

§ 308902. Establishment

(a) **IN GENERAL.**—There is established in the Department of the Interior the Save America's Treasures Program.

(b) **PARTICIPANTS.**—In consultation and partnership with the National Endowment for the Arts, the National Endowment for the Humanities, the Institute of Museum and Library Services, the National Trust for Historic Preservation in the United States, the National Conference of State Historic Preservation Officers, the National Association of Tribal Historic Preservation Officers, and the President's Committee on the Arts and the Humanities, the Secretary shall use the amounts made available under section 308905 of this title to provide grants to eligible entities for projects to preserve nationally significant collections and historic property.

(Pub. L. 113–287, § 3, Dec. 19, 2014, 128 Stat. 3244.)

HISTORICAL AND REVISION NOTES

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
308902	16 U.S.C. 4690(a), (c)(1).	Pub. L. 111–11, title VII, subtitle D, § 7303(a), (c)(1), Mar. 30, 2009, 123 Stat. 1216, 1217.

In subsection (a), the words “The purpose of this section is to authorize within the Department of the Interior the Save America's Treasures Program” are omitted as unnecessary. The words “to be carried out by the Director of the National Park Service” are omitted because the definition of “Secretary” in section 308901 of the new title provides that the Secretary acts through the Director and because this is the only place in the chapter where the Director is mentioned.

In subsection (b), the words “subject to paragraph (6)(A)(ii)” are omitted as unnecessary.

§ 308903. Grants

(a) **DETERMINATION OF GRANTS.**—Of the amounts made available for grants under section 308905 of this title, not less than 50 percent shall be made available for grants for projects to preserve collections and historic property, to be distributed through a competitive grant process administered by the Secretary, subject to the selection criteria established under subsection (d).

(b) **APPLICATION FOR GRANTS.**—To be considered for a grant under the program an eligible entity shall submit to the Secretary an application containing such information as the Secretary may require.

(c) **COLLECTIONS AND HISTORIC PROPERTY ELIGIBLE FOR GRANTS.**—

(1) **IN GENERAL.**—A collection or historic property shall be provided a grant under the program only if the Secretary determines that the collection or historic property is—

- (A) nationally significant; and
- (B) threatened or endangered.

(2) **ELIGIBLE COLLECTIONS.**—A determination by the Secretary regarding the national significance of a collection under paragraph (1)(A) shall be made in consultation with the organizations described in section 308902(b) of this title, as appropriate.

(3) **ELIGIBLE HISTORIC PROPERTY.**—To be eligible for a grant under the program, a historic

property shall, as of the date of the grant application—

(A) be listed on the National Register of Historic Places at the national level of significance; or

(B) be designated as a National Historic Landmark.

(d) **SELECTION CRITERIA.**—

(1) **IN GENERAL.**—The Secretary shall not provide a grant under this chapter to a project for a collection or historic property unless the project—

(A) eliminates or substantially mitigates the threat of destruction or deterioration of the collection or historic property;

(B) has a clear public benefit; and

(C) is able to be completed on schedule and within the budget described in the grant application.

(2) **PREFERENCE.**—In providing grants under this chapter, the Secretary may give preference to projects that carry out the purposes of both the program and the Preserve America Program.

(3) **LIMITATION.**—In providing grants under this chapter, the Secretary shall provide only one grant to each project selected for a grant.

(e) **CONSULTATION AND NOTIFICATION BY SECRETARY.**—

(1) **CONSULTATION.**—

(A) **IN GENERAL.**—Subject to subparagraph (B), the Secretary shall consult with the organizations described in section 308902(b) of this title in preparing the list of projects to be provided grants for a fiscal year under the program.

(B) **LIMITATION.**—If an organization described in section 308902(b) of this title has submitted an application for a grant under the program, the organization shall be recused by the Secretary from the consultation requirements under subparagraph (A) and section 308902(b) of this title.

(2) **NOTIFICATION.**—Not later than 30 days before the date on which the Secretary provides grants for a fiscal year under the program, the Secretary shall submit to the Committee on Energy and Natural Resources and Committee on Appropriations of the Senate and the Committee on Natural Resources and Committee on Appropriations of the House of Representatives a list of any eligible projects that are to be provided grants under the program for the fiscal year.

(f) **COST-SHARING REQUIREMENT.**—

(1) **IN GENERAL.**—The non-Federal share of the cost of carrying out a project provided a grant under this chapter shall be not less than 50 percent of the total cost of the project.

(2) **FORM OF NON-FEDERAL SHARE.**—The non-Federal share required under paragraph (1) shall be in the form of—

(A) cash; or

(B) donated supplies or related services, the value of which shall be determined by the Secretary.

