

**Editorial Notes**

## REFERENCES IN TEXT

Sections 101–110 of the National Visitors Center Facilities Act of 1968, referred to in text, are sections 101 to 110 of Pub. L. 90–264, title I, Mar. 12, 1968, 82 Stat. 43–45, which were classified principally to part A (§801 et seq.) of subchapter I of chapter 18 of former Title 40, Public Buildings, Property, and Works, prior to repeal by Pub. L. 107–217, §6(b), Aug. 21, 2002, 116 Stat. 1304. Section 104 of the Act was classified as a note under section 804 of former Title 40 prior to repeal by Pub. L. 107–217. Section 108 of the Act was not classified to the Code.

**Statutory Notes and Related Subsidiaries**

## SALE OF AIR RIGHTS

Pub. L. 105–33, title IX, §9102, Aug. 5, 1997, 111 Stat. 670, provided that:

“(a) IN GENERAL.—Notwithstanding any other provision of law, the Administrator of General Services shall sell, at fair market value and in a manner to be determined by the Administrator, the air rights adjacent to Washington Union Station described in subsection (b), including air rights conveyed to the Administrator under subsection (d). The Administrator shall complete the sale by such date as is necessary to ensure that the proceeds from the sale will be deposited in accordance with subsection (c).

“(b) DESCRIPTION.—The air rights referred to in subsection (a) total approximately 16.5 acres and are depicted on the plat map of the District of Columbia as follows:

“(1) Part of lot 172, square 720.

“(2) Part of lots 172 and 823, square 720.

“(3) Part of lot 811, square 717.

“(c) PROCEEDS.—Before September 30, 2002, proceeds from the sale of air rights under subsection (a) shall be deposited in the general fund of the Treasury and credited as miscellaneous receipts.

“(d) CONVEYANCE OF AMTRAK AIR RIGHTS.—

“(1) GENERAL RULE.—As a condition of future Federal financial assistance, Amtrak shall convey to the Administrator of General Services on or before December 31, 1997, at no charge, all of the air rights of Amtrak described in subsection (b).

“(2) FAILURE TO COMPLY.—If Amtrak does not meet the condition established by paragraph (1), Amtrak shall be prohibited from obligating Federal funds after March 1, 1998.”

## CAPITOL GROUNDS; ERECTION OF FLAGPOLES AND IMPROVEMENT OF TRAFFIC

Pub. L. 94–320, June 25, 1976, 90 Stat. 711, authorized the Secretary of the Interior, upon approval and subject to conditions of the Architect of the Capitol, in the portion of the United States Capitol Grounds in close proximity to the sidewalks abutting the circular perimeter of the Union Station Plaza in front of Columbus Plaza and the National Visitor Center, to erect and maintain flagpoles to fly the flags of each of the States of the United States and its territories and possessions, and to enter into an agreement with the appropriate officials of the District of Columbia to permit the District of Columbia to use certain areas of the United States Capitol Grounds to make certain street changes to coordinate and improve the flow of traffic in and around the United States Capitol Grounds, the National Visitor Center (formerly Union Station), and Union Station Plaza.

**§ 6902. Assignment of right, title, and interest in the Union Station complex to the Secretary of Transportation**

The Secretary of Transportation has the right, title, and interest in and to the Union Station complex, including all agreements and leases

made under sections 101–110 of the National Visitors Center Facilities Act of 1968 (Public Law 90–264, 82 Stat. 43). To the extent the Secretary of Transportation and the Secretary of the Interior agree, the Secretary of the Interior may lease space for visitor services.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1201.)

## HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6902 .....	40:811(a) (1st, 2d sentences).	Pub. L. 90–264, title I, §111(a) (1st, 2d sentences), as added Pub. L. 97–125, §3(3), Dec. 29, 1981, 95 Stat. 1668.

This section is substituted for the text of 40:811(a) (1st, 2d sentences) to eliminate obsolete words.

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**§ 6903. Agreements and contracts**

The Secretary of Transportation may make agreements and contracts, except an agreement or contract to sell property rights at the Union Station complex, with a person, a federal, regional, or local agency, or the Architect of the Capitol that the Secretary considers necessary or desirable to carry out the purposes of this subchapter.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1201.)

## HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
6903 .....	40:815(d).	Pub. L. 90–264, title I, §115(d), as added Pub. L. 97–125, §3(3), Dec. 29, 1981, 95 Stat. 1671.

The words “corporations, financial institutions” are omitted as included in “person”. The text of 40:815(d) (last sentence) is omitted as obsolete.

**§ 6904. Acquisition, maintenance, and use of property**

(a) ACQUISITION.—The Secretary of Transportation may acquire for the Federal Government an interest in real property (including easements or reservations) and any other property interest (including contract rights) in or relating or adjacent to the Union Station complex that the Secretary considers necessary to carry out the purposes of this subchapter.

