

## SHORT TITLE

Section 1301 of Pub. L. 102-240 provided that: "This part [part B (§§ 1301-1303) of title I of Pub. L. 102-240, enacting this chapter] may be cited as the 'Symms National Recreational Trails Act of 1991'."

## SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1262 of this title; title 26 sections 9503, 9511.

### § 1262. National Recreational Trails Advisory Committee

#### (a) Establishment

There is established the National Recreational Trails Advisory Committee.

#### (b) Members

There shall be 11 members of the advisory committee, consisting of—

(1) 8 members appointed by the Secretary from nominations submitted by recreational trail user organizations, one each representing the following recreational trail uses:

- (A) hiking,
- (B) cross-country skiing,
- (C) off-highway motorcycling,
- (D) snowmobiling,
- (E) horseback riding,
- (F) all-terrain vehicle riding,
- (G) bicycling, and
- (H) four-wheel driving;

(2) an appropriate official of government with a background in science or natural resources management, including any official of State or local government, designated by the Secretary;

(3) 1 member appointed by the Secretary from nominations submitted by water trail user organizations; and

(4) 1 member appointed by the Secretary from nominations submitted by hunting and fishing enthusiast organizations.

#### (c) Chairman

The Chair of the advisory committee shall be the government official referenced in subsection (b)(2) of this section, who shall serve as a non-voting member.

#### (d) Support for committee action

Any action, recommendation, or policy of the advisory committee must be supported by at least five of the members appointed under subsection (b)(1) of this section.

#### (e) Terms

Members of the advisory committee appointed by the Secretary shall be appointed for terms of three years, except that the members filling five of the eleven positions shall be initially appointed for terms of two years, with subsequent appointments to those positions extending for terms of three years.

#### (f) Duties

The advisory committee shall meet at least twice annually to—

- (1) review utilization of allocated moneys by States;
- (2) establish and review criteria for trail-side and trail-head facilities that qualify for funding under this chapter; and

(3) make recommendations to the Secretary for changes in Federal policy to advance the purposes of this chapter.

#### (g) Annual report

The advisory committee shall present to the Secretary an annual report on its activities.

#### (h) Reimbursement for expenses

Nongovernmental members of the advisory committee shall serve without pay, but, to the extent funds are available pursuant to section 1261(d)(1)(B) of this title, shall be entitled to reimbursement for travel, subsistence, and other necessary expenses incurred in the performance of their duties.

#### (i) Report to Congress

Not later than 4 years after December 18, 1991, the Secretary shall prepare and submit to the Committee on Environment and Public Works of the Senate, and the Committee on Public Works and Transportation of the House of Representatives, a study which summarizes the annual reports of the National Recreational Trails Advisory Committee, describes the allocation and utilization of moneys under this chapter, and contains recommendations for changes in Federal policy to advance the purposes of this chapter.

(Pub. L. 102-240, title I, § 1303, Dec. 18, 1991, 105 Stat. 2068.)

## CHANGE OF NAME

Committee on Public Works and Transportation of House of Representatives changed to Committee on Transportation and Infrastructure of House of Representatives by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995.

## TERMINATION OF ADVISORY COMMITTEES

Advisory committees established after Jan. 5, 1973, to terminate not later than the expiration of the 2-year period beginning on the date of their establishment, unless, in the case of a committee established by the President or an officer of the Federal Government, such committee is renewed by appropriate action prior to the expiration of such 2-year period, or in the case of a committee established by the Congress, its duration is otherwise provided for by law. See section 14 of Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 776, set out in the Appendix to Title 5, Government Organization and Employees.

## SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 26 section 9511.

### CHAPTER 28—WILD AND SCENIC RIVERS

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| Sec.<br>1271. | Congressional declaration of policy.  |
| 1272.         | Congressional declaration of purpose.   |
| 1273.         | National wild and scenic rivers system. <ul style="list-style-type: none"> <li>(a) Composition; application; publication in Federal Register; expense; administration of federally owned lands.</li> <li>(b) Classification, designation, and administration of rivers.</li> </ul>  |
| 1274.         | Component rivers and adjacent lands. <ul style="list-style-type: none"> <li>(a) Designation.</li> <li>(b) Establishment of boundaries; classification.</li> <li>(c) Public inspection of maps and descriptions.</li> <li>(d) Comprehensive management plan for protection of river values; review of boundaries, classifications, and plans.</li> </ul> |

