

(d) CONSENT OF PRIVATE PROPERTY OWNER REQUIRED.—Burial grounds shall only be considered for a grant under the Program—

- (1) with the consent of the property owner; and
- (2) at the request of an individual, landowner, private or nonprofit organization, State, Tribal, or local government, or other entity.

(Added Pub. L. 117–328, div. DD, title VI, § 643(a), Dec. 29, 2022, 136 Stat. 5613.)

§ 308603. Authority to make grants

(a) IN GENERAL.—The Secretary may make grants to other Federal agencies, State, local, and Tribal governments, other public entities, educational institutions, historic preservation groups, and private nonprofit organizations in accordance with this chapter for—

- (1) the identification of historic African-American burial grounds that may qualify for the Program;
- (2) the preservation and restoration of African-American burial grounds;
- (3) the interpretation of African-American burial grounds; and
- (4) related research and documentation for historic African-American burial grounds.

(b) FUNDING.—

(1) IN GENERAL.—There is authorized to be appropriated to the Secretary to carry out this section \$3,000,000 for each of fiscal years 2023 through 2027.

(2) AVAILABILITY.—Any amounts made available for a fiscal year under paragraph (1) that are not used during that fiscal year shall be available for use under this section during any subsequent fiscal year.

(Added Pub. L. 117–328, div. DD, title VI, § 643(a), Dec. 29, 2022, 136 Stat. 5613.)

§ 308604. Cooperative agreements and memoranda of understanding

The Secretary may enter into cooperative agreements and memoranda of understanding with, and provide technical assistance to, the heads of other Federal agencies, States, units of local government, Tribal governments, regional governmental bodies, nonprofit organizations, educational institutions, and private entities—

- (1) to achieve the purposes of this chapter; and
- (2) to ensure effective coordination of the Federal elements and non-Federal elements provided a grant or other assistance under the Program with System units and programs of the Service.

(Added Pub. L. 117–328, div. DD, title VI, § 643(a), Dec. 29, 2022, 136 Stat. 5614.)

§ 308605. Private property protection

Nothing in this chapter—

- (1) authorizes the Secretary to require or affect the management or use of private property without the written consent of the owner of the private property;
- (2) prohibits the Secretary from providing land management guidance or requirements

relating to private property as a condition of a grant provided to the owner of the private property under this chapter; or

- (3) shall be construed as creating any new regulatory burden on any Federal, State, Tribal, or private entity.

(Added Pub. L. 117–328, div. DD, title VI, § 643(a), Dec. 29, 2022, 136 Stat. 5614.)

CHAPTER 3087—NATIONAL MARITIME HERITAGE

Sec.

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§ 308701. Policy

It shall be the policy of the Federal Government, in partnership with the States and local governments and private organizations and individuals, to—

- (1) use measures, including financial and technical assistance, to foster conditions under which our modern society and our historic maritime resources can exist in productive harmony;
- (2) provide leadership in the preservation of the historic maritime resources of the United States;
- (3) contribute to the preservation of historic maritime resources and give maximum encouragement to organizations and individuals undertaking preservation by private means; and
- (4) assist State and local governments to expand their maritime historic preservation programs and activities.

(Pub. L. 113–287, § 3, Dec. 19, 2014, 128 Stat. 3237.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
308701	16 U.S.C. 5402.	Pub. L. 103–451, § 3, Nov. 2, 1994, 108 Stat. 4770.

§ 308702. Definitions

In this chapter:

- (1) NATIONAL TRUST.—The term “National Trust” means the National Trust for Historic Preservation in the United States established under section 312102 of this title.
- (2) PRIVATE NONPROFIT ORGANIZATION.—The term “private nonprofit organization” means any person that is exempt from taxation under section 501(a) of the Internal Revenue Code of 1986 (26 U.S.C. 501(a)) and described in section 501(c)(3) of the Internal Revenue Code of 1986 (26 U.S.C. 501(c)(3)).
- (3) PROGRAM.—The term “Program” means the National Maritime Heritage Grants Program established under section 308703(a) of this title.
- (4) STATE HISTORIC PRESERVATION OFFICER.—The term “State Historic Preservation Officer” means a State Historic Preservation Offi-