Secretary of the Interior” for “Secretary of Interior”.

**§ 410ww-7. Assistance**

**(a) Technical and preservation assistance**

The Secretary may provide to any owner of property within the park, and to any organization having an agreement with the Secretary under section 410ww-1(b) of this title, such technical assistance as the Secretary considers appropriate to carry out the purposes of this subchapter.

**(b) Grant assistance**

The Secretary is authorized to make grants to the parks’ partners, including the Aviation

Trail, Inc., the Ohio Historical Society, and Dayton History, for projects not requiring Federal involvement other than providing financial assistance, subject to the availability of appropriations in advance identifying the specific partner grantee and the specific project. Projects funded through these grants shall be limited to construction and development on non-Federal property within the boundaries of the park. Any project funded by such a grant shall support the purposes of the park, shall be consistent with the park’s general management plan, and shall enhance public use and enjoyment of the park.

**(c) Interpretative materials**

The Secretary is authorized to publish interpretative materials for historic aviation resources in the Miami Valley.

(Pub. L. 102-419, title I, §108, Oct. 16, 1992, 106 Stat. 2143; Pub. L. 111-11, title VII, §7117(c), Mar. 30, 2009, 123 Stat. 1204.)

AMENDMENTS

2009—Subsecs. (b), (c). Pub. L. 111-11 added subsec. (b) and redesignated former subsec. (b) as (c).

**§ 410ww-8. Authorization of appropriations**

There is authorized to be appropriated such sums as may be necessary to carry out this part.

(Pub. L. 102-419, title I, §109, Oct. 16, 1992, 106 Stat. 2143; Pub. L. 106-356, §2(b), Oct. 24, 2000, 114 Stat. 1391.)

AMENDMENTS

2000—Pub. L. 106-356 struck out “: *Provided*, That the amount to be appropriated for the operation, development or restoration of non-federally owned properties within the boundaries of the park shall not exceed \$200,000” after “this part”.

PART B—DAYTON AVIATION HERITAGE COMMISSION

**§ 410ww-21. Dayton Aviation Heritage Commission**

**(a) Establishment**

There is established the Dayton Aviation Heritage Commission to assist Federal, State, and local authorities and the private sector in preserving and managing the historic resources in the Miami Valley, Ohio, associated with the Wright brothers, aviation, or Paul Laurence Dunbar.

**(b) Membership**

The Commission shall consist of 13 members as follows:

(1) 3 members appointed by the Secretary, who shall have demonstrated expertise in aviation history, black history and literature, aviation technology, or historic preservation, at least one of whom shall represent the National Park Service.

(2) 3 members appointed by the Secretary after consideration of recommendations submitted by the Governor of the State of Ohio, who shall have demonstrated expertise in aviation history, black history and literature, aviation technology, or historic preservation, at least one of whom shall represent the Ohio Historical Society.

(3) 1 member appointed by the Secretary of Defense, who shall represent Wright-Patterson Air Force Base.

(4) 3 members appointed by the Secretary after consideration of recommendations submitted by the City Commission of Dayton, Ohio, at least one of whom shall reside near the core parcel of the park (as described in section 410ww(b)(1) of this title).

(5) 1 member appointed by the Secretary after consideration of recommendations submitted by the Board of Commissioners of Montgomery County, Ohio.

(6) 1 member appointed by the Secretary after consideration of recommendations submitted by the Board of Commissioners of Greene County, Ohio.

(7) 1 member appointed by the Secretary after consideration of recommendations submitted by the City Council of Fairborn, Ohio.

**(c) Terms**

(1) Members shall be appointed for terms of 3 years. A member may be reappointed only 3 times unless such member was originally appointed to fill a vacancy pursuant to subsection (e)(1), in which case such member may be reappointed 4 times. A member may serve after the expiration of his term until a successor is appointed.

(2) The Secretary shall appoint the first members of the Commission within 30 days after the date on which the Secretary has received all of the recommendations for appointment pursuant to subsections<sup>1</sup> (b)(2), (4), (5), (6), and (7).

**(d) Chair and vice chair**

The chair and vice chair of the Commission shall be elected by the members of the Commission. The terms of the chair and vice chair shall be 2 years. The vice chair shall serve as chair in the absence of the chair.

**(e) Vacancy**

(1) Any vacancy in the Commission shall be filled in the same manner in which the original appointment was made, except that the Secretary responsible for such appointment shall fill any such vacancy within 30 days after receiving a recommendation for the position.

(2) A member appointed to fill a vacancy shall serve for the remainder of the term for which his predecessor was appointed. A member may serve after the expiration of his term until his successor has taken office.

**(f) Quorum**

A majority of the members of the Commission then serving shall constitute a quorum, but a lesser number may hold hearings.

**(g) Meetings**

The Commission shall meet not less than 3 times a year at the call of the chair or a majority of its members.

**(h) Pay**

(1) Except as provided in paragraph (2), members of the Commission shall serve without pay.

(2) Members of the Commission who are full-time officers or employees of the United States

shall receive no additional pay by reason of their service on the Commission.

(3) While away from their homes or regular places of business in the performance of services for the Commission, members of the Commission shall be allowed travel expenses, including per diem in lieu of subsistence, in the same manner as persons employed intermittently in the Government service are allowed expenses under section 5703 of title 5.

**(i) FACA**

Section 14(b) of the Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the Commission.

**(j) Termination**

The Commission shall cease to exist on January 1, 2004.

(Pub. L. 102-419, title II, §201, Oct. 16, 1992, 106 Stat. 2144; Pub. L. 104-333, div. I, title VIII, §811, Nov. 12, 1996, 110 Stat. 4189.)

REFERENCES IN TEXT

Section 14(b) of the Federal Advisory Committee Act, referred to in subsec. (i), is section 14(b) of Pub. L. 92-463, which is set out in the Appendix to Title 5, Government Organization and Employees.

AMENDMENTS

1996—Subsec. (b)(2), (4) to (7). Pub. L. 104-333 substituted “after consideration of recommendations” for “from recommendations” wherever appearing.

**§ 410ww-22. Dayton historic resources preservation and development plan**

**(a) In general**

Within 2 years after the date on which the Commission conducts its first meeting, the Commission shall submit to the Secretary a preservation and development plan which may include the Wright-Dunbar Historic District, the Dunbar Historic District, the Ed Sines House and the Daniel Fitch House, and the 45 sites identified in Appendix A of the document entitled “Study of Alternatives Dayton’s Aviation Heritage, Ohio” published by the National Park Service. Within 90 days after the receipt of such plan, the Secretary shall approve such plan or return it with comments to the Commission. If the Secretary has taken no action after 90 days upon receipt, the plan shall be considered approved. If the Secretary disapproves a plan, the Commission shall submit a revised plan to the Secretary. The plan shall include specific preservation and interpretation goals and a priority timetable for their achievement. The Secretary shall forward copies of the approved plan to the Congress.

**(b) Contents of plan**

The plan referred to in subsection (a) shall—

(1) set detailed goals for the preservation, protection, enhancement, and utilization of the resources of sites referred to in subsection (a);

(2) identify properties which should be preserved, restored, developed, maintained, or acquired;

(3) include a tentative budget for the subsequent five fiscal years;

(4) propose a management strategy for a permanent organizational structure to enhance

<sup>1</sup> So in original. Probably should be “subsection”.