

4(i)(1)(C) of the Land and Water Conservation Fund Act of 1965 ([former] 16 U.S.C. 4601–6a(i)(1)(C)) [see 54 U.S.C. 100904(a)] shall be applied and administered as if section 813(a) of the Federal Lands Recreation Enhancement Act (16 U.S.C. 6812(a)) (and the amendments made by that section [Pub. L. 108–447, amending former section 4601–6a of Title 16]) had not been enacted.”

### § 100905. Commercial filming

#### (a) COMMERCIAL FILMING FEE.—

(1) IN GENERAL.—The Secretary shall require a permit and shall establish a reasonable fee for commercial filming activities or similar projects in a System unit. The fee shall provide a fair return to the United States and shall be based on the following criteria:

(A) The number of days the filming activity or similar project takes place in the System unit.

(B) The size of the film crew present in the System unit.

(C) The amount and type of equipment present in the System unit.

(2) OTHER FACTORS.—The Secretary may include other factors in determining an appropriate fee as the Secretary considers necessary.

(b) RECOVERY OF COSTS.—The Secretary shall collect any costs incurred as a result of filming activities or similar projects, including administrative and personnel costs. All costs recovered shall be in addition to the fee assessed in subsection (a).

#### (c) STILL PHOTOGRAPHY.—

(1) IN GENERAL.—Except as provided in paragraph (2), the Secretary shall not require a permit or assess a fee for still photography in a System unit if the photography takes place where members of the public are generally allowed. The Secretary may require a permit, assess a fee, or both, if the photography takes place at other locations where members of the public are generally not allowed, or where additional administrative costs are likely.

(2) EXCEPTION.—The Secretary shall require and shall establish a reasonable fee for still photography that uses models or props that are not a part of the site’s natural or cultural resources or administrative facilities.

(d) PROTECTION OF RESOURCES.—The Secretary shall not permit any filming, still photography or other related activity if the Secretary determines that—

(1) there is a likelihood of resource damage;

(2) there would be an unreasonable disruption of the public’s use and enjoyment of the site; or

(3) the activity poses health or safety risks to the public.

#### (e) USE OF PROCEEDS.—

(1) FEES.—All fees collected under this section shall be available for expenditure by the Secretary, without further appropriation and shall remain available until expended.

(2) COSTS.—All costs recovered under this section shall be available for expenditure by the Secretary, without further appropriation, at the site where the costs are collected and shall remain available until expended.

(f) PROCESSING OF PERMIT APPLICATIONS.—The Secretary shall establish a process to ensure

that the Secretary responds in a timely manner to permit applicants for commercial filming, still photography, or other activity.

(Pub. L. 113–287, §3, Dec. 19, 2014, 128 Stat. 3117.)

#### HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
100905 .....	16 U.S.C. 4601–6d (relating to the National Park Service).	Pub. L. 106–206, §1 (relating to the National Park Service), May 26, 2000, 114 Stat. 314.

In subsection (e)(1), the words “in accordance with the formula and purposes established for the Recreational Fee Demonstration Program (Public Law 104–134)” are omitted as obsolete because the Program was repealed by section 813(b) of the Federal Lands Recreation Enhancement Act (Public Law 108–447, 118 Stat. 3390).

### § 100906. Advisory committees

(a) ESTABLISHMENT.—To facilitate the administration of the System, the Secretary, under such terms and conditions as the Secretary may consider advisable, may appoint and establish advisory committees in regard to the functions of the Service as the Secretary considers advisable.

(b) CHARTER EXCEPTION ON RENEWAL.—Section 1013(b) of title 5 is waived with respect to any advisory commission or advisory committee established by law in connection with any System unit during the period for which the commission or committee is authorized by law.

(c) SERVICE OF MEMBERS.—Any member of any advisory commission or advisory committee established in connection with any System unit may serve after the expiration of the member’s term until a successor is appointed.

