

(Pub. L. 103-340, §2, Oct. 6, 1994, 108 Stat. 3119; Pub. L. 106-316, §2(1), Oct. 19, 2000, 114 Stat. 1276.)

#### Editorial Notes

##### AMENDMENTS

2000—Subsec. (c). Pub. L. 106-316 struck out “50” before “States” in pars. (1) and (2).

#### Statutory Notes and Related Subsidiaries

##### SHORT TITLE OF 2006 AMENDMENT

Pub. L. 109-166, §1, Jan. 10, 2006, 119 Stat. 3576, provided that: “This Act [amending sections 719a and 719c of this title and provisions listed in a table of National Wildlife Refuges set out under section 668dd of this title] may be cited as the ‘Junior Duck Stamp Reauthorization Amendments Act of 2005.’”

##### SHORT TITLE

Pub. L. 103-340, §1, Oct. 6, 1994, 108 Stat. 3119, provided that: “This Act [enacting this subchapter and provisions listed in a table of National Wildlife Refuges set out under section 668dd of this title] may be cited as the ‘Junior Duck Stamp Conservation and Design Program Act of 1994.’”

#### § 719a. Junior Duck Stamp

##### (a) Competition

As part of the Program, the Secretary may annually conduct a competition to—

- (1) solicit the submission by students at elementary and secondary schools of designs relating to conservation of migratory birds; and
- (2) select winning designs from among those submissions for use for licensing and marketing under subsection (b).

##### (b) Licensing and marketing of design of Junior Duck Stamps

As part of the Program, the Secretary may—

- (1) license and market winning designs selected in competitions under subsection (a); and
- (2) license and market stamps bearing those designs, which shall be known as Junior Duck Stamps.

##### (c) Use of proceeds

Amounts received under subsection (b)—

(1)<sup>1</sup> shall be available to the Secretary until expended, without further appropriations, solely for—

(A) awards, prizes, and scholarships to individuals who submit designs in competitions under subsection (a), that are—

- (i) selected in such a competition as winning designs; or
- (ii) otherwise determined in such a competition to be superior;

(B) awards and prizes to schools, students, teachers, and other participants to further education activities related to the conservation education goals of the Program;

(C) award ceremonies for winners of national and State Junior Duck Stamp competitions;

(D) travel expenses for winners of national and State Junior Duck Stamp competitions to award ceremonies, if—

(i) the event is intended to honor students for winning a national competition; or

(ii) the event is intended to honor students for winning a State competition;

(E) expenses for licensing and marketing under subsection (b);

(F) expenses for migratory bird reference materials or supplies awarded to schools that participate in the Program; and

(G) expenses for marketing and educational materials developed to promote the Program;<sup>2</sup>

(Pub. L. 103-340, §3, Oct. 6, 1994, 108 Stat. 3119; Pub. L. 109-166, §2, Jan. 10, 2006, 119 Stat. 3576.)

#### Editorial Notes

##### AMENDMENTS

2006—Subsec. (c). Pub. L. 109-166 amended heading and text of subsec. (c) generally. Prior to amendment, text read as follows: “Amounts received under subsection (b) of this section—

“(1) shall be available to the Secretary until expended, without further appropriations, solely for—

“(A) awards and scholarships to individuals who submit designs in competitions under subsection (a) of this section, that are—

“(i) selected in such a competition as winning designs; or

“(ii) otherwise determined in such a competition to be superior;

“(B) awards to schools and other participants to further education activities related to the conservation education goals of the Program; and

“(C) expenses for licensing and marketing under subsection (b) of this section; and

“(2) may not be used for administrative expenses of the Program.”

#### § 719b. Acceptance of gifts, devises, and bequests

The Secretary may accept and use any gift, devise, or bequest of personal property, or proceeds thereof, for the purpose of funding the activities described in section 719a(c)(1)(A) and (B) of this title.

(Pub. L. 103-340, §4, Oct. 6, 1994, 108 Stat. 3120.)

#### § 719b-1. Definition of State

For the purposes of this subchapter, the term “State” includes the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, American Samoa, Guam, the Virgin Islands, and any other territory or possession of the United States.

(Pub. L. 103-340, §5, as added Pub. L. 106-316, §2(3), Oct. 19, 2000, 114 Stat. 1276.)

#### Editorial Notes

##### PRIOR PROVISIONS

A prior section 5 of Pub. L. 103-340 was renumbered section 6 and is classified to section 719c of this title.

#### § 719c. Authorization of appropriations

##### (a) Authorization

There are authorized to be appropriated to the Secretary for administrative expenses of the

<sup>1</sup> So in original. Subsec. (c), as amended by Pub. L. 109-166, does not contain a par. (2).

<sup>2</sup> So in original.

Program \$350,000 for each of the fiscal years 2006 through 2010.

**(b) Limitations on use for distribution to State and regional coordinators to implement competitions**

Of the amount appropriated under this section for a fiscal year—

- (1) not more than \$100,000 may be used by the Secretary to administer the Program; and
- (2) not more than \$250,000 may be distributed to State and regional coordinators to implement competitions under the Program.

