

the Administrator may provide no more than 1 full-time employee to serve the Foundation in a policy capacity, and may provide clerical and other support staff at a level equivalent to 2 full-time equivalent employees to the Foundation, for a period not to exceed 2 years from the date of initial assignment of any personnel for this purpose.

(f) Omitted

(g) Volunteer status

The Administrator may accept, without regard to the civil service classification laws, rules, or regulations, the services of the Foundation, the Board, and the officers and employees of the Board, without compensation from the Environmental Protection Agency, as volunteers in the performance of the functions authorized herein, in the manner provided for under this section.

(h) Audits and petition of Attorney General for equitable relief

For purposes of section 10101 of title 36, the Foundation shall be treated as a corporation in part B of subtitle II of title 36.

(i) United States release from liability

The United States shall not be liable for any debts, defaults, acts, or omissions of the Foundation nor shall the full faith and credit of the United States extend to any obligation of the Foundation.

(j) Amendment and repeal

The Congress expressly reserves the right to repeal or amend this section at any time.

(Pub. L. 101-619, §10, Nov. 16, 1990, 104 Stat. 3335.)

Editorial Notes

CODIFICATION

Subsec. (f) of this section, which required the Foundation, as soon as practicable after the end of each fiscal year, to transmit to Congress a report of its proceedings and activities, including a full and complete statement of its receipts, expenditures, and investments, terminated, effective May 15, 2000, pursuant to section 3003 of Pub. L. 104-66, set out as a note under section 1113 of Title 31, Money and Finance. See, also, page 183 of House Document No. 103-7.

In subsec. (h), “section 10101 of title 36” substituted for “the Act entitled ‘An Act for audit of accounts of private corporations established under Federal law’, approved August 30, 1964 (Public Law 88-504; 36 U.S.C. 1101-1103)” and “a corporation in part B of subtitle II of title 36” substituted for “a private corporation established under Federal law” on authority of Pub. L. 105-225, §5(b), Aug. 12, 1998, 112 Stat. 1499, the first section of which enacted Title 36, Patriotic and National Observances, Ceremonies, and Organizations.

Statutory Notes and Related Subsidiaries

CHANGE OF NAME

Committee on Energy and Commerce of House of Representatives treated as referring to Committee on Commerce of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of Title 2, Committee on Commerce of House of Representatives changed to Committee on Energy and Commerce of House of Representatives, and jurisdiction over matters relating to securities and exchanges and insurance generally transferred to Committee on

Financial Services of House of Representatives by House Resolution No. 5, One Hundred Seventh Congress, Jan. 3, 2001.

REFERENCES IN OTHER LAWS TO GS-16, 17, OR 18 PAY RATES

References in laws to the rates of pay for GS-16, 17, or 18, or to maximum rates of pay under the General Schedule, to be considered references to rates payable under specified sections of Title 5, Government Organization and Employees, see section 529 [title I, §101(c)(1)] of Pub. L. 101-509, set out in a note under section 5376 of Title 5.

§ 5510. Authorization

(a) Authorization of appropriations

There is hereby authorized to be appropriated to the Environmental Protection Agency to carry out this chapter not to exceed \$12,000,000 for each fiscal year 1992 and 1993, not to exceed \$13,000,000 for fiscal year 1994, and not to exceed \$14,000,000 for each fiscal year 1995 and 1996.

(b) Limitations

Of such sums appropriated in a fiscal year, 25 percent shall be available for the activities of the Office of Environmental Education, 25 percent shall be available for the operation of the environmental education and training program, 38 percent shall be available for environmental education grants, 10 percent shall be available for support of the National Environmental Education and Training Foundation, and 2 percent shall be available to support awards pursuant to section 5507(e) of this title.

(c) Availability of funds to National Environmental Education and Training Foundation

Funds appropriated pursuant to this section may be made available to the National Environmental Education and Training Foundation to—

- (1) match partially or wholly the amount or value of contributions (whether in currency, services, or property) made to the Foundation by private persons and State and local governments; and
- (2) provide administrative services under section 5509(d) of this title:

Provided, That the Administrator determines that such funds will be used to carry out the statutory purposes of the Foundation in a manner consistent with the goals, objectives and programs of this chapter.