(3) **REQUIREMENT.**—The Secretary shall ensure that each applicant for a grant has the

capacity and a feasible plan for securing the non-Federal share for an eligible project required under paragraph (1) before a grant is provided to the eligible project under the program.

(Pub. L. 113–287, § 3, Dec. 19, 2014, 128 Stat. 3244.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
308903	16 U.S.C. 469o(c)(2) through (7).	Pub. L. 111–11, title VII, subtitle D, § 7303(c)(2) through (7), Mar. 30, 2009, 123 Stat. 1217.

In subsections (b) and (c), the word “competitive” is omitted for consistency in the chapter.

In subsection (e)(1)(A), the words “by the Secretary” are omitted as unnecessary.

In subsection (e)(1)(B), the word “organization” is substituted for “entity” for consistency.

§ 308904. Guidelines and regulations

The Secretary shall develop any guidelines and prescribe any regulations that the Secretary determines to be necessary to carry out this chapter.

(Pub. L. 113–287, § 3, Dec. 19, 2014, 128 Stat. 3245.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
308904	16 U.S.C. 469o(d).	Pub. L. 111–11, title VII, subtitle D, § 7303(d), Mar. 30, 2009, 123 Stat. 1218.

§ 308905. Authorization of appropriations

There is authorized to be appropriated to carry out this chapter \$50,000,000 for each fiscal year, to remain available until expended.

(Pub. L. 113–287, § 3, Dec. 19, 2014, 128 Stat. 3245.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
308905	16 U.S.C. 469o(e).	Pub. L. 111–11, title VII, subtitle D, § 7303(e), Mar. 30, 2009, 123 Stat. 1218.

CHAPTER 3091—COMMEMORATION OF FORMER PRESIDENTS

Sec. 309101. Sites and structures that commemorate former Presidents.

§ 309101. Sites and structures that commemorate former Presidents

(a) SURVEY.—The Secretary may conduct a survey of sites that the Secretary considers exhibit qualities most appropriate for the commemoration of each former President. The survey may—

- (1) include sites associated with the deeds, leadership, or lifework of a former President; and
- (2) identify sites or structures historically unrelated to a former President but that may be suitable as a memorial to honor that President.

(b) REPORTS.—The Secretary shall, from time to time, prepare and transmit to the Committee

on Natural Resources of the House of Representatives and the Committee on Energy and Natural Resources of the Senate reports on individual sites and structures identified in a survey under subsection (a), together with the Secretary’s recommendation as to whether the site or structure is suitable for establishment as a national historic site or national memorial to commemorate a former President. Each report shall include pertinent information with respect to the need for acquisition of land and interests in land, the development of facilities, and the operation and maintenance of the site or structure and the estimated cost of the operation and maintenance.

(c) ESTABLISHMENT AS NATIONAL HISTORIC SITE.—If during the 6-month period following the transmittal of a report pursuant to subsection (b) neither Committee has by vote of a majority of its members disapproved a recommendation of the Secretary that a site or structure is suitable for establishment as a national historic site, the Secretary may by appropriate order establish the site or structure as a national historic site, including the land and interests in land identified in the report accompanying the recommendation of the Secretary.

(d) ACQUISITION¹ OF LAND AND INTERESTS IN LAND.—The Secretary may acquire the land and interests in land by donation, purchase with donated or appropriated funds, transfer from any other Federal agency, or exchange.

(e) EFFECT OF SECTION.—Nothing in this section shall be construed as diminishing the authority of the Secretary under chapter 3201 of this title or as authorizing the Secretary to establish any national memorial, creation of which is expressly reserved to Congress.

(Pub. L. 113–287, § 3, Dec. 19, 2014, 128 Stat. 3246.)

HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
309101	16 U.S.C. 467b(a) through (c).	Pub. L. 96–199, title I, § 120(a) through (c), Mar. 5, 1980, 94 Stat. 73; Pub. L. 103–437, § 6(d)(26), Nov. 2, 1994, 108 Stat. 4584.

In subsection (d), the words “and he shall administer the site in accordance with sections 1, 2, 3, and 4 of this title, as amended and supplemented, and sections 461 to 467 of this title, as amended” are omitted as unnecessary because a site established under this section is a System unit that the Secretary administers under 16 U.S.C. 1, 2, 3, 4, and 461 to 467, restated as section 100101(a), chapter 1003, sections 100751(a), 100752, 100753, and 102101, and chapter 3201 of the new title.

SUBDIVISION 2—ADMINISTERED JOINTLY WITH NATIONAL PARK SERVICE

CHAPTER 3111—PRESERVE AMERICA PROGRAM

Sec. 311101. Definitions.
 311102. Establishment.
 311103. Designation of Preserve America Communities.
 311104. Regulations.
 311105. Authorization of appropriations.

¹ So in original. Probably should be “ACQUISITION”.