(Pub. L. 103-340, §6, formerly §5, Oct. 6, 1994, 108 Stat. 3120; renumbered §6 and amended Pub. L. 106-316, §§1, 2(2), Oct. 19, 2000, 114 Stat. 1276; Pub. L. 109-166, §3, Jan. 10, 2006, 119 Stat. 3577.)

**Editorial Notes**

CODIFICATION

Another section 6 of Pub. L. 103-340 was renumbered section 7 and enacted provisions listed in a table of National Wildlife Refuges set out under section 668dd of this title.

AMENDMENTS

2006—Pub. L. 109-166 designated existing provisions as subsec. (a), inserted subsec. (a) heading, substituted “\$350,000” for “\$250,000” and “fiscal years 2006 through 2010” for “fiscal years 2001 through 2005”, and added subsec. (b).

2000—Pub. L. 106-316, §1, substituted “for each of the fiscal years 2001 through 2005” for “for each of the fiscal years 1995 through 2000”.

**CHAPTER 8—UPPER MISSISSIPPI RIVER NATIONAL WILDLIFE AND FISH REFUGE**

Sec.	
721.	Short title; “person” defined.
722.	Acquisition of lands and water.
723.	Purposes of refuge; regulations by Secretary of the Interior.
724.	Consent of States to acquisition; existing rights-of-way, easements, etc.
725.	Regulations, etc., by Secretary of the Interior.
726.	Acts prohibited in refuge; commercial fishing.
727.	Powers of employees of Department of the Interior.
728.	Expenditures.
729.	Price per acre.
730.	Violations of law or regulations; punishment.
731.	Effect on other laws.

**§ 721. Short title; “person” defined**

This chapter may be cited as “The Upper Mississippi River National Wildlife and Fish Refuge Act.” The term “person” as used therein includes an individual, partnership, association, or corporation.

(June 7, 1924, ch. 346, §§1, 12, 43 Stat. 650, 652; Pub. L. 105-312, title II, §202(b), Oct. 30, 1998, 112 Stat. 2957.)

**Editorial Notes**

CODIFICATION

Section is a combination provision, the first sentence being derived from section 1 and the last from section 12, of act June 7, 1924.

AMENDMENTS

1998—Pub. L. 105-312 substituted “National Wildlife” for “Wild Life”.

**§ 722. Acquisition of lands and water**

The Secretary of the Interior is authorized to acquire, by purchase, gift, or lease, such areas of land, or of land and water, situated between Rock Island, Illinois, and Wabasha, Minnesota, on either side of or upon islands in the Mississippi River which are not used for agricultural purposes, as he determines suitable for the purposes of this chapter, and any such area when acquired shall become a part of the Upper Mississippi River National Wildlife and Fish Refuge (referred to in this chapter as the “refuge”).

(June 7, 1924, ch. 346, §§2, 3, 43 Stat. 650; June 18, 1934, ch. 602, 48 Stat. 1015; 1939 Reorg. Plan No. II, §4(f), eff. July 1, 1939, 4 F.R. 2731, 53 Stat. 1433; Pub. L. 105-312, title II, §202(b), Oct. 30, 1998, 112 Stat. 2957.)

**Editorial Notes**

CODIFICATION

Section is a combination provision, the latter portion beginning with the words “and any such area,” being from section 3, and the remainder of the section from section 2 of act June 7, 1924.

AMENDMENTS

1998—Pub. L. 105-312, which directed the amendment of section 2 of the Upper Mississippi River Wild Life and Fish Refuge Act by substituting “National Wildlife” for “Wild Life”, was executed to the part of this section based on section 3 of the act, to reflect the probable intent of Congress. See Codification note above.

1934—Act June 18, 1934, struck out “which are subject to overflow by such river” after “Mississippi River”.

**Statutory Notes and Related Subsidiaries**

LAND CONVEYANCE, UPPER MISSISSIPPI RIVER NATIONAL WILDLIFE AND FISH REFUGE

Pub. L. 105-312, title II, §202(a), Oct. 30, 1998, 112 Stat. 2957, provided that: “In accordance with section 4(a)(5) of the National Wildlife Refuge System Administration Act of 1966 (16 U.S.C. 668dd(a)(5)), there are transferred to the Corps of Engineers, without reimbursement, approximately 37.36 acres of land of the Upper Mississippi River Wildlife and Fish Refuge in the State of Minnesota, as designated on the map entitled ‘Upper Mississippi National Wildlife and Fish Refuge lands transferred to Corps of Engineers’, dated January 1998, and available, with accompanying legal descriptions of the land, for inspection in appropriate offices of the United States Fish and Wildlife Service.”

ADDITIONAL LANDS

Act June 13, 1944, ch. 243, 58 Stat. 274, provided for the acquisition of certain tracts of land situated in Wabasha County, Minnesota.

**Executive Documents**

TRANSFER OF FUNCTIONS

Reorg. Plan No. II of 1939, set out in the Appendix to Title 5, Government Organization and Employees, transferred functions of Secretary of Agriculture relating to conservation of wildlife, game, and migratory birds to Secretary of the Interior.

**§ 723. Purposes of refuge; regulations by Secretary of the Interior**

The refuge shall be established and maintained (a) as a refuge and breeding place for mi-