

(D) one member shall be appointed after consideration of nominees submitted by the Governor of the State of Michigan; and,<sup>1</sup>

(E) two members who are qualified to serve on the Commission because of their familiarity with National Parks and historic preservation.

**(2) Chairperson**

The chairperson of the Commission shall be elected by the members to serve a term of 3 years.

**(3) Vacancies**

A vacancy on the Commission shall be filled in the same manner in which the original appointment was made.

**(4) Terms of service**

**(A) In general**

Each member shall be appointed for a term of 3 years and may be reappointed not more than three times.

**(B) Initial members**

Of the members first appointed under subsection (b)(1),<sup>2</sup> the Secretary shall appoint—

- (i) two members for a term of 1 year;
- (ii) two members for a term of 2 years; and
- (iii) three members for a term of 3 years.

**(5) Extended service**

A member may serve after the expiration of that member's term until a successor has taken office.

**(6) Meetings**

The Commission shall meet at least quarterly at the call of the chairperson or a majority of the members of the Commission.

**(7) Quorum**

Five members shall constitute a quorum.

**(d) Compensation**

Members shall serve without pay. Members who are full-time officers or employees of the United States, the State of Michigan, or any political subdivision thereof shall receive no additional pay on account of their service on the Commission.

**(e) Travel expenses**

While away from their homes or regular places of business in the performance of services for the Commission, members 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.

**(f) Mails**

The Commission may use the United States mails in the same manner and under the same conditions as other departments and agencies of the United States.

**(g) Staff**

The Commission may appoint and fix the pay of such personnel as the Commission deems de-

sirable. The Secretary may provide the Commission with such staff and technical assistance as the Secretary, after consultation with the Commission, considers appropriate to enable the Commission to carry out its duties, on a cost reimbursable basis. Upon request of the Secretary, any Federal agency may provide information, personnel, property, and services on a reimbursable basis, to the Commission to assist in carrying out its duties under this section. The Secretary may accept the services of personnel detailed from the State of Michigan or any political subdivision of the State and reimburse the State or such political subdivision for such services. The Commission may procure additional temporary and intermittent services under section 3109(b) of title 5, with funds obtained under subsection (a)(6), or as provided by the Secretary.

**(h) Hearings**

The Commission may, for the purpose of carrying out this subchapter, hold such hearings, sit and act at such times and places, take such testimony, and receive such evidence, as the Commission considers appropriate. The Commission may not issue subpoenas or exercise any subpoena authority.

(Pub. L. 102-543, §9, Oct. 27, 1992, 106 Stat. 3572; Pub. L. 106-134, §1, Dec. 7, 1999, 113 Stat. 1684.)

**Editorial Notes**

AMENDMENTS

1999—Subsec. (c)(1)(A) to (D). Pub. L. 106-134 substituted “after consideration of nominees” for “from nominees”.

**Statutory Notes and Related Subsidiaries**

TERMINATION OF ADVISORY COMMISSIONS

Advisory commissions established after Jan. 5, 1973, to terminate not later than the expiration of the 2-year period beginning on the date of their establishment, unless, in the case of a commission established by the President or an officer of the Federal Government, such commission is renewed by appropriate action prior to the expiration of such 2-year period, or in the case of a commission established by Congress, its duration is otherwise provided for by law. See sections 3(2) and 14 of Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, 776, set out in the Appendix to Title 5, Government Organization and Employees.

**§ 410yy-9. Authorization of appropriations**

(a) Except as provided in subsection (b), there are authorized to be appropriated such sums as may be necessary to carry out this subchapter, but not to exceed \$5,000,000 for the acquisition of lands and interests therein, \$50,000,000 for development, and \$25,000,000 for financial and technical assistance to owners of non-Federal property as provided in section 410yy-7 of this title.

(b) There are authorized to be appropriated annually to the Commission to carry out its duties under this subchapter, \$250,000.

(Pub. L. 102-543, §10, Oct. 27, 1992, 106 Stat. 3574; Pub. L. 111-11, title VII, §7101(c), Mar. 30, 2009, 123 Stat. 1190.)

<sup>1</sup> So in original. The comma probably should not appear.

<sup>2</sup> So in original. Probably should be “paragraph (1).”

**Editorial Notes**

## AMENDMENTS

2009—Subsec. (a). Pub. L. 111–11, §7101(c)(1), substituted “\$50,000,000 for development, and \$25,000,000” for “\$25,000,000 for development, and \$3,000,000”.

Subsec. (b). Pub. L. 111–11, §7101(c)(2), substituted “\$250,000” for “\$100,000 except that the Federal contribution to the Commission shall not exceed 50 percent of the annual costs to the Commission in carrying out those duties”.

