

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
100737(a) through (c).	16 U.S.C. 1912(a) through (c).	Pub. L. 94-429, §13(a) through (c), Sept. 28, 1976, 90 Stat. 1344.
100737(d)	no source.	

In subsection (a), the words “beginning on February 1, 1977” are omitted as obsolete.

In subsection (b), the words “act within ninety days after September 28, 1976” are omitted as obsolete.

In subsection (c), the words “the Department of the Interior” are substituted for “such agency” for clarity.

Subsection (d) is added for informational purposes.

REFERENCES IN TEXT

The Mining in the Parks Act, referred to in subsec. (a)(1), (2)(A), is Pub. L. 94-429, Sept. 28, 1976, 90 Stat. 1342. For complete classification of this Act to the Code, see Tables.

SUBCHAPTER IV—ADMINISTRATION

§ 100751. Regulations

(a) IN GENERAL.—The Secretary shall prescribe such regulations as the Secretary considers necessary or proper for the use and management of System units.

(b) BOATING AND OTHER ACTIVITIES ON OR RELATING TO WATER.—The Secretary, under such terms and conditions as the Secretary considers advisable, may prescribe regulations under subsection (a) concerning boating and other activities on or relating to water located within System units, including water subject to the jurisdiction of the United States. Any regulation under this subsection shall be complementary to, and not in derogation of, the authority of the Coast Guard to regulate the use of water subject to the jurisdiction of the United States.

(c) CRIMINAL PENALTIES.—Criminal penalties for a violation of a regulation prescribed under this section are provided by section 1865 of title 18.

(Pub. L. 113-287, §3, Dec. 19, 2014, 128 Stat. 3111.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
100751(a)	16 U.S.C. 3 (1st sentence words before “and any violation”).	Aug. 25, 1916, ch. 408, §3 (1st sentence words before “and any violation”), 39 Stat. 535.
100751(b)	16 U.S.C. 1a-2(a) (matter before (a)). 16 U.S.C. 1a-2(h).	Pub. L. 91-383, §3 (matter before (a)), Aug. 18, 1970, 84 Stat. 826. Pub. L. 91-383, §3(h), as added Pub. L. 94-458, §1(2), Oct. 7, 1976, 90 Stat. 1939; Pub. L. 106-176, title I, §118(2), (3), Mar. 10, 2000, 114 Stat. 28.
100751(c)	no source.	

In subsection (b), the words “In order to facilitate the administration of the national park system” and “and enforce” are omitted as unnecessary. The words “under subsection (a)” are added for clarity to show that a regulation under subsection (b) is a special type of regulation under subsection (a) so that a violation of a regulation under subsection (b) is subject to a criminal penalty under 18 U.S.C. 1865.

Subsection (c) is added for informational purposes.

§ 100752. Destruction of animals and plant life

The Secretary may provide for the destruction of such animals and plant life as may be detrimental to the use of any System unit.

(Pub. L. 113-287, §3, Dec. 19, 2014, 128 Stat. 3111.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
100752	16 U.S.C. 3 (3d sentence).	Aug. 25, 1916, ch. 408, §3 (3d sentence), 39 Stat. 535.

§ 100753. Disposal of timber

The Secretary, on terms and conditions to be fixed by the Secretary, may sell or dispose of timber in cases where, in the judgment of the Secretary, the cutting of timber is required to control attacks of insects or diseases or otherwise conserve the scenery or the natural or historic objects in any System unit.

(Pub. L. 113-287, §3, Dec. 19, 2014, 128 Stat. 3111.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
100753	16 U.S.C. 3 (2d sentence).	Aug. 25, 1916, ch. 408, §3 (2d sentence), 39 Stat. 535.

§ 100754. Relinquishment of legislative jurisdiction

(a) IN GENERAL.—Notwithstanding any other provision of law, the Secretary may relinquish to a State or a territory (including a possession) of the United States part of the legislative jurisdiction of the United States over System land or interests in land in that State or territory. Relinquishment may be accomplished—

(1) by filing with the chief executive official of the State or territory a notice of relinquishment to take effect on acceptance; or

(2) as the laws of the State or territory may otherwise provide.

(b) SUBMISSION OF AGREEMENT TO CONGRESS.—Prior to consummating a relinquishment under subsection (a), the Secretary shall submit the proposed agreement to the Committee on Energy and Natural Resources of the Senate and the Committee on Natural Resources of the House of Representatives. The Secretary shall not finalize the agreement until 60 calendar days after the submission has elapsed.

(c) CONCURRENT LEGISLATIVE JURISDICTION.—The Secretary shall diligently pursue the consummation of arrangements with each State or territory within which a System unit is located so that insofar as practicable the United States shall exercise concurrent legislative jurisdiction within System units.

(Pub. L. 113-287, §3, Dec. 19, 2014, 128 Stat. 3111.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
100754	16 U.S.C. 1a-3.	Pub. L. 91-383, §6, as added Pub. L. 94-458, §2, Oct. 7, 1976, 90 Stat. 1939; Pub. L. 103-437, §6(a)(1), Nov. 2, 1994, 108 Stat. 4583.

In this section, the words “territory (including a possession)” are substituted for “territory, or possession” the 1st time the words appear for clarity, because a possession is a category of territory, that is, one that has very little local autonomy. In subsequent in-