

sure the use of the property in a manner which, in the judgment of the Secretary, will protect the park and the Gettysburg Battlefield Historic District (hereafter in sections 430g-5 to 430g-10 of this title referred to as the “historic district”). Notwithstanding any other provision of law, the net proceeds from any such sale or exchange shall be used, subject to appropriations, to acquire lands and interests within the park.

**(d) Relinquishment of legislative jurisdiction to Pennsylvania**

With respect to any lands over which the United States exercises exclusive or concurrent legislative jurisdiction and which are excluded from the park pursuant to section 430g-4(c) of this title, the Secretary may relinquish to the State of Pennsylvania such exclusive or concurrent legislative jurisdiction by filing with the Governor a notice of relinquishment to take effect upon acceptance thereof, unless otherwise provided by the laws of the State.

(Pub. L. 101-377, §2, Aug. 17, 1990, 104 Stat. 464; Pub. L. 106-290, §2, Oct. 10, 2000, 114 Stat. 921; Pub. L. 113-291, div. B, title XXX, §3034(b), Dec. 19, 2014, 128 Stat. 3777.)

CODIFICATION

In subsec. (b), “subsection (a) of section 102901 of title 54” substituted for “subsection (a) of the Act of July 15, 1968 (16 U.S.C. 4601-22)”, meaning “subsection (a) of section 5 of the Act of July 15, 1968 (16 U.S.C. 4601-22)”, on authority of Pub. L. 113-287, §6(e), Dec. 19, 2014, 128 Stat. 3272, which Act enacted Title 54, National Park Service and Related Programs.

AMENDMENTS

2014—Subsec. (a). Pub. L. 113-291 designated first and second sentences as pars. (1) and (2), respectively, inserted par. headings, and added par. (3).

2000—Subsecs. (c)(1), (d). Pub. L. 106-290 substituted “430g-4(c)” for “430g-4(b)”.

**§ 430g-6. Agreements with respect to monuments and tablets located outside park boundary**

The Secretary is authorized to enter into agreements with the owners of property in proximity to but outside the boundary of the park on which historic monuments and tablets commemorating the Battle of Gettysburg have been erected on or before January 1, 1990. The Secretary may make funds available, subject to appropriations, for the maintenance, protection, and interpretation of such monuments and tablets pursuant to such agreements. In addition, within the area depicted as the “Gettysburg Battlefield Historic District” on the map referred to in section 430g-4(a) of this title, or in proximity thereto, the Secretary may, with the consent of the owner, acquire, by donation, purchase, or exchange, lands and interests comprising such monuments and tablets together with lands and interests necessary to provide adequate public access thereto.

(Pub. L. 101-377, §3, Aug. 17, 1990, 104 Stat. 465.)

**§ 430g-7. Conservation within Gettysburg Battlefield historic district**

**(a) Encouragement of conservation**

The Secretary shall take appropriate action to encourage conservation of the historic district

by landowners, local governments, organizations, and businesses.

**(b) Prioritization of grants**

Within the historic district, the Secretary shall give priority in making grants under sections 302902(a), 302903(a), and 302904 to 302908 of title 54, and in providing technical assistance, information, and advice under section 303902 of title 54, to those programs and activities in the historic district that will assure development and use of natural and cultural resources in a manner that is consistent with the conservation and maintenance of the district’s historic character.

**(c) Provision of technical assistance**

The Secretary may provide technical assistance to assist local governments in cooperative efforts which complement the values of the park and the historic district and to help landowners prepare individual property plans which meet landowner and conservation objectives in the historic district.

**(d) Reimbursement of planning costs**

The Secretary, under such terms and conditions as the Secretary may prescribe and at the request of any local or county government within the historic district, shall provide matching reimbursements for up to 50 percent of the planning costs incurred by such government in the development of comprehensive plans and land use guidelines which are consistent with conserving the historic character of the historic district. Reimbursements may only be provided under this subsection to the extent or in such amounts as are provided in appropriation Acts.

**(e) Acceptance of easement donations**

The Secretary, upon recommendation from the Director of the National Park Service, in consultation with the Advisory Commission established under section 430g-8 of this title, is authorized to accept donations of conservation easements on land located within the historic district.

**(f) Federal consistency**

(1) Any Federal or federally assisted activity or undertaking in the historic district, shall be consistent to the maximum extent possible with the purposes of the preservation of the historic district, including its rural, agricultural, and town elements, and shall also comply with the National Historic Preservation Act<sup>1</sup> and other applicable laws.

(2) The head of any Federal agency (hereafter in this subsection referred to as the “agency”) having direct or indirect jurisdiction over a proposed Federal or federally assisted undertaking in the historic district, and the head of any Federal agency having authority to license or permit any undertaking in such area, shall at the earliest feasible date prepare a detailed analysis of any proposed action and submit it to the Secretary.

