

CODIFICATION

Section was enacted as part of the Department of the Interior and Related Agencies Appropriations Act, 1997, and also as part of the Omnibus Consolidated Appropriations Act, 1997, and not as part of the Watershed Protection and Flood Prevention Act which comprises this chapter.

AMENDMENTS

1998—Subsec. (a). Pub. L. 105-277 substituted “with the heads of other Federal agencies, tribal, State, and local governments, private and nonprofit entities, and landowners for the protection, restoration, and enhancement of fish and wildlife habitat and other resources on public or private land and the reduction of risk from natural disaster where public safety is threatened” for “with willing private landowners for restoration and enhancement of fish, wildlife, and other biotic resources on public or private land or both”.

WATERSHED AGREEMENTS

Pub. L. 105-277, div. A, §101(e) [title III, §323], Oct. 21, 1998, 112 Stat. 2681-231, 2681-290, provided that:

“(a) WATERSHED RESTORATION AND ENHANCEMENT AGREEMENTS.—For fiscal year 1999, 2000 and 2001, to the extent funds are otherwise available, appropriations for the Forest Service may be used by the Secretary of Agriculture for the purpose of entering into cooperative agreements with willing Federal, tribal, State and local governments, private and nonprofit entities and landowners for the protection, restoration and enhancement of fish and wildlife habitat, and other resources on public or private land, the reduction of risk from natural disaster where public safety is threatened, or a combination thereof or both that benefit these resources within the watershed.

“(b) DIRECT AND INDIRECT WATERSHED AGREEMENTS.—The Secretary of Agriculture may enter into a watershed restoration and enhancement agreement—

“(1) directly with a willing private landowner; or

“(2) indirectly through an agreement with a State, local or tribal government or other public entity, educational institution, or private nonprofit organization.

“(c) TERMS AND CONDITIONS.—In order for the Secretary to enter into a watershed restoration and enhancement agreement—

“(1) the agreement shall—

“(A) include such terms and conditions mutually agreed to by the Secretary and the landowner, state or local government, or private or nonprofit entity;

“(B) improve the viability of and otherwise benefit the fish, wildlife, and other resources on national forests lands within the watershed;

“(C) authorize the provision of technical assistance by the Secretary in the planning of management activities that will further the purposes of the agreement;

“(D) provide for the sharing of costs of implementing the agreement among the Federal Government, the landowner(s), and other entities, as mutually agreed on by the affected interests; and

“(E) ensure that any expenditure by the Secretary pursuant to the agreement is determined by the Secretary to be in the public interest; and

“(2) the Secretary may require such other terms and conditions as are necessary to protect the public investment on non-Federal lands, provided such terms and conditions are mutually agreed to by the Secretary and other landowners, State and local governments or both.

“(d) REPORTING REQUIREMENTS.—Not later than December 31, 1999, the Secretary shall submit a report to the Committees on Appropriations of the House and Senate, which contains—

“(1) A concise description of each project, including the project purpose, location on federal and non-federal land, key activities, and all parties to the agreement.

“(2) the funding and/or other contributions provided by each party for each project agreement.”

Similar provisions were contained in the following prior appropriation act:

Pub. L. 105-83, title III, §334, Nov. 14, 1997, 111 Stat. 1601.

CHAPTER 19—NORTH PACIFIC FISHERIES

§§ 1021 to 1023. Repealed. Pub. L. 102-567, title VIII, §814, Oct. 29, 1992, 106 Stat. 4316, and Pub. L. 102-587, title VIII, §8014, Nov. 4, 1992, 106 Stat. 5106

Section 1021, acts Aug. 12, 1954, ch. 669, §2, 68 Stat. 698; July 28, 1978, Pub. L. 95-326, §1(1), 92 Stat. 399, defined terms used in this chapter.

Section 1022, acts Aug. 12, 1954, ch. 669, §3, 68 Stat. 698; Oct. 9, 1972, Pub. L. 92-471, title I, §108(a), 86 Stat. 786; July 28, 1978, Pub. L. 95-326, §1(2)(A), 92 Stat. 399, related to United States Commissioners to International North Pacific Fisheries Commission.

Section 1023, acts Aug. 12, 1954, ch. 669, §4, 68 Stat. 698; Oct. 9, 1972, Pub. L. 92-471, title I, §108(b), 86 Stat. 787; July 28, 1978, Pub. L. 95-326, §1(3), 92 Stat. 400, related to advisory committee.