(Pub. L. 101-619, §11, Nov. 16, 1990, 104 Stat. 3339.)

CHAPTER 66—MORRIS K. UDALL AND STEWART L. UDALL FOUNDATION

5601.	Findings.
5602.	Definitions.
5603.	Establishment of Morris K. Udall and Stewart L. Udall Foundation.
5604.	Purpose of Foundation.
5605.	Authority of Foundation.
5606.	Establishment of Morris K. Udall and Stewart L. Udall Trust Fund.
5607.	Expenditures and audit of Trust Fund.
5607a.	Environmental Dispute Resolution Fund.
5607b.	Use of the National Center by Federal agency or other entity.
5608.	Administrative provisions.
5609.	Authorization of appropriations.

§ 5601. Findings

The Congress finds that—

(1) for three decades, Congressman Morris K. Udall has served his country with distinction and honor;

(2) Congressman Morris K. Udall has had a lasting impact on this Nation's environment, public lands, and natural resources, and has instilled in this Nation's youth a love of the air, land, and water;

(3) Congressman Morris K. Udall has been a champion of the rights of Native Americans and Alaska Natives and has used his leadership in the Congress to strengthen tribal self-governance;

(4) it is a fitting tribute to the leadership, courage, and vision Congressman Morris K. Udall exemplifies to establish in his name programs to encourage the continued use, enjoyment, education, and exploration of our Nation's rich and bountiful natural resources;

(5) the Foundation—

(A) since 1995, has operated exceptional scholarship, internship, and fellowship programs for areas of study related to the environment and Native American tribal policy and health care;

(B) since 1999, has provided valuable environmental conflict resolution services and leadership through the National Center (previously known as the United States Institute for Environmental Conflict Resolution); and

(C) is committed to continue making a substantial contribution toward public policy in the future by—

(i) playing a significant role in developing the next generation of environmental and Native American leaders; and

(ii) working with current leaders to improve decisionmaking on—

(I) challenging environmental, energy, and related economic problems; and

(II) tribal governance and economic issues;

(6) Stewart L. Udall, as a member of Congress, Secretary of the Interior, environmental lawyer, and author, has provided distinguished national leadership in environmental and Native American policy for more than 50 years;

(7) as Secretary of the Interior from 1961 to 1969, Stewart L. Udall oversaw the creation of 4 national parks, 6 national monuments, 8 national seashores and lakeshores, 9 recreation areas, 20 historic sites, and 56 wildlife refuges; and

(8) it is fitting that the leadership and vision of Stewart L. Udall in the areas of environmental and Native American policy be jointly honored with that of Morris K. Udall through the foundation bearing the Udall name.

(Pub. L. 102-259, §3, Mar. 19, 1992, 106 Stat. 78; Pub. L. 111-90, §3, Nov. 3, 2009, 123 Stat. 2976; Pub. L. 116-94, div. P, title III, §302(b), Dec. 20, 2019, 133 Stat. 3187.)

Editorial Notes

AMENDMENTS

2019—Par. (5)(B). Pub. L. 116-94 substituted “the National Center (previously known as the United States

Institute for Environmental Conflict Resolution)” for “the United States Institute for Environmental Conflict Resolution”.

2009—Pars. (5) to (8). Pub. L. 111-90 added pars. (5) to (8).

Statutory Notes and Related Subsidiaries

SHORT TITLE OF 2009 AMENDMENT

Pub. L. 111-90, §1, Nov. 3, 2009, 123 Stat. 2976, provided that: “This Act [amending this section, sections 5602, 5603, 5605 to 5607, 5607b, and 5608 of this title, and provisions set out as note under this section] may be cited as the ‘Morris K. Udall Scholarship and Excellence in National Environmental Policy Amendments Act of 2009.’”

SHORT TITLE OF 2003 AMENDMENT

Pub. L. 108-160, §1, Dec. 6, 2003, 117 Stat. 2013, provided that: “This Act [amending section 5609 of this title] may be cited as the ‘Environmental Policy and Conflict Resolution Advancement Act of 2003.’”