(d) COMPENSATION AND TRAVEL EXPENSES.—Members of an advisory committee established under subsection (a) shall receive no compensation for their services as such but shall be allowed necessary travel expenses as authorized by section 5703 of title 5.

(Pub. L. 113–287, §3, Dec. 19, 2014, 128 Stat. 3118; Pub. L. 117–286, §4(a)(328), Dec. 27, 2022, 136 Stat. 4342.)

#### HISTORICAL AND REVISION NOTES

Revised Section	Source (U.S. Code)	Source (Statutes at Large)
100906(a) .....	16 U.S.C. 1a–2 (matter before (a), (c) (words before comma).	Pub. L. 91–383, §3 (matter before (a)), (c), Aug. 18, 1970, 84 Stat. 826; Pub. L. 106–176, title I, §118(2), (3), Mar. 10, 2000, 114 Stat. 28.
100906(b), (c).	16 U.S.C. 1a–14.	Pub. L. 102–525, title III, §301, Oct. 26, 1992, 106 Stat. 3441.
100906(d) .....	16 U.S.C. 1a–2(c) (words after comma).	

#### Editorial Notes

##### AMENDMENTS

2022—Subsec. (b). Pub. L. 117–286 substituted “Section 1013(b) of title 5” for “Section 14(b) of the Federal Advisory Committee Act (5 U.S.C. App.)”.

**CHAPTER 1011—DONATIONS**

**SUBCHAPTER I—AUTHORITY OF SECRETARY**

Sec.

- 101101. Authority to accept land, rights-of-way, buildings, other property, and money.
- 101102. Authority to accept and use funds to consolidate Federal land ownership.

**SUBCHAPTER II—NATIONAL PARK FOUNDATION**

- 101111. Purpose and establishment of Foundation.
- 101112. Board.
- 101113. Gifts, devises, or bequests.
- 101114. Disposition of property or income.
- 101115. Corporate succession and powers and duties acting as trustee; personal liability for malfeasance.
- 101116. Corporate powers.
- 101117. Authority of Board.
- 101118. Tax exemptions; contributions toward costs of local government; contributions, gifts, or transfers to or for use of United States.
- 101119. Liability of United States.
- 101120. Promotion of local fundraising support.
- 101121. Second Century Endowment for the National Park Service.
- 101122. Authorization of appropriations; use of funds.

**Editorial Notes**

**AMENDMENTS**

2016—Pub. L. 114-289, title II, §202(b), title IV, §402(b), Dec. 16, 2016, 130 Stat. 1486, 1488, added items 101121 and 101122.

**SUBCHAPTER I—AUTHORITY OF SECRETARY**

**§ 101101. Authority to accept land, rights-of-way, buildings, other property, and money**

The Secretary in the administration of the Service may accept—

- (1) patented land, rights-of-way over patented land or other land, buildings, or other property within a System unit; and
- (2) money that may be donated for the purposes of the System.

(Pub. L. 113-287, §3, Dec. 19, 2014, 128 Stat. 3119.)

**HISTORICAL AND REVISION NOTES**

<i>Revised Section</i>	<i>Source (U.S. Code)</i>	<i>Source (Statutes at Large)</i>
101101 .....	16 U.S.C. 6.	June 5, 1920, ch. 235, §1 (2d undesignated par. under heading "NATIONAL PARKS"), 41 Stat. 917.

**Statutory Notes and Related Subsidiaries**

**NATIONAL PARK SYSTEM DONOR ACKNOWLEDGMENT**

Pub. L. 113-291, div. B, title XXX, §3054, Dec. 19, 2014, 128 Stat. 3806, provided that:

- “(a) **DEFINITIONS.**—In this section:
  - “(1) **DONOR ACKNOWLEDGMENT.**—The term ‘donor acknowledgment’ means an appropriate statement or credit acknowledging a donation.
  - “(2) **NATIONAL PARK SYSTEM.**—The term ‘National Park System’ includes each program and individual unit of the National Park System.
  - “(3) **SECRETARY.**—The term ‘Secretary’ means the