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| Sec.<br>1275. | Additions to national wild and scenic rivers system.<br>(a) Reports by Secretaries of the Interior and Agriculture; recommendations to Congress; contents of reports.<br>(b) Study of report by affected Federal and State officials; recommendations and comments; transmittal to President and Congress.<br>(c) Publication in Federal Register.<br>(d) Areas comprised by boundaries; scope of study report.   | Sec.<br>1283.                         | (a) Assistance of the Secretary of the Interior.<br>(b) Assistance of Secretaries of the Interior, Agriculture, or other Federal agency heads; use of Federal facilities, equipment, etc.; conditions on permits or other authorizations.<br>Management policies.<br>(a) Action of Secretaries and heads of agencies; cooperative agreements.<br>(b) Existing rights, privileges, and contracts affecting Federal lands.<br>(c) Water pollution. |
| 1276.         | Rivers constituting potential additions to national wild and scenic rivers system.<br>(a) Enumeration of designated rivers.<br>(b) Studies and reports.<br>(c) State participation.<br>(d) Continuing consideration by Federal agencies to potential national, wild, scenic and recreational river areas.   | 1284.                                 | Existing State jurisdiction and responsibilities.<br>(a) Fish and wildlife.<br>(b) Compensation for water rights.<br>(c) Reservation of waters for other purposes or in unnecessary quantities prohibited.<br>(d) State jurisdiction over included streams.<br>(e) Interstate compacts.<br>(f) Rights of access to streams.<br>(g) Easements and rights-of-way.  |
| 1277.         | Land acquisition.<br>(a) Grant of authority to acquire; State and Indian lands; use of appropriated funds; acquisition of tracts partially outside component boundaries; disposition of lands.<br>(b) Curtailment of condemnation power in area 50 per centum or more of which is owned in fee title by Federal or State government.<br>(c) Curtailment of condemnation power in urban areas covered by valid and satisfactory zoning ordinances.<br>(d) Exchange of property.<br>(e) Transfer of jurisdiction over federally owned property to appropriate Secretary.<br>(f) Acceptance of donated land, funds, and other property.<br>(g) Retained right of use and occupancy; termination; fair market value; "improved property" defined. | 1285.                                 | Claim and allowance of charitable deduction for contribution or gift of easement.  |
| 1278.         | Restrictions on water resources projects.<br>(a) Construction projects licensed by Federal Energy Regulatory Commission.<br>(b) Construction projects on rivers designated for potential addition to system.<br>(c) Activities in progress affecting river of system; notice to Secretary.<br>(d) Grants under Land and Water Conservation Fund Act of 1965.  | 1285a.                                | Lease of Federal lands.<br>(a) Authority of Secretary; restrictive covenants.<br>(b) Offer to prior owner.   |
| 1279.         | Withdrawal of public lands from entry, sale, or other disposition under public land laws.<br>(a) Lands within authorized boundaries of components of system.<br>(b) Lands constituting bed or bank of river; lands within bank area.  | 1285b.                                | Establishment of boundaries for certain component rivers in Alaska; withdrawal of minerals.  |
| 1280.         | Federal mining and mineral leasing laws.<br>(a) Applicability to components of system.<br>(b) Withdrawal from appropriation of minerals in Federal river beds or bank areas; prospecting, leases, licenses, and permits.  | 1286.                                 | Definitions.   |
| 1281.         | Administration.<br>(a) Public use and enjoyment of components; protection of features; management plans.<br>(b) Wilderness areas.<br>(c) Areas administered by National Park Service and Fish and Wildlife Service.<br>(d) Statutory authorities relating to national forests.<br>(e) Cooperative agreements with State and local governments.  | 1287.                                 | Authorization of appropriations.   |
| 1282.         | Assistance to State and local projects.   | CHAPTER REFERRED TO IN OTHER SECTIONS |  |

This chapter is referred to in sections 460gg-3, 460bbb-3, 544k of this title.

### § 1271. Congressional declaration of policy

It is hereby declared to be the policy of the United States that certain selected rivers of the Nation which, with their immediate environments, possess outstandingly remarkable scenic, recreational, geologic, fish and wildlife, historic, cultural, or other similar values, shall be preserved in free-flowing condition, and that they and their immediate environments shall be protected for the benefit and enjoyment of present and future generations. The Congress declares that the established national policy of dam and other construction at appropriate sections of the rivers of the United States needs to be complemented by a policy that would preserve other selected rivers or sections thereof in their free-flowing condition to protect the water quality of such rivers and to fulfill other vital national conservation purposes.

(Pub. L. 90-542, §1(b), Oct. 2, 1968, 82 Stat. 906.)

#### CODIFICATION

Section consists of subsec. (b) of section 1 of Pub. L. 90-542. Subsecs. (a) and (c) of section 1 are classified to section 1272 of this title and as a note under this section, respectively.

#### SHORT TITLE OF 1994 AMENDMENTS

Pub. L. 103-313, §1, Aug. 26, 1994, 108 Stat. 1699, provided that: "This Act [amending section 1274 of this title and enacting provisions set out as a note under section 1274 of this title] may be cited as the 'Farming-ton Wild and Scenic River Act'."

Pub. L. 103-242, §1, May 4, 1994, 108 Stat. 611, provided that: "This Act [amending sections 1274 and 1276 of this