

concession to sell books, postcards, tapes, or similar types of appropriate mementos related to the purposes of this subchapter, on facilities operated and maintained by the Secretary within the historical park: *Provided*, That agreement can be reached on terms and conditions acceptable to the Secretary.

(e) The Secretary is authorized to take only such actions within and upon the grounds of the Ebenezer Baptist Church as will directly support appropriate public visitation to and within the church in accordance with the purposes of this subchapter, or which will assist in the maintenance or preservation of those portions of said church which are directly related to the purposes of this subchapter.

(Pub. L. 96-428, §3, Oct. 10, 1980, 94 Stat. 1840; Pub. L. 115-108, §2(3), (4), Jan. 8, 2018, 131 Stat. 2267.)

CODIFICATION

Section was formerly classified to section 460bbb-2 of this title.

AMENDMENTS

2018—Subsecs. (a), (c). Pub. L. 115-108, §2(3), substituted “national historical park” for “national historic site” wherever appearing.

Subsec. (d). Pub. L. 115-108, §2(4), substituted “historical park” for “historic site”.

§ 410www-3. Omitted

CODIFICATION

Section, Pub. L. 96-428, §4, Oct. 10, 1980, 94 Stat. 1841, established the Martin Luther King, Junior, National Historic Site Advisory Commission to advise the Secretary and prepare plans for administration of the site and terminated the Commission ten years after Oct. 10, 1980.

§ 410www-4. Entrance or admission fees prohibited

Notwithstanding any other provision of law, no fees shall be charged for entrance or admission to the national historical park or the preservation district established by this subchapter.

(Pub. L. 96-428, §5, Oct. 10, 1980, 94 Stat. 1842; Pub. L. 115-108, §2(3), Jan. 8, 2018, 131 Stat. 2267.)

CODIFICATION

Section was formerly classified to section 460bbb-4 of this title.

AMENDMENTS

2018—Pub. L. 115-108 substituted “national historical park” for “national historic site”.

§ 410www-5. Authorization of appropriations; limitation on authority

Effective October 1, 1980, there are authorized to be appropriated such sums as may be necessary to carry out the provisions of this subchapter. Notwithstanding any other provision of this subchapter, authority to enter into contracts, to incur obligations, or to make payments under this subchapter shall be effective only to the extent, and in such amounts, as are provided in advance in appropriation Acts.

(Pub. L. 96-428, §6, Oct. 10, 1980, 94 Stat. 1842; Pub. L. 102-575, title XL, §4024(b), Oct. 30, 1992, 106 Stat. 4768.)

CODIFICATION

Section was formerly classified to section 460bbb-5 of this title.

AMENDMENTS

1992—Pub. L. 102-575 struck out “, but not to exceed \$1,000,000 for development, \$100,000 for local planning, and \$3,500,000 for the acquisition of lands and interests therein” before period at end of first sentence.

§ 410www-6. Minimizing adverse impacts on preservation district

(a) In order to better integrate the east and west portions of the Martin Luther King, Junior, Preservation District, the Federal Highway Administration, in cooperation with the Georgia Department of Transportation, is hereby directed to insure that any design and reconstruction of the North Interstate 85 and Interstate 75 Expressway over Auburn and Edgewood Avenues in the city of Atlanta, Georgia, and the interchange at Edgewood Avenue, shall minimize the adverse impacts on the preservation district.

(b) In carrying out the provisions of this subsection, the Federal Highway Administration shall require that, where feasible, any major change required for the Auburn Avenue overpass results in a design which permits a wider distance between overpass support structures and the disposition of understructure development rights for appropriate business or recreation uses.

(c) Plans for the construction, exterior renovation, or demolition of any structure or change in land use within the preservation district by the National Park Service or any Federal agency must be submitted to the Atlanta Urban Design Commission in a timely fashion for its review and comment.

(Pub. L. 96-428, §7, Oct. 10, 1980, 94 Stat. 1842.)

CODIFICATION

Section was formerly classified to section 460bbb-6 of this title.

§ 410www-7. Omitted

CODIFICATION

Section, Pub. L. 96-428, §8, Oct. 10, 1980, 94 Stat. 1843, required the submission of a comprehensive general management plan for the historic site within three complete fiscal years from Oct. 10, 1980.