SHORT TITLE

Section 1 of act Aug. 12, 1954, which provided that such Act was to be cited as the “North Pacific Fisheries Act of 1954”, was repealed by Pub. L. 102-567, title VIII, §814, Oct. 29, 1992, 106 Stat. 4316, and Pub. L. 102-587, title VIII, §8014, Nov. 4, 1992, 106 Stat. 5016.

§ 1024. Repealed. Pub. L. 92-471, title I, §108(c), Oct. 9, 1972, 86 Stat. 787

Section, act Aug. 12, 1954, ch. 669, §5, 68 Stat. 698, provided that service of individuals appointed as United States Commissioners shall not be treated as service for purposes of certain sections of Title 18, Crimes and Criminal Procedure, and Title 5, Government Organization and Employees.

§§ 1025 to 1027. Repealed. Pub. L. 102-567, title VIII, §814, Oct. 29, 1992, 106 Stat. 4316, and Pub. L. 102-587, title VIII, §8014, Nov. 4, 1992, 106 Stat. 5106

Section 1025, acts Aug. 12, 1954, ch. 669, §6, 68 Stat. 699; July 28, 1978, Pub. L. 95-326, §1(4), 92 Stat. 400, related to acceptance or rejection of recommendations of Commission by Secretary of State.

Section 1025a, act Aug. 12, 1954, ch. 669, §7, as added Oct. 9, 1972, Pub. L. 92-471, title I, §101, 86 Stat. 784; amended July 28, 1978, Pub. L. 95-326, §1(5), 92 Stat. 400, related to administration and enforcement of Convention, this chapter, and regulations.

Section 1026, acts Aug. 12, 1954, ch. 669, §8, formerly §7, 68 Stat. 699; renumbered §8, Oct. 9, 1972, Pub. L. 92-471, title I, §101, 86 Stat. 784, related to cooperation with other agencies.

Section 1027, acts Aug. 12, 1954, ch. 669, §9, formerly §8, 68 Stat. 699; renumbered §9 and amended Oct. 9, 1972, Pub. L. 92-471, title I, §§102, 103, 107, 86 Stat. 784, 786; July 28, 1978, Pub. L. 95-326, §1(6), 92 Stat. 400, related to enforcement of this chapter.

§ 1028. Transferred

CODIFICATION

Section, act Aug. 12, 1954, ch. 669, §9, 68 Stat. 699, was redesignated as subsec. (f) of section 9 of act Aug. 12, 1954, ch. 669, by Pub. L. 92-471, title I, §102(1), Oct. 9, 1972, 86 Stat. 784, and transferred to section 1027(f) of this title.

§§ 1029, 1030. Repealed. Pub. L. 102-567, title VIII, § 814, Oct. 29, 1992, 106 Stat. 4316, and Pub. L. 102-587, title VIII, § 8014, Nov. 4, 1992, 106 Stat. 5106

Section 1029, acts Aug. 12, 1954, ch. 669, §10, 68 Stat. 699; Oct. 9, 1972, Pub. L. 92-471, title I, §104, 86 Stat. 784; July 28, 1978, Pub. L. 95-326, §1(7), 92 Stat. 402, related to unlawful activities.

Section 1030, acts Aug. 12, 1954, ch. 669, §11, 68 Stat. 700; Oct. 9, 1972, Pub. L. 92-471, title I, §105, 86 Stat. 785; July 28, 1978, Pub. L. 95-326, §1(8), 92 Stat. 402; Oct. 30, 1978, Pub. L. 95-553, §1(1), 92 Stat. 2072, related to penalties.

§ 1031. Repealed. Pub. L. 95-326, § 1(9), July 28, 1978, 92 Stat. 404

Section, acts Aug. 12, 1954, ch. 669, §12, 68 Stat. 700; July 24, 1957, Pub. L. 85-114, 71 Stat. 310; Oct. 9, 1972, Pub. L. 92-471, title I, §106, 86 Stat. 785, set forth provisions relating to powers and authorities of enforcement officers.

EFFECTIVE DATE OF REPEAL

Repeal effective July 28, 1978, see section 2 of Pub. L. 95-326, set out as an Effective Date of 1978 Amendment note under section 1021 of this title.

