

(B) LIMIT ON LENGTH OF APPROACH ROADS.—  
(i) IN GENERAL.—A designated approach road shall not exceed—

- (I) 60 miles in length between a System unit gateway and a point on or leading to the nearest convenient National Highway System road; or
- (II) 30 miles in length if the approach road is on the National Highway System.

(ii) COUNTY LIMIT.—Not to exceed 40 miles of any one approach road shall be designated in any one county.

(C) SUPPLEMENTARY PART OF SYSTEM UNIT HIGHWAY SYSTEM.—An approach road designated for a System unit shall be treated as a supplementary part of the highway system of the System unit.

(2) CONSTRUCTION, RECONSTRUCTION, AND IMPROVEMENT.—

(A) IN GENERAL.—The Secretary may construct, reconstruct, and improve approach roads designated under paragraph (1) (including bridges) and enter into agreements for the maintenance of the approach roads by State or county authorities or to maintain the approach roads when otherwise necessary.

(B) ANNUAL ALLOCATION.—Not more than \$1,500,000 shall be allocated annually for the construction, reconstruction, and improvement of System unit approach roads.

(3) APPROVAL OF SECRETARY OF AGRICULTURE REQUIRED.—When an approach road is proposed under this section across or within any national forest, the Secretary shall secure the approval of the Secretary of Agriculture before construction begins.

(c) AGREEMENT WITH SECRETARY OF TRANSPORTATION.—Under agreement with the Secretary, the Secretary of Transportation may carry out any provision of this section.

(Pub. L. 113-287, § 3, Dec. 19, 2014, 128 Stat. 3130.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
101511(a) .....	16 U.S.C. 8.  16 U.S.C. 8b (words after 6th comma and before semicolon, last proviso).	Apr. 9, 1924, ch. 86, § 1, 43 Stat. 90. Apr. 9, 1924, ch. 86, § 5, as added Jan. 31, 1931, ch. 79, 46 Stat. 1053.
101511(b)(1)	16 U.S.C. 8a.	Apr. 9, 1924, ch. 86, §§ 4, 6, as added Jan. 31, 1931, ch. 79, 46 Stat. 1053, 1054.
101511(b)(2)(A).	16 U.S.C. 8b (words before 6th comma, words after semicolon and before 1st proviso).	
101511(b)(2)(B).	16 U.S.C. 8b (2d proviso).	
101511(b)(3)	16 U.S.C. 8c.	
101511(c) .....	16 U.S.C. 8b (1st proviso).	

In subsection (a), the text of 16 U.S.C. 8b (last proviso) and the words “in the administration of the National Park Service” in 16 U.S.C. 8 are omitted as unnecessary.

In subsection (b)(1)(A), the words “at least 90 per cent” are substituted for “wholly or to the extent of 90 per centum” to eliminate unnecessary words. The words “National Highway System” are substituted for “Federal 7 per centum highway system” to reflect the current name of the system. See 23:101(a)(16).

In subsection (b)(2)(A), the words “during the fiscal years 1950 and 1951” and the text of 16 U.S.C. 8b (words after semicolon and before 1st proviso) are omitted as obsolete.

In subsection (c), the words “Secretary of Transportation” are substituted for “Secretary of Commerce” because the functions of the Secretary of Agriculture relating to Public Roads Administration were transferred to the Federal Works Administrator by Reorganization Plan No. 1 of 1939 (5 App. U.S.C.) and subsequently to the Administrator of General Services by section 103 of the Federal Property and Administrative Services Act of 1949 (ch. 288, 63 Stat. 380) and the Secretary of Commerce and Secretary of Transportation by Reorganization Plan No. 7 of 1949 (5 App. U.S.C.), as amended by section 2(b) of Public Law 97-449 (96 Stat. 2439).

§ 101512. Conveyance to States of roads leading to certain historical areas

(a) DEFINITION.—In this section, the term “State” means a State, Puerto Rico, Guam, and the Virgin Islands.

(b) AUTHORITY OF SECRETARY.—The Secretary may, subject to conditions as seem proper to the Secretary, convey by proper quitclaim deed to any State, county, municipality, or agency of a State, county, or municipality in which the road is located, all right, title, and interest of the United States in and to any Federal Government owned or controlled road leading to any national cemetery, national military park, national historical park, national battlefield park, or national historic site administered by the Service.

(c) NOTIFICATION BY STATE, AGENCY, OR MUNICIPALITY.—Prior to the delivery of any conveyance of a road under this section, the State, county, or municipality to which the conveyance is to be made shall notify the Secretary in writing of its willingness to accept and maintain the road.

(d) TRANSFER OF JURISDICTION.—On the execution and delivery of the conveyance of a road under this section, any jurisdiction previously ceded to the United States by a State over the road is retroceded and shall vest in the State in which the road is located.

(Pub. L. 113-287, § 3, Dec. 19, 2014, 128 Stat. 3131.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
101512(a) .....	16 U.S.C. 8f.	June 3, 1948, ch. 401, § 2, 62 Stat. 334; Aug. 1, 1956, ch. 852, § 5, 70 Stat. 908.
101512(b) through (d).	16 U.S.C. 8e.	June 3, 1948, ch. 401, § 1, 62 Stat. 334.

In subsection (a), the words “Hawaii, Alaska” are omitted as obsolete.

In subsection (d), the words “is retroceded” are substituted for “shall thereby cease and determine” for clarity. The word “thereafter” is omitted as unnecessary.

SUBCHAPTER III—PUBLIC TRANSPORTATION PROGRAMS FOR SYSTEM UNITS

§ 101521. Transportation service and facility programs

(a) FORMULATION OF PLANS AND IMPLEMENTATION OF PROJECTS.—The Secretary may formu-

late transportation plans and implement transportation projects where feasible pursuant to those plans for System units.

