

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
100102	no source.	

The term “System unit” is added because various laws relating to the National Park Service apply to any area of land or water administered by the Secretary through the Service regardless of the terms used in those laws. See section 100501 of the revised title.

Statutory Notes and Related Subsidiaries

DEFINITIONS

Pub. L. 114–289, § 2, Dec. 16, 2016, 130 Stat. 1482, provided that: “In this Act [see Short Title of 2016 Amendment note set out under section 100101 of this title]:

“(1) CHALLENGE FUND.—The term ‘Challenge Fund’ means the National Park Centennial Challenge Fund established in title I [enacting chapter 1035 of this title and amending section 6804 of Title 16, Conservation].

“(2) DIRECTOR.—The term ‘Director’ means the Director of the National Park Service.

“(3) ENDOWMENT.—The term ‘Endowment’ means the Second Century Endowment for the National Park Service established by title II [see Short Title of 2016 Amendment note set out under section 100101 of this title].

“(4) SECRETARY.—The term ‘Secretary’ means the Secretary of the Interior.

“(5) SIGNATURE PROJECT OR PROGRAM.—The term ‘signature project or program’ means any project or program identified by the Secretary as one that will help prepare the national parks for another century of conservation, preservation, and visitor enjoyment.”

CHAPTER 1003—ESTABLISHMENT, DIRECTORS, AND OTHER EMPLOYEES

Sec.

100301. Establishment.
100302. Directors and other employees.
100303. Effect on other laws.

§ 100301. Establishment

There is in the Department of the Interior a service called the National Park Service.

(Pub. L. 113–287, § 3, Dec. 19, 2014, 128 Stat. 3097.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
100301	16 U.S.C. 1 (1st sentence words before 1st comma).	Aug. 25, 1916, ch. 408, § 1 (1st sentence words before 1st comma), 39 Stat. 535.

§ 100302. Directors and other employees

(a) DIRECTOR.—

(1) APPOINTMENT.—The Service shall be under the charge of a director who shall be appointed by the President, by and with the advice and consent of the Senate.

(2) QUALIFICATIONS.—The Director shall have substantial experience and demonstrated competence in land management and natural or cultural resource conservation.

(3) AUTHORITY.—Under the direction of the Secretary, the Director shall have the supervision, management, and control of System units. In the supervision, management, and control of System units contiguous to national forests the Secretary of Agriculture

may cooperate with the Service to such extent as may be requested by the Secretary.

(b) DEPUTY DIRECTORS.—The Director shall select 2 Deputy Directors. One Deputy Director shall have responsibility for Service operations, and the other Deputy Director shall have responsibility for other programs assigned to the Service.

(c) OTHER EMPLOYEES.—The Service shall have such subordinate officers and employees as may be appropriated for by Congress.

(Pub. L. 113–287, § 3, Dec. 19, 2014, 128 Stat. 3097.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
100302(a)(1)	16 U.S.C. 1 (1st sentence words after 1st comma).	Aug. 25, 1916, ch. 408, § 1 (1st sentence words after 1st comma, 2d to 4th sentences), 39 Stat. 535; Pub. L. 104–333, div. I, title VIII, § 814(e)(1), Nov. 12, 1996, 110 Stat. 4196.
100302(a)(2)	16 U.S.C. 1 (2d sentence).	
100302(a)(3)	16 U.S.C. 2.	Aug. 25, 1916, ch. 408, § 2, 39 Stat. 535.
100302(b)	16 U.S.C. 1 (3d, 4th sentences).	
100302(c)	16 U.S.C. 1 (5th sentence).	Aug. 25, 1916, ch. 408, § 1 (5th sentence), 39 Stat. 535.

In subsection (a)(3), the words “of the Hot Springs Reservation in the State of Arkansas” [changed to “Hot Springs National Park” because of section 1 of the Act of March 4, 1921 (ch. 161, 41 Stat. 1407)] in section 2 of the Act of August 25, 1916 (known as the National Park Service Organic Act) (ch. 408, 39 Stat. 535) are omitted as unnecessary.

Subsection (c) is substituted for the 5th sentence of section 1 of the Act of August 25, 1916 (known as the National Park Service Organic Act) (ch. 408, 39 Stat. 535), to eliminate unnecessary words and because the pay of employees is fixed pursuant to chapter 51 and subchapter III of chapter 53 of title 5.

§ 100303. Effect on other laws

This chapter and sections 100101(a), 100751(a), 100752, 100753, and 102101 of this title do not affect or modify section 100902(a) of this title.

(Pub. L. 113–287, § 3, Dec. 19, 2014, 128 Stat. 3097.)

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<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
100303	16 U.S.C. 4.	Aug. 25, 1916, ch. 408, § 4, 39 Stat. 536.

CHAPTER 1005—AREAS OF NATIONAL PARK SYSTEM

Sec.

