

fees in accordance with subsection (a)(2)(A) of this section until—

- (A) a base cabin user fee is determined in accordance with—
 - (i) this chapter; or
 - (ii) regulations and policies in effect on October 11, 2000; and
- (B) the right of the cabin owner to a second appraisal under section 6209 of this title is exhausted.

(2) Lots appraised on or after September 30, 1995

For a lot that has been appraised on or after September 30, 1995, the Secretary shall charge fees under subsection (a)(2) of this section until—

- (A) the cabin owner requests a new appraisal or peer review, and a base cabin user fee is established, under subsection (c) of this section; or
- (B) in the absence of a request for a peer review or a new appraisal under subsection (c) of this section, the date that is 2 years after the date on which the Forest Service promulgates regulations and policies and develops appraisal guidelines under this chapter.

(c) Request for new appraisal under new law

(1) In general

Not later than 2 years after the promulgation of final regulations and policies and the development of appraisal guidelines in accordance with section 6205(a)(5) of this title, cabin owners that are subject to appraisals completed after September 30, 1995, but before the date of promulgation of final regulations under section 6212 of this title, may request, in accordance with paragraph (2), that the Secretary—

- (A) conduct a new appraisal and determine a new base cabin user fee in accordance with this chapter; or
- (B) commission a peer review of the existing appraisals in accordance with paragraph (4).

(2) Appraisal groupings by typical lot

A request for a new appraisal or for a peer review of existing appraisals under paragraph (1) shall be made by a majority of the cabin owners in a group of cabins represented in the appraisal process by a typical lot.

(3) Conduct of new appraisal

On receipt of a request for an appraisal and fee determination in accordance with paragraph (2), the Secretary shall conduct the new appraisal and fee determination in accordance with this chapter.

(4) Peer review of existing appraisals

(A) In general

On receipt of a request for peer review in accordance with paragraph (2), the Secretary shall obtain from an independent professional appraisal organization a review of the appraisal (including any report on the appraisal) that was used to establish the estimated fee simple value of the lots within the subject grouping.

(B) Inconsistency

If peer review described in subparagraph (A) results in a determination that an appraisal or appraisal report includes provisions or procedures that were implemented or conducted in a manner inconsistent with this chapter, the Secretary shall, as appropriate and in accordance with this chapter—

- (i) revise an existing base cabin user fee; or
- (ii) subject to an agreement with the cabin owners, conduct a new appraisal and fee determination.

(5) Payment of costs

Cabin owners and the Secretary shall share, in equal proportion, the payment of all reasonable costs of any new appraisal or peer review.

(d) Assumption of new base cabin user fee

In the absence of a request under subsection (c) of this section for a new appraisal and fee determination from a cabin owner whose cabin user fee was determined as a result of an appraisal conducted after September 30, 1995, but before the date of promulgation of final regulations under section 6212 of this title, the Secretary may consider the base cabin user fee resulting from the appraisal conducted between September 30, 1995 and the date of promulgation of the final regulations under section 6212 of this title, to be the base cabin user fee that complies with this section.

(Pub. L. 106–291, title VI, §614, Oct. 11, 2000, 114 Stat. 1022.)

CHAPTER 82—GREAT APE CONSERVATION

Sec.	
6301.	Findings and purposes. <ul style="list-style-type: none"> (a) Findings. (b) Purposes.
6302.	Definitions.
6303.	Great ape conservation assistance. <ul style="list-style-type: none"> (a) In general. (b) Project proposals. (c) Project review and approval. (d) Criteria for approval. (e) Project sustainability. (f) Matching funds. (g) Project reporting. (h) Limitations on use for captive breeding. (i) Panel.
6304.	Great Ape Conservation Fund. <ul style="list-style-type: none"> (a) Establishment. (b) Expenditures from Fund. (c) Investment of amounts. (d) Transfers of amounts. (e) Acceptance and use of donations.
6305.	Authorization of appropriations.

§ 6301. Findings and purposes

(a) Findings

Congress finds that—

- (1) great ape populations have declined to the point that the long-term survival of the species in the wild is in serious jeopardy;
- (2) the chimpanzee, gorilla, bonobo, orangutan, and gibbon are listed as endangered species under section 1533 of this title and under Appendix I of the Convention on International Trade in Endangered Species of Wild Fauna and Flora (27 UST 1087; TIAS 8249);