

Public Law 86-649

AN ACT

July 14, 1960
[H. R. 7004]

To facilitate the administration of the public lands, and for other purposes.

Public Land Ad-
ministration Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be known as the "Public Land Administration Act".

SEC. 2. For the purposes of this Act the term "public lands" means all Federal lands administered by the Bureau of Land Management.

TITLE I—STUDIES, COOPERATIVE AGREEMENTS, AND CONTRIBUTIONS

SEC. 101. The Secretary of the Interior may conduct investigations, studies, and experiments, on his own initiative or in cooperation with others, involving the improvement, management, use, and protection of the public lands and their resources under his jurisdiction.

SEC. 102. The Secretary of the Interior may enter into cooperative agreements involving the improvement, management, use, and protection of the public lands and their resources under his jurisdiction. The provisions of this section shall apply only in those cases where the making of cooperative agreements for such purposes is neither expressly authorized nor expressly prohibited by other provisions of law.

SEC. 103. (a) The Secretary of the Interior may accept contributions or donations of money, services, and property, real, personal, or mixed, for the improvement, management, use, and protection of the public lands and their resources under his jurisdiction including the acquisition of rights-of-way for such purposes. He may accept contributions for cadastral surveying performed on federally controlled or intermingled lands. Moneys received hereunder shall be covered into the Treasury and are hereby appropriated and made available until expended, as the Secretary may direct, for payment of expenses incident to the function toward the administration of which the contributions were made and for refunds to depositors of amounts contributed by them in specific instances where the contribution is in excess of their share of the cost.

(b) This section shall not in any manner limit or repeal any existing statutory authority empowering the Secretary of the Interior to accept contributions or donations.

TITLE II—SERVICE CHARGES AND EXCESS PAYMENTS

SEC. 201. Notwithstanding any other provision of law, the Secretary of the Interior may establish reasonable filing fees, service fees and charges, and commissions with respect to applications and other documents relating to public lands and their resources under his jurisdiction, and may change and abolish such fees, charges, and commissions. Before any action is taken under this section, the Secretary shall publish in the Federal Register notice of his intention to take such action, and shall afford interested parties a period of thirty days, or, if he shall find it advisable, more, within which to submit data, views and arguments, either in writing or, if he shall deem it desirable, in open hearing.

SEC. 202. (a) All fees, charges, and commissions prescribed by existing law or regulation shall remain in effect until changed or abolished by the Secretary.

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(b) Subject to the provisions of this section, any provisions in statutes which fix fees, service fees or charges, or commissions for the purposes covered in this title, are hereby repealed, including, without limitation, the first proviso of the General Land Office appropriations in the Act of February 14, 1931 (46 Stat. 1115, 1118; 43 U.S.C. 23), section 2239 of the Revised Statutes (43 U.S.C. 84), and such provisions of the following Acts as are contained in section 82, title 43, United States Code:

Repeals.

Act	Citation
Revised Statutes.....	Section 2238.
May 14, 1880 (in sec. 2).....	21 Stat. 140, 141.
December 17, 1880.....	21 Stat. 311.
July 26, 1892.....	27 Stat. 270.
March 22, 1904.....	33 Stat. 144.
May 29, 1908 (in sec. 14).....	35 Stat. 465, 468.
January 24, 1923.....	42 Stat. 1174, 1179.
June 5, 1924.....	43 Stat. 390, 395.
March 3, 1925.....	43 Stat. 1141, 1145.

SEC. 203. This Act shall not be construed as affecting the provisions of the Act of August 24, 1912, as amended (5 U.S.C. 488), relating to the price of copies of records furnished by the Department of the Interior.

37 Stat. 497; 64
Stat. 402.

SEC. 204. (a) In any case where it shall appear to the satisfaction of the Secretary of the Interior that any person has made a payment under any statute relating to the sale, entry, lease, use, or other disposition of the public lands which is not required, or is in excess of the amount required, by applicable law and the regulations issued by the Secretary, the Secretary, upon application or otherwise, may cause a refund to be made from applicable funds.