SHORT TITLE OF 1998 AMENDMENT

Pub. L. 105-156, §1, Feb. 11, 1998, 112 Stat. 8, provided that: “This Act [enacting sections 5607a and 5607b of this title and amending sections 5602 to 5607, 5608, and 5609 of this title] may be cited as the ‘Environmental Policy and Conflict Resolution Act of 1998.’”

SHORT TITLE

Pub. L. 102-259, §1, Mar. 19, 1992, 106 Stat. 78, as amended by Pub. L. 111-90, §2, Nov. 3, 2009, 123 Stat. 2976, provided that: “This Act [enacting this chapter] may be cited as the ‘Morris K. Udall and Stewart L. Udall Foundation Act.’”

FINDINGS

Pub. L. 116-94, div. P, title III, §301, Dec. 20, 2019, 133 Stat. 3186, provided that: “Congress finds the following:

“(1) Since 1999, the Morris K. Udall and Stewart L. Udall Foundation (referred to in this Act [probably means “this title”, title III of div. P of Pub. L. 116-94, which amended this section and sections 5602 to 5605 and 5607a to 5609 of this title and enacted provisions set out as a note under section 5605 of this title] as the ‘Foundation’) has operated the Parks in Focus program to provide opportunities for the youth of the United States to learn about and experience the Nation's parks and wilderness, and other outdoor areas.

“(2) Since 2001, the Foundation has conducted research and provided education and training to Native American and Alaska Native professionals and leaders on Native American and Alaska Native health care issues and tribal public policy through the Native Nations Institute for Leadership, Management, and Policy.

“(3) The Foundation is committed to continuing to make a substantial contribution toward public policy in the future by—

“(A) playing a significant role in developing the next generation of environmental, public health, public lands, natural resource, and Native American leaders; and

“(B) working with current leaders to improve collaboration and decision-making on challenging environmental, energy, public health, and related economic problems and tribal governance and economic development issues.”

REPEAL OF PREVIOUS LEGISLATION

Pub. L. 102-259, §2, Mar. 19, 1992, 106 Stat. 78, provided that: “The Morris K. Udall Scholarship and Excellence in National Environmental Policy Act, S. 1176, One Hundred Second Congress, is hereby repealed.” [For details concerning purported pocket veto of S. 1176, One Hundred Second Congress, see Weekly Compilation of Presidential Documents, vol. 28 (1992), no. 12, p. 507,

Mar. 19, Presidential Statement, and Cong. Rec., vol. 138, pt. 3, p. 4078, Mar. 3, 1992.]

No. 6726, Sept. 27, 1994, 59 F.R. 49777, set out as a note under section 1931 of Title 48, Territories and Insular Possessions.

§ 5602. Definitions

For the purposes of this chapter—

(1) the term “Board” means the Board of Trustees of the Foundation established under section 5603(b) of this title;

(2) the term “Center” means the Udall Center for Studies in Public Policy established in 1987 at the University of Arizona, and includes the Native Nations Institute;

(3) the term “collaboration” means to work in partnership with other entities for the purpose of—

(A) resolving disputes;

(B) addressing issues that may cause or result in disputes; or

(C) streamlining and enhancing Federal, State, or tribal environmental and natural resource decision-making processes or procedures that may result in a dispute or conflict;

(4) the term “eligible individual” means a citizen or national of the United States or a permanent resident alien of the United States;

(5) the term “environmental dispute” means a dispute or conflict relating to the environment, public lands, or natural resources;

(6) the term “Foundation” means the Morris K. Udall and Stewart L. Udall Foundation established under section 5603(a) of this title;

(7) the term “institution of higher education” has the same meaning given to such term by section 1001(a) of this title;

(8) the term “National Center” means the John S. McCain III National Center for Environmental Conflict Resolution established pursuant to section 5605(a)(1)(B) of this title;

(9) the term “Nation’s parks and wilderness” means units of the National Park System and components of the National Wilderness Preservation System;

(10) the term “Native Nations Institute” means the Native Nations Institute for Leadership, Management, and Policy established at the University of Arizona in 2001;

(11) the term “State” means each of the several States, the District of Columbia, Guam, the Virgin Islands, American Samoa, the Commonwealth of the Northern Mariana Islands, the Republic of the Marshall Islands, the Federal States of Micronesia, and the Republic of Palau (until the Compact of Free Association is ratified); and

(12) the term “Trust Fund” means the Morris K. Udall and Stewart L. Udall Trust Fund established in section 5606 of this title.