SUBCHAPTER LIX—VV—STE. GENEVIEVE NATIONAL HISTORICAL PARK

CODIFICATION

Subchapter was formerly classified to subchapter CXL (§460cccc) of this chapter prior to transfer to this subchapter.

§ 410xxx. Ste. Genevieve National Historical Park

(a) Definitions

In this section:

(1) Historic District

The term “Historic District” means the Ste. Genevieve Historic District National Historic Landmark, as generally depicted on the Map.

(2) Historical Park

The term “Historical Park” means the Ste. Genevieve National Historical Park established by subsection (b).

(3) Map

The term “Map” means the map entitled “Ste. Genevieve National Historical Park Proposed Boundary Addition”, numbered 571/149,942, and dated December 2018.

(4) Special resource study

The term “special resource study” means the study entitled “Ste. Genevieve Final Special Resources Study and Environmental Assessment, Missouri” and dated May 2016.

(5) State

The term “State” means the State of Missouri.

(b) Establishment**(1) In general**

Subject to paragraph (2), there is established the Ste. Genevieve National Historical Park in the State as a unit of the National Park System to preserve, protect, and interpret for the benefit of present and future generations the themes of French settlement, vernacular architecture, and community form and farming on the frontier associated with Ste. Genevieve.

(2) Conditions for establishment

The Historical Park shall not be established until the date on which the Secretary determines that—

(A) sufficient land has been acquired for the Historical Park to constitute a manageable unit; and

(B) the Secretary has entered into a written agreement providing that land owned by the State, the City of Ste. Genevieve, or other entity within the Historic District shall be managed consistent with the purposes of this section.

(c) Boundaries

The boundaries of the Historical Park shall be the boundaries generally depicted on the Map.

(d) Availability of Map

The Map shall be on file and available for public inspection in the appropriate offices of the National Park Service.

(e) Acquisition authority**(1) In general**

The Secretary may acquire any land or interest in land located within the boundary of the Historical Park or any nationally significant property identified in the special resource study within the Historic District by—

(A) donation;

(B) purchase with donated or appropriated funds; or

(C) exchange.

(2) Boundary revision

On the acquisition of any property within the Historic District under paragraph (1), the Secretary shall revise the boundary of the Historical Park to include the property.

(f) Administration**(1) In general**

The Secretary shall administer the Historical Park in accordance with—

(A) this section; and

(B) the laws generally applicable to units of the National Park System, including—

(i) section 100101(a), chapter 1003, and sections 100751(a), 100752, 100753, and 102101 of title 54; and

(ii) chapter 3201 of title 54.

(2) Management plan**(A) In general**

Not later than 3 years after the date on which funds are made available to prepare a general management plan for the Historical Park, the Secretary shall prepare the general management plan in accordance with section 100502 of title 54.

(B) Submission to Congress

On completion of the general management plan under subparagraph (A), the Secretary shall submit to the Committee on Natural Resources of the House of Representatives and the Committee on Energy and Natural Resources of the Senate the general management plan.

(3) Related sites

The Secretary may provide interpretative tours and educational programs at related historic and cultural sites within the Historic District associated with the purposes for which the Historical Park is established.

(g) Cooperative agreements**(1) In general**

The Secretary may provide technical assistance and enter into cooperative agreements with the owner of a nationally significant property within the Historical Park or the Historic District, to identify, mark, interpret, improve, and restore the property.

(2) Right of access

A cooperative agreement entered into under paragraph (1) shall provide that the Secretary, acting through the Director of the National Park Service, shall have the right of access at all reasonable times to all public portions of the property covered by the agreement for the purposes of—

(A) conducting visitors through the property; and

(B) interpreting the property for the public.

(3) Cost-sharing requirement**(A) Federal share**

The Federal share of the total cost of any activity carried out under a cooperative agreement entered into under this subsection shall be not more than 50 percent.

(B) Form of non-Federal share

The non-Federal share of an activity carried out under a cooperative agreement entered into under this subsection may be in the form of donated property, goods, or services fairly valued.

(4) Changes or alterations

No changes or alterations shall be made to any property or project covered by a cooperative agreement entered into under paragraph (1) unless the Secretary and the other party to

the agreement agree to the changes or alterations.

(5) Conversion, use, or disposal

Any payment by the Secretary under this subsection shall be subject to an agreement that the conversion, use, or disposal of a property or project for purposes contrary to the purposes of this section, as determined by the Secretary, shall entitle the United States to reimbursement in any amount equal to the greater of—

- (A) the amounts made available to the property or project by the United States; or
- (B) the portion of the increased value of the property or project attributable to the amounts made available under this subsection, as determined at the time of the conversion, use, or disposal.