§§ 1032 to 1035. Repealed. Pub. L. 102-567, title VIII, § 814, Oct. 29, 1992, 106 Stat. 4316, and Pub. L. 102-587, title VIII, § 8014, Nov. 4, 1992, 106 Stat. 5106

Section 1032, acts Aug. 12, 1954, ch. 669, §12, formerly §13, 68 Stat. 701; Oct. 9, 1972, Pub. L. 92-471, title I, §§107(c), 108(d), 86 Stat. 786, 787; renumbered §12 and amended July 28, 1978, Pub. L. 95-326, §1(9), (10), 92 Stat. 404, related to funding requirements.

Section 1033, act Aug. 12, 1954, ch. 669, §13, as added July 28, 1978, Pub. L. 95-326, §1(12), 92 Stat. 404, related to registration permits for Canadian or Japanese fishing vessels in fishery conservation zone.

Section 1034, act Aug. 12, 1954, ch. 669, §14, as added July 28, 1978, Pub. L. 95-326, §1(12), 92 Stat. 405; amended Oct. 30, 1978, Pub. L. 95-553, §1(2), 92 Stat. 2072; Dec. 29, 1982, Pub. L. 97-389, title II, §201, 96 Stat. 1949, related to protection of marine mammals.

Section 1035, act Aug. 12, 1954, ch. 669, §15, as added July 28, 1978, Pub. L. 95-326, §1(12), 92 Stat. 406, related to provisional administrative authorization.

CHAPTER 20—NATIONAL FISHERIES CENTER AND AQUARIUM

Sec.	
1051.	Authorization of Administrator of General Services. (a) Planning, construction, and maintenance of Center and Aquarium. (b) Use, purchase, lease, etc. of Federal lands.
1052.	Authorization of Secretary of the Interior. (a) Operation of Center and Aquarium. (b) Specimens and exhibits; catalogs and other printed matter and films, animations and photographic and other material; employment of experts, consultants, and organizations; use of auditorium and other areas; use of facilities by foreigners.
1053.	Delegation of responsibility for operation.
1054.	Advisory Board; establishment; meetings; functions; quorum; executive secretary.
1055.	Members of Advisory Board. (a) Appointment and number of members. (b) Terms of office. (c) Vacancies.

Sec.	
1056.	Compensation of Advisory Board.
1057.	Preparation of annual report by Director.
1058.	Limitation on appropriations and expenditures; charges for visitation and use.

§ 1051. Authorization of Administrator of General Services

(a) Planning, construction, and maintenance of Center and Aquarium

The Administrator of General Services (hereinafter referred to as the "Administrator") is authorized to plan, construct, and maintain a National Fisheries Center and Aquarium in the District of Columbia or its vicinity for research in fisheries and for the display of fresh water and marine fishes and other aquatic resources for educational, recreational, cultural, and scientific purposes.

(b) Use, purchase, lease, etc. of Federal lands

The Administrator is further authorized to use Federal land and property for purposes of this chapter with the consent of the particular agency having administrative jurisdiction thereover, and, if said property is unavailable for purposes hereof, he may purchase, lease, or otherwise acquire such lands, waters, and interests therein, as he may deem necessary to carry out the provisions of subsection (a) of this section.

(Pub. L. 87-758, §1, Oct. 9, 1962, 76 Stat. 752.)

§ 1052. Authorization of Secretary of the Interior

(a) Operation of Center and Aquarium

The Secretary of the Interior (hereinafter referred to as the "Secretary") shall operate the National Fisheries Center and Aquarium.

(b) Specimens and exhibits; catalogs and other printed matter and films, animations and photographic and other material; employment of experts, consultants, and organizations; use of auditorium and other areas; use of facilities by foreigners

The Secretary is further authorized to—

(1) construct, purchase or lease, and operate and maintain vessels for specimen collecting purposes and, without regard to section 5 of title 41, to contract for such collection of specimens and to purchase or exchange specimens and exhibit materials;

(2) prepare for free distribution or exhibit or to offer for sale at cost illustrated catalogs of specimens, brochures, and other printed matter and films, animations and photographic and other material pertaining to the National Fisheries Center and Aquarium and its objectives and to aquariums generally, all or any of which may be reproduced by any printing or other process without regard to existing regulations, the proceeds of sales to be covered into the United States Treasury;

(3) employ, as authorized by section 3109 of title 5, but at rates not to exceed \$50 per diem plus expenses, experts, consultants, or organizations thereof, as required to assist with the planning, design, construction, and operation of the National Fisheries Center and Aquarium;

(4) permit on such terms and conditions as he shall consider to be in the public interest