## SUBCHAPTER LIX–X—SAGUARO NATIONAL PARK

**§ 410zz. Findings and purpose**

The Congress finds that—

(1) the Saguaro National Monument was established by Presidential Proclamation in 1933;

(2) the Tucson Mountain unit was established by Presidential Proclamation in 1961;

(3) in recognition of the need to provide increased protection for the monument, the boundaries of Tucson Mountain unit were expanded in 1976, and the boundaries of Rincon unit were expanded in 1991;

(4) the Tucson Mountain unit continues to face threats to the integrity of its natural resources, scenic beauty, and habitat protection for which the unit was established;

(5) these threats impede opportunities for public enjoyment, education, and safety within the monument, as well as opportunities for solitude within the wilderness areas of the monument designated by Congress in 1976;

(6) the residential and commercial growth of the greater Tucson, Arizona metropolitan area is causing increasing threats to the monument’s resources; and

(7) the Tucson Mountain unit should be enlarged by the addition of adjacent lands of National Park caliber and Saguaro National Monument should be afforded full recognition and statutory protection as a National Park.

(Pub. L. 103–364, §2, Oct. 14, 1994, 108 Stat. 3467.)

**Statutory Notes and Related Subsidiaries**

## SHORT TITLE OF 2020 AMENDMENT

Pub. L. 116–260, div. FF, title II, §201(a), Dec. 27, 2020, 134 Stat. 3088, provided that: “This section [amending section 410zz–2 of this title] may be cited as the ‘Saguaro National Park Boundary Expansion Act.’”

## SHORT TITLE

Pub. L. 103–364, §1, Oct. 14, 1994, 108 Stat. 3467, provided that: “This Act [enacting this subchapter and amending provisions listed in a table of National Monuments Established Under Presidential Proclamation set out under section 431 of this title] may be cited as the ‘Saguaro National Park Establishment Act of 1994.’”

**§ 410zz–1. Establishment**

There is hereby established the Saguaro National Park (hereinafter in this subchapter referred to as the “park”) in the State of Arizona. The Saguaro National Monument is abolished as such, and all lands and interests therein are hereby incorporated within and made part of Saguaro National Park. Any reference to Saguaro National Monument shall be deemed a

reference to Saguaro National Park, and any funds available for the purposes of the monument shall be available for purposes of the park.

(Pub. L. 103–364, §3, Oct. 14, 1994, 108 Stat. 3467.)

**§ 410zz–2. Expansion of boundaries****(a) In general**

(1) The boundaries of the park are hereby modified to reflect the addition of approximately 3,460 acres of land and interests therein as generally depicted on the map entitled “Saguaro National Monument Additions” and dated April, 1994.

(2)(A) The boundaries of the park are further modified to include approximately 1,152 acres, as generally depicted on the map titled “Saguaro National Park Proposed Boundary Adjustment”, numbered 151/80,045G, and dated December 2020.

(B) The map referred to in subparagraph (A) shall be on file and available for inspection in the appropriate offices of the National Park Service.

**(b) Land acquisition**

(1) Within the lands added to the park pursuant to subsection (a), the Secretary is authorized to acquire lands and interests therein by donation, purchase with donated or appropriated funds, transfer, or exchange: *Provided*, That no such lands or interests therein may be acquired without the consent of the owner thereof unless the Secretary determines that the land is being developed, or is proposed to be developed in a manner which is detrimental<sup>1</sup> to the integrity of the park.

(2) The Secretary may, with the consent of the State of Arizona and in accordance with Federal and State law, acquire land or interests therein owned by the State of Arizona within the boundary of the park.

(3) If the Secretary is unable to acquire the State land under paragraph (2), the Secretary may enter into an agreement with the State that would allow the National Park Service to manage State land within the boundary of the park.

**(c) Withdrawal**

Subject to valid existing rights, all Federal lands within the park are hereby withdrawn from all forms of entry, appropriation, or disposal under the public land laws, from location, entry, or patent under the United States mining laws, and from disposition under all laws relating to mineral and geothermal leasing, and mineral materials, and all amendments thereto.

(Pub. L. 103–364, §4, Oct. 14, 1994, 108 Stat. 3468; Pub. L. 116–260, div. FF, title II, §201(b), Dec. 27, 2020, 134 Stat. 3088.)

**Editorial Notes**

## AMENDMENTS

2020—Subsec. (a). Pub. L. 116–260, §201(b)(1), designated existing provisions as par. (1) and added par. (2).

Subsec. (b)(2), (3). Pub. L. 116–260, §201(b)(2), added pars. (2) and (3) and struck out former par. (2) which read as follows: “Lands or interests therein owned by

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