(h) Limited role of the Secretary

Nothing in this section authorizes the Secretary to assume overall financial responsibility for the operation, maintenance, or management of the Historic District.

(Pub. L. 115-141, div. G, title I, § 121(a)(2) [div. B, title VII, § 7134], Mar. 23, 2018, 132 Stat. 661, 1225A-5; Pub. L. 116-9, title II, § 2109(a), Mar. 12, 2019, 133 Stat. 731.)

CODIFICATION

Section was formerly classified to section 460cccc of this title.

Section is based on section 7134 of S. 1460, One Hundred Fifteenth Congress, as placed on the calendar of the Senate on June 29, 2017, which was enacted into law by Pub. L. 115-141.

AMENDMENTS

2019—Subsec. (a)(3). Pub. L. 116-9 substituted “‘Ste. Genevieve National Historical Park Proposed Boundary Addition’, numbered 571/149,942, and dated December 2018” for “‘Ste. Genevieve National Historical Park Proposed Boundary’”.

SUBCHAPTER LIX-WW—OCMULGEE
MOUNDS NATIONAL HISTORICAL PARK

§ 410yyy. Establishment; acquisition of property

When title to lands commonly known as the “Old Ocmulgee Fields”, upon which certain Indian mounds of great historical importance are located, comprising approximately two thousand acres, in and around the city of Macon, County of Bibb, State of Georgia, as shall be designated by the Secretary of the Interior, in the exercise of his judgment and discretion as necessary for national-monument purposes, shall have been vested in the United States, said area shall be set aside as a national monument, by proclamation of the President, and shall be known as the “Ocmulgee National Monument”;¹ *Provided*, That the United States shall not purchase by appropriation of public moneys any lands within the aforesaid area, but such lands shall be secured by the United States only by public or private donation.

(June 14, 1934, ch. 519, § 1, 48 Stat. 958.)

CODIFICATION

Section was formerly classified to section 447a of this title.

¹ See Change of Name note below.

CHANGE OF NAME

Ocmulgee National Monument was redesignated Ocmulgee Mounds National Historical Park by Pub. L. 116-9, title II, § 2102(b)(1), Mar. 12, 2019, 133 Stat. 724, which is classified to section 410yyy-3(b)(1) of this title.

ESTABLISHMENT OF MONUMENT; BOUNDARIES

Monument and boundaries established by Presidential Proc. No. 2212, Dec. 23, 1936, 50 Stat. 1798; Proc. No. 2493, June 13, 1941, 55 Stat. 1655; Pub. L. 102-67, July 9, 1991, 105 Stat. 325.

§ 410yyy-1. Donation of property; condemnation proceedings

The Secretary of the Interior is authorized to accept donations of land, interests in land, buildings, structures, and other property, within the boundaries of said national monument as determined and fixed hereunder and donations of funds for the purchase and/or maintenance thereof, the title and evidence of title to lands acquired to be satisfactory to the Secretary of the Interior: *Provided*, That he may acquire on behalf of the United States under any donated funds by purchase when purchasable at prices deemed by him reasonable, otherwise by condemnation under the provisions of section 3113 of title 40, such tracts of land within the said national monument as may be necessary for the completion thereof.

(June 14, 1934, ch. 519, § 2, 48 Stat. 959.)

CODIFICATION

Section was formerly classified to section 447b of this title.

“Section 3113 of title 40” substituted in text for “the Act of August 1, 1888” on authority of Pub. L. 107-217, § 5(c), Aug. 21, 2002, 116 Stat. 1303, the first section of which enacted Title 40, Public Buildings, Property, and Works.

§ 410yyy-2. Administration, protection, and development

The administration, protection, and development of the Ocmulgee National Monument¹ shall be under the supervision of the Secretary of the Interior subject to the provisions of the Act entitled “An Act to establish a National Park Service, and for other purposes”, approved August 25, 1916,² as amended.

(June 14, 1934, ch. 519, § 3, 48 Stat. 959.)

REFERENCES IN TEXT

The Act entitled “An Act to establish a National Park Service, and for other purposes”, approved August 25, 1916, referred to in text, 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.

¹ See Change of Name note below.

² See References in Text note below.