100501. Areas included in System.
100502. General management plans.
100503. Five-year strategic plans.
100504. Study and planning of park, parkway, and recreational-area facilities.
100505. Periodic review of System.
100506. Boundary changes to System units.
100507. Additional areas for System.

§ 100501. Areas included in System

The System shall include any area of land and water administered by the Secretary, acting through the Director, for park, monument, historic, parkway, recreational, or other purposes.

(Pub. L. 113–287, § 3, Dec. 19, 2014, 128 Stat. 3098.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
100501	16 U.S.C. 1c(a).	Aug. 8, 1953, ch. 384, § 2(a), 67 Stat. 496; Pub. L. 91–363, § 2(b), Aug. 18, 1970, 84 Stat. 826.

The words “now or hereafter” are omitted as obsolete.

§ 100502. General management plans

General management plans for the preservation and use of each System unit, including areas within the national capital area, shall be prepared and revised in a timely manner by the Director. On January 1 of each year, the Secretary shall submit to Congress a list indicating the current status of completion or revision of general management plans for each System unit. General management plans for each System unit shall include—

- (1) measures for the preservation of the area’s resources;
- (2) indications of types and general intensities of development (including visitor circulation and transportation patterns, systems, and modes) associated with public enjoyment and use of the area, including general locations, timing of implementation, and anticipated costs;
- (3) identification of and implementation commitments for visitor carrying capacities for all areas of the System unit; and
- (4) indications of potential modifications to the external boundaries of the System unit, and the reasons for the modifications.

(Pub. L. 113–287, § 3, Dec. 19, 2014, 128 Stat. 3098.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
100502	16 U.S.C. 1a–7(b).	Pub. L. 91–383, § 12, as added Pub. L. 94–458, § 2, Oct. 7, 1976, 90 Stat. 1942; Pub. L. 95–625, title VI, § 604(3), (4), Nov. 10, 1978, 92 Stat. 3518, 3519; Pub. L. 103–437, § 6(c), Nov. 2, 1994, 108 Stat. 4583; Pub. L. 105–391, title IV, § 415(b)(2), Nov. 13, 1998, 112 Stat. 3515.

§ 100503. Five-year strategic plans

(a) STRATEGIC AND PERFORMANCE PLANS.—Each System unit shall prepare and make available to the public a 5-year strategic plan and an annual performance plan. The plans shall reflect the Service policies, goals, and outcomes represented in the Service-wide strategic plan prepared pursuant to section 306 of title 5.

(b) ANNUAL BUDGET.—

(1) IN GENERAL.—As a part of the annual performance plan for a System unit prepared pursuant to subsection (a), following receipt of the appropriation for the unit from the Operations of the National Park System account (but not later than January 1 of each year), the superintendent of the System unit shall develop and make available to the public the budget for the current fiscal year for that System unit.

(2) CONTENTS.—The budget shall include—

- (A) funding allocations for resource preservation (including resource management), visitor services (including maintenance, interpretation, law enforcement, and search and rescue), and administration; and
- (B) allocations into each of the categories in subparagraph (A) of all funds retained from fees collected for that year, including special use permits, concession franchise fees, and recreation use and entrance fees.

(Pub. L. 113–287, § 3, Dec. 19, 2014, 128 Stat. 3098.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
100503	16 U.S.C. 5914.	Pub. L. 105–391, title I, § 104, Nov. 13, 1998, 112 Stat. 3499.

§ 100504. Study and planning of park, parkway, and recreational-area facilities

(a) IN GENERAL.—

(1) DEFINITION.—In this subsection, the term “State” means a State, the District of Columbia, Puerto Rico, Guam, and the Virgin Islands.

(2) STUDY.—The Secretary shall cause the Service to make a comprehensive study, other than on land under the jurisdiction of the Secretary of Agriculture, of the public park, parkway, and recreational area programs of the United States, States, and political subdivisions of States and of areas of land throughout the United States that are or may be chiefly valuable as public park, parkway, or recreational areas. A study shall not be made in any State without the consent and approval of the State officials, boards, or departments having jurisdiction over the land. The study shall be such as, in the judgment of the Secretary, will provide data helpful in developing a plan for coordinated and adequate public park, parkway, and recreational-area facilities for the people of the United States.

(3) COOPERATION AND AGREEMENTS WITH OTHER ENTITIES.—In making the study and to accomplish the purposes of this section, the Secretary, acting through the Director—

(A) shall seek and accept the cooperation and assistance of Federal departments or agencies having jurisdiction of land belonging to the United States; and

(B) may cooperate and make agreements with and seek and accept the assistance of—

- (i) other Federal agencies and instrumentalities; and
- (ii) States, political subdivisions of States, and agencies and instrumentalities of either of them.

(4) STATE PLANNING.—For the purpose of developing coordinated and adequate public park, parkway, and recreational-area facilities for the people of the United States, the Secretary may aid States and political subdivisions of States in planning public park, parkway, and recreational areas and in cooperating with one another to accomplish these ends. Aid shall be made available through the Service acting in cooperation with such State