(b) MAINTENANCE AND USE.—The Secretary may maintain, use, operate, manage, and lease, either directly, by contract, or through development agreements, any property interest the Secretary holds or acquires for the Government

under this subchapter in the manner and subject to the terms, conditions, covenants, and easements that the Secretary considers necessary or desirable to carry out the purposes of this subchapter.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1201.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
6904(a) .....	40:816(a)(1).	Pub. L. 90-264, title I, §116(a)(1), (b), as added Pub. L. 97-125, §3(3), Dec. 29, 1981, 95 Stat. 1671.
6904(b) .....	40:816(b).	

In subsection (a), the words “by lease, purchase, or otherwise”, “without limitation”, and “interests in the nature of” are omitted as unnecessary.

In subsection (b), the words “Notwithstanding any other provision of law” are omitted as unnecessary.

**§ 6905. Service on board of directors of Union Station Redevelopment Corporation**

To further the rehabilitation, redevelopment, and operation of the Union Station complex, the Secretary of Transportation and the Administrator of the Federal Railroad Administration may serve as ex officio members of the board of directors of the Union Station Redevelopment Corporation.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1202.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
6905 .....	40:819a.	Pub. L. 90-264, title I, §120, as added Pub. L. 105-178, title I, §1211(b), June 9, 1998, 112 Stat. 188.

The words “or their designees” are omitted because of 49:322(b).

**§ 6906. Union Station Fund**

(a) ESTABLISHMENT.—There is a special deposit account in the Treasury known as the “Union Station Fund”, which shall be administered as a revolving fund.

(b) CONTENT.—The account shall be credited with receipts of the Secretary of Transportation from activities authorized by this subchapter.

(c) USE OF AMOUNTS.—The Secretary may use income and proceeds received from activities authorized by this subchapter, including operating and leasing income and payments made to the Federal Government under development agreements, to pay expenses the Secretary incurs in carrying out the purposes of this subchapter, including construction, acquisition, leasing, operation, and maintenance expenses and payments made to developers under development agreements.

(d) AVAILABILITY OF AMOUNTS.—The balance in the account is available in amounts specified in annual appropriation laws for making expenditures authorized by this subchapter.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1202.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
6906(a) .....	40:817(b) (1st sentence).	Pub. L. 90-264, title I, §117, as added Pub. L. 97-125, §3(3), Dec. 29, 1981, 95 Stat. 1671.
6906(b) .....	40:817(b) (last sentence words before “and the balance”).	
6906(c) .....	40:817(a).	
6906(d) .....	40:817(b) (last sentence words after “activities authorized by this part”).	

In subsection (c), the words “without limitation” are omitted as unnecessary.

**§ 6907. Use of other appropriated amounts**

(a) WAIVER OF COST SHARING REQUIREMENT.—The Secretary of Transportation may use amounts appropriated under section 24909(a)(2)(A) of title 49 to carry out the purposes of this subchapter.

(b) BAN ON USING AMOUNTS FOR HELIPORT.—Amounts appropriated under section 24909 of title 49 may not be used for design, construction, or operation of a heliport at or near Union Station.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1202.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
6907(a) .....	40:819(c) (1st sentence).	Pub. L. 90-264, title I, §119(c), as added Pub. L. 97-125, §3(3), Dec. 29, 1981, 95 Stat. 1672.
6907(b) .....	40:819(c) (last sentence).	

In subsection (a), the words “section 24909(a)(2)(A) of title 49” are substituted for “section 704(a)(2) of the Railroad Revitalization and Regulatory Reform Act of 1976 (45 U.S.C. 854(a)(2))”, and the words “section 24902(c)(1) of title 49” are substituted for “section 703(1)(B) of such Act (45 U.S.C. 853(1)(B))”, because of section 6(b) of the Act of July 5, 1994 (Public Law 103-272, 108 Stat. 1378), the first section of which enacted Title 49, United States Code. The words “without regard to the matching funds requirement of section 24902(c)(1) of title 49” are omitted as obsolete because section 405(b) of the Amtrak Reform and Accountability Act of 1997 (Public Law 105-134, 111 Stat. 2586) struck out subsection (c) and redesignated subsection (f) as subsection (c).

In subsection (b), the words “section 24909 of title 49” are substituted for “section 704(a) of such Act” because of section 6(b) of the Act of July 5, 1994 (Public Law 103-272, 108 Stat. 1378), the first section of which enacted title 49, United States Code.

**§ 6908. Parking facility**

(a) TITLE.—The Federal Government has the right, title, and interest in and to the parking facility at Union Station.

(b) FEES.—The rate of fees charged for use of the facility may exceed the rate required for maintenance and operation of the facility. The rate shall be established in a manner that encourages use of the facility by rail passengers and participants in activities in the Union Station complex and area.

(Pub. L. 107–217, Aug. 21, 2002, 116 Stat. 1202.)