

§ 410iii-12. Authorization of appropriations

There is authorized to be appropriated such sums as are necessary to carry out this subchapter.

(Pub. L. 107-373, §14, Dec. 19, 2002, 116 Stat. 3110.)

SUBCHAPTER LIX—HH—CONGAREE
NATIONAL PARK

§ 410jjj. Establishment**(a) In general**

In order to preserve and protect for the education, inspiration, and enjoyment of present and future generations an outstanding example of a near-virgin southern hardwood forest situated in the Congaree River floodplain in Richland County, South Carolina, there is established the Congaree National Park (hereinafter referred to as the “park”). The park shall consist of the area within the boundary as generally depicted on the map entitled “Congaree Swamp National Monument”, numbered CS-80, 001-B, and dated August 1976 (generally known as the Beidler Tract), which shall be on file and available for public inspection in the offices of the National Park Service, Department of the Interior. Following reasonable notice in writing to the Committees on Interior and Insular Affairs of the Senate and House of Representatives of his intention to do so, the Secretary of the Interior (hereinafter referred to as the “Secretary”) may make minor revisions of the boundary of the park by publication of a revised map or other boundary description in the Federal Register.

(b) Additional land

In addition to the lands described in subsection (a), the park shall consist of the additional lands within the boundary as generally depicted on the map entitled “Citizens Boundary Proposal for Congaree Swamp National Monument”, numbered 178-80,009A, dated July 1988, which shall be on file and available for public inspection in the offices of the National Park Service, Department of the Interior. The map may be revised as provided in subsection (a).

(c) Acquisition of additional land**(1) In general**

The Secretary may acquire by donation, by purchase from a willing seller with donated or appropriated funds, by transfer, or by exchange, land or an interest in land described in paragraph (2) for inclusion in the park.

(2) Description of land

The land referred to in paragraph (1) is the approximately 4,576 acres of land adjacent to the Park, as depicted on the map entitled “Congaree National Park Boundary Map”, numbered 178/80015, and dated August 2003.

(3) Availability of map

The map referred to in paragraph (2) shall be on file and available for public inspection in the appropriate offices of the National Park Service.

(4) Boundary revision

On acquisition of the land or an interest in land under paragraph (1), the Secretary shall

revise the boundary of the park to reflect the acquisition.

(5) Administration

Any land acquired by the Secretary under paragraph (1) shall be administered by the Secretary as part of the park.

(6) Effect

Nothing in this section—

(A) affects the use of private land adjacent to the park;

(B) preempts the authority of the State with respect to the regulation of hunting, fishing, boating, and wildlife management on private land or water outside the boundaries of the park;

(C) shall negatively affect the economic development of the areas surrounding the park; or

(D) affects the classification of the park under section 7472 of title 42.

(d) Acreage limitation

The total acreage of the park shall not exceed 26,776 acres.

(Pub. L. 94-545, §1, Oct. 18, 1976, 90 Stat. 2517; Pub. L. 100-524, §5, Oct. 24, 1988, 102 Stat. 2607; Pub. L. 108-108, title I, §§135, 148, Nov. 10, 2003, 117 Stat. 1270, 1281; Pub. L. 108-199, div. H, §139(a), Jan. 23, 2004, 118 Stat. 442.)

REFERENCES IN TEXT

Hereinafter, referred to in subsec. (a), means Pub. L. 94-545, which is classified to this subchapter. For complete classification of Pub. L. 94-545 to the Code, see Tables.

AMENDMENTS

2004—Subsec. (c)(6). Pub. L. 108-199, §139(a), added par. (6) and struck out former par. (6) which read: “Nothing in this section—

“(A) affects the use of private land adjacent to the park;

“(B) preempts the authority of the State with respect to the regulation of hunting, fishing, boating, and wildlife management on private land or water outside the boundaries of the park; or

“(C) negatively affects the economic development of the areas surrounding the park.”

2003—Subsec. (b). Pub. L. 108-108, §148(1), struck out last sentence which read “The total acreage of the monument including lands described in subsection (a) and this subsection shall not exceed 22,200 acres.”

Subsecs. (c), (d). Pub. L. 108-108, §148(2), added subsecs. (c) and (d).

1988—Pub. L. 100-524 designated existing provisions as subsec. (a), struck out “, but the total area may not exceed fifteen thousand, two hundred acres” after “Federal Register”, and added subsec. (b).

CHANGE OF NAME

“Congaree National Park”, “park”, and “Park” substituted in text for “Congaree Swamp National Monument”, “monument”, and “Monument”, respectively, pursuant to Pub. L. 108-108, §135, which is set out below and which redesignated the Congaree Swamp National Monument as the Congaree National Park.

Pub. L. 108-108, title I, §135, Nov. 10, 2003, 117 Stat. 1270, provided that: “Upon enactment of this Act, the Congaree Swamp National Monument shall be designated the Congaree National Park.”

Committee on Interior and Insular Affairs of the Senate abolished and replaced by Committee on Energy and Natural Resources of the Senate, effective Feb. 11, 1977. See Rule XXV of Standing Rules of the Senate, as