(b) The Act of March 26, 1908 (35 Stat. 48), as amended and supplemented by the Act of December 11, 1919 (41 Stat. 366; 43 U.S.C. 95-98), and the Act of June 27, 1930 (46 Stat. 822; 43 U.S.C. 98a), is hereby repealed.

TITLE III—DEPOSITS AND FORFEITURES

SEC. 301. Any moneys received by the United States as a result of the forfeiture of a bond or deposit by a timber purchaser or permittee who does not fulfill the requirements of his contract or permit or does not comply with the regulations of the Department, or as a result of a compromise or settlement of any claim whether sounding in tort or in contract involving present or potential damage to timberlands, shall be covered into the Treasury and are hereby appropriated and made available, until expended as the Secretary may direct, to cover the cost to the United States of any forest improvement, protection, or rehabilitation work, which has been rendered necessary by the action which has led to the forfeiture, compromise, or settlement.

SEC. 302. The Secretary of the Interior may require a user or users of roads or trails under the jurisdiction of the Bureau of Land Management to maintain such roads or trails in a satisfactory condition commensurate with the particular use requirements and the use made by each, the extent of such maintenance to be shared by the users in proportion to such use or, if such maintenance cannot be so provided, to deposit sufficient money to enable the Secretary to provide such maintenance. Such deposits shall be covered into the Treasury and are hereby appropriated and made available until expended, as the Secretary may direct, to cover the cost to the United States of the maintenance of any road or trail under the jurisdiction of the Bureau of Land Management.

SEC. 303. Any moneys collected under this Act in connection with lands administered under the Act of August 28, 1937 (50 Stat. 874; 43 U.S.C. 1181a, and the following), shall be expended for the benefit of such land only. If any portion of a deposit or amount forfeited under this Act is found by the Secretary to be in excess of the cost of doing the work authorized under this Act, the amount in excess shall be transferred to miscellaneous receipts.

Approved July 14, 1960.

Public Law 86-650

JOINT RESOLUTION

July 14, 1960
[H. J. Res. 605]

Providing for the preparation and completion of plans for a comprehensive observance of the one hundred and seventy-fifth anniversary of the formation of the Constitution of the United States.

U. S. Constitution One Hundred and Seventy-fifth Anniversary Commission.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby established a commission, to be known as the "United States Constitution One Hundred and Seventy-fifth Anniversary Commission" (hereinafter referred to as the "Commission") for the celebration of the one hundred and seventy-fifth anniversary of the existence of the Constitution, and to be composed of twelve Commissioners, as follows: The President of the United States; the President of the Senate and the Speaker of the House of Representatives, ex officio; three persons to be appointed by the President of the United States; three Senators to be appointed by the President of the Senate; and three Representatives by the Speaker of the House of Representatives.

Expenses.

SEC. 2. The Commissioners shall receive no compensation for their services but shall be paid their actual and necessary traveling, hotel, and other expenses incurred in the discharge of their duties.

Chairman.

SEC. 3. The Commission shall select a Chairman and appoint a Director, who shall appoint, with the approval of the Commission, such assistants and subordinates as he deems necessary.

Plans.

SEC. 4. That it shall be the duty of the Commissioners, after promulgating to the American people an address relative to the reason of its creation and of its purpose, to prepare a plan or plans, and a program for the adequate celebration of the one hundred and seventy-fifth anniversary, and to give due and proper consideration to any plan or plans which may be submitted to them; and to take such steps as may be necessary in the coordination and correlation of plans prepared by State commissions, or by bodies created under appointment by the Governors of the respective States, and by representative civic bodies.

Report to Congress.

SEC. 5. That the Commission shall, on or before the adjournment of the present session of the Eighty-sixth Congress, make a report to the Congress, in order that enabling legislation may be enacted.

Expiration.

SEC. 6. That the Commission hereby created shall expire upon the appointment of a permanent Commission to execute the complete arrangements for this celebration.

Contributions.

SEC. 7. That the Commission may receive from any source contributions to aid in carrying out the general purpose of this resolution, but the same shall be expended and accounted for in the same manner as any appropriation which may be made under authority of this Act.

Appropriation.

SEC. 8. There is hereby authorized to be appropriated the sum of \$10,000 to defray expenses.

Approved July 14, 1960.