(Pub. L. 102-259, §4, Mar. 19, 1992, 106 Stat. 78; Pub. L. 105-156, §2, Feb. 11, 1998, 112 Stat. 8; Pub. L. 105-244, title I, §102(a)(6)(I), Oct. 7, 1998, 112 Stat. 1619; Pub. L. 111-90, §4, Nov. 3, 2009, 123 Stat. 2977; Pub. L. 116-94, div. P, title III, §302(a), Dec. 20, 2019, 133 Stat. 3186.)

Editorial Notes

REFERENCES IN TEXT

For ratification of Compact of Free Association with the Republic of Palau, referred to in par. (11), see Proc.

AMENDMENTS

2019—Par. (2). Pub. L. 116-94, §302(a)(1), substituted “the Udall Center for Studies in Public Policy established in 1987 at the University of Arizona, and includes the Native Nations Institute” for “the Udall Center for Studies in Public Policy established at the University of Arizona in 1987”.

Par. (3). Pub. L. 116-94, §302(a)(4), added par. (3). Former par. (3) redesignated (4).

Par. (4), (5). Pub. L. 116-94, §302(a)(3), redesignated pars. (3) and (4) as (4) and (5), respectively. Former par. (5) redesignated (6).

Par. (6). Pub. L. 116-94, §302(a)(2), (3), redesignated par. (5) as (6) and struck out former par. (6) which defined the term “Institute”.

Par. (7). Pub. L. 116-94, §302(a)(5), substituted “section 1001(a) of this title” for “section 1141(a) of this title”.

Par. (8). Pub. L. 116-94, §302(a)(6), added par. (8). Former par. (8) redesignated (11).

Par. (9), (10). Pub. L. 116-94, §302(a)(7), added pars. (9) and (10). Former par. (9) redesignated (12).

Par. (11), (12). Pub. L. 116-94, §302(a)(3), redesignated pars. (8) and (9) as (11) and (12), respectively.

2009—Par. (1). Pub. L. 111-90, §4(1), struck out “Morris K. Udall Scholarship and Excellence in National Environmental Policy” before “Foundation”.

Par. (5), (9). Pub. L. 111-90, §4(2), (3), substituted “and Stewart L. Udall” for “Scholarship and Excellence in National Environmental Policy”.

1998—Par. (4), (5). Pub. L. 105-156, §2(1), (2), added par. (4) and redesignated former par. (4) as (5). Former par. (5) redesignated (9).

Par. (6). Pub. L. 105-244, which directed the substitution of “section 1001” for “section 1141(a)” in par. (6), could not be executed because “section 1141(a)” did not appear in text.

Pub. L. 105-156, §2(3), added par. (6). Former par. (6) redesignated (7).

Par. (7). Pub. L. 105-156, §2(1), (4), redesignated par. (6) as (7) and struck out “and” at end. Former par. (7) redesignated (8).

Par. (8). Pub. L. 105-156, §2(1), (5), redesignated par. (7) as (8) and substituted “; and” for period at end.

Par. (9). Pub. L. 105-156, §2(1), (6), redesignated par. (5) as (9) and substituted “‘Trust Fund’” for “‘fund’” and period for semicolon at end.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-244 effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as a note under section 1001 of this title.

§ 5603. Establishment of Morris K. Udall and Stewart L. Udall Foundation

(a) Establishment

There is established as an independent entity of the executive branch of the United States Government, the Morris K. Udall and Stewart L. Udall Foundation.

(b) Board of Trustees

The Foundation shall be subject to the supervision and direction of the Board of Trustees. The Board shall be comprised of thirteen trustees, eleven of whom shall be voting members of the Board, as follows:

(1) Two Trustees, shall be appointed by the President, with the advice and consent of the Senate, after considering the recommendation