(3) The Secretary shall review the analysis and consult with the agency. If after such review and consultation, the Secretary finds that the proposed action is not consistent with the purposes

<sup>1</sup> See References in Text note below.

identified in this subsection, the agency shall not proceed with the action until after a justification for the action has been submitted to the appropriate committees of Congress with adequate time allowed for Congressional comment. Such justification shall include the following elements: the anticipated effects on the historic and commemorative character of the historic district, the social and economic necessity for the proposed action, all possible alternatives to the proposed action, the comparative benefits of proposed alternative actions, and the mitigation measures outlined in the proposed action.

(Pub. L. 101-377, §4, Aug. 17, 1990, 104 Stat. 465.)

#### REFERENCES IN TEXT

The National Historic Preservation Act, referred to in subsec. (f)(1), is Pub. L. 89-665, Oct. 15, 1966, 80 Stat. 915, which was classified generally to subchapter II (§470 et seq.) of chapter 1A of this title. The Act, except for section 1, was repealed and restated in division A (§300101 et seq.) of subtitle III of Title 54, National Park Service and Related Programs, by Pub. L. 113-287, §3, 7, Dec. 19, 2014, 128 Stat. 3094, 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.

#### CODIFICATION

In subsec. (b), “sections 302902(a), 302903(a), and 302904 to 302908 of title 54” substituted for “section 101(d)” and “section 303902 of title 54” substituted for “section 101(h), of the National Historic Preservation Act (16 U.S.C. 470a(d), (h))” on authority of Pub. L. 113-287, §6(e), Dec. 19, 2014, 128 Stat. 3272, which Act enacted Title 54, National Park Service and Related Programs, and Pub. L. 102-575, title XL, §4006(a)(1), Oct. 30, 1992, 106 Stat. 4755, which redesignated subsecs. (d) and (h) of section 101 of the National Historic Preservation Act as subsecs. (e) and (i), respectively, of that section.

### § 430g-8. Advisory Commission

#### (a) Establishment

There is hereby established the Gettysburg National Military Park Advisory Commission (hereafter in sections 430g-8 to 430g-10 of this title referred to as the “Advisory Commission”). The Advisory Commission shall be composed of eleven members, as follows:

- (1) One member representing each of the local governments from the four townships surrounding the park and the Borough of Gettysburg, appointed by the Secretary.
- (2) One member representing the Adams County, Pennsylvania government, appointed by the Secretary.
- (3) One member representing the State Historic Preservation Office of the State of Pennsylvania, appointed by the Secretary.
- (4) Two members who are residents of Adams County and who are knowledgeable about the park and its resources, appointed by the Secretary, one of whom shall own land or interests in land within the park boundary.
- (5) One member with expertise in local historic preservation, appointed by the Secretary.
- (6) The Director of the National Park Service or his designee, ex officio.

Members shall be appointed for staggered terms of three years, as designated by the Secretary at

the time of the initial appointments. Any member of the Advisory Commission appointed for a definite term may serve after the expiration of his term until his successor is appointed. The Advisory Commission shall designate one of its members as Chairperson. Six members of the Advisory Commission shall constitute a quorum.

#### (b) Management and development issues

The Secretary, or his designee, shall from time to time, but at least semiannually, meet and consult with the Advisory Commission to coordinate the management of the park and the historic district with local jurisdictions.

#### (c) Meetings

The Advisory Commission shall meet on a regular basis. Notice of meetings and agenda shall be published in local newspapers which have a distribution which generally covers the area affected by the park. Advisory Commission meetings shall be held at locations and in such a manner as to ensure adequate public involvement.

#### (d) Expenses

Members of the Advisory Commission shall serve without compensation as such, but the Secretary may pay expenses reasonably incurred in carrying out their responsibilities under sections 430g-4 to 430g-10 of this title on vouchers signed by the Chairperson.

#### (e) Charter

The provisions of section 14 of the Federal Advisory Committee Act (5 U.S.C. App.) are hereby waived with respect to this Advisory Commission.

(Pub. L. 101-377, §5, Aug. 17, 1990, 104 Stat. 466.)

#### REFERENCES IN TEXT

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

### § 430g-9. Interpretation

In administering the park, the Secretary shall take such action as is necessary and appropriate to interpret, for the benefit of visitors to the park and the general public, the Battle of Gettysburg in the larger context of the Civil War and American history, including the causes and consequences of the Civil War and including the effects of the war on all the American people.

(Pub. L. 101-377, §6, Aug. 17, 1990, 104 Stat. 467.)

### § 430g-10. Authorization of appropriations

There are authorized to be appropriated such sums as may be necessary to carry out the purposes of sections 430g-4 to 430g-10 of this title.

(Pub. L. 101-377, §7, Aug. 17, 1990, 104 Stat. 467.)

### § 430h. Vicksburg National Military Park

In order to commemorate the campaign, siege, and defense of Vicksburg, and to preserve the history of the battles and operations of the siege and defense on the ground where they were fought and carried on, the battlefield of Vicks-