(b) **CONTRACTS, OPERATIONS, AND ACQUISITIONS FOR IMPROVEMENT OF ACCESS TO SYSTEM UNITS.**—

(1) **AUTHORITY OF SECRETARY.**—To carry out subsection (a), the Secretary may—

(A) contract with public or private agencies or carriers to provide transportation services, capital equipment, or facilities to improve access to System units;

(B) operate those services directly in the absence of suitable and adequate agencies or carriers;

(C) acquire, by purchase, lease, or agreement, capital equipment for those services; and

(D) where necessary to carry out this subchapter, acquire, by lease, purchase, donation, exchange, or transfer, land, water, or an interest in land or water that is situated outside the boundary of a System unit.

(2) **SPECIFIC PROVISIONS RELATED TO PROPERTY ACQUISITION.**—

(A) **ADMINISTRATION.**—The acquired property shall be administered as part of the System unit.

(B) **ACQUISITION<sup>1</sup> OF LAND OR INTERESTS IN LAND OWNED BY STATE OR POLITICAL SUBDIVISION.**—Any land or interests in land owned by a State or any of its political subdivisions may be acquired only by donation.

(C) **ACQUISITION SUBJECT TO STATUTORY LIMITATIONS.**—Any land acquisition shall be subject to any statutory limitations on methods of acquisition and appropriations as may be specifically applicable to the area.

(c) **ESTABLISHMENT OF INFORMATION PROGRAMS.**—The Secretary shall establish information programs to inform the public of available System unit access opportunities and to promote the use of transportation modes other than personal motor vehicles for access to and travel within the System units.

(d) **UNDERTAKING TRANSPORTATION FACILITIES AND SERVICES.**—Transportation facilities and services provided pursuant to this subchapter may be undertaken by the Secretary directly or by contract without regard to any requirement of Federal, State, or local law respecting determinations of public convenience and necessity or other similar matters. The Secretary or contractor shall consult with the appropriate State or local public service commission or other body having authority to issue certificates of convenience and necessity. A contractor shall be subject to applicable requirements of that body unless the Secretary determines that the requirements would not be consistent with the purposes and provisions of this subchapter.

(e) **CONSTRUCTION OF GRANT OF AUTHORITY RESPECTING OPERATION OF MOTOR VEHICLES EXCEPTED FROM STATUTORY COVERAGE.**—No grant of authority in this subchapter shall be deemed to expand the exemption of section 13506(a)(9) of title 49.

(Pub. L. 113–287, § 3, Dec. 19, 2014, 128 Stat. 3132.)

<sup>1</sup> So in original. Probably should be “ACQUISITION”.

#### HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
101521 .....	16 U.S.C. 2302.	Pub. L. 95–344, title III, § 302, Aug. 15, 1978, 92 Stat. 478; Pub. L. 103–437, § 6(d)(18), Nov. 2, 1994, 108 Stat. 4584; Pub. L. 104–333, div. I, title VIII, § 814(d)(1)(A), Nov. 12, 1996, 110 Stat. 4195.

The text of 16 U.S.C. 2302(d) is omitted as superseded by 16 U.S.C. 5981, restated as section 101531 of the new title.

In subsection (d), the words “shall not be considered as concession facilities or services within the meaning of the Act of October 9, 1965 (79 Stat. 969)” are omitted as obsolete because that Act was repealed by section 415(a) of the National Parks Omnibus Management Act of 1998 (Public Law 105–391, 112 Stat. 3515).

In subsection (e), the words “section 13506(a)(9)” are substituted for “section 10526(a)(9)” because of the general amendment of subtitle IV of title 49 by the ICC Termination Act of 1995 (Public Law 104–88, 109 Stat. 802), in which provisions comparable to section 10526(a)(9) were enacted as section 13506(a)(9) (109 Stat. 862). The words “section 10526(a)(9)” previously had been substituted for “section 203(b)(4) of the Interstate Commerce Act (49 U.S.C. 303(b)(4))” because of section 3(b) of the Act of October 17, 1978 (Public Law 95–473, 92 Stat. 1466), the 1st section of which enacted subtitle IV of title 49.

#### Statutory Notes and Related Subsidiaries

##### CONGRESSIONAL STATEMENT OF PURPOSE

Pub. L. 95–344, title III, § 301(b), Aug. 15, 1978, 92 Stat. 478, provided that “The purpose of this title [see Tables for classification] is to make the National Park System more accessible in a manner consistent with the preservation of parks and the conservation of energy by encouraging the use of transportation modes other than personal motor vehicles for access to and within units of the National Park System with minimum disruption to nearby communities through authorization of a pilot transportation program.”

#### § 101522. Transportation projects

(a) **ASSISTANCE OF HEADS OF OTHER FEDERAL DEPARTMENTS AND AGENCIES IN FORMULATION AND IMPLEMENTATION.**—To carry out this subchapter, the Secretary of Transportation, the Secretary of Housing and Urban Development, the Secretary of Health and Human Services, the Secretary of Commerce, and the heads of other Federal departments or agencies that the Secretary considers necessary shall assist the Secretary in the formulation and implementation of transportation projects.

(b) **COMPILATION OF STATUTES AND PROGRAMS.**—The Secretary shall maintain a compilation of Federal statutes and programs providing authority for the planning, funding, or operation of transportation projects that might be utilized by the Secretary to carry out this subchapter.

(Pub. L. 113–287, § 3, Dec. 19, 2014, 128 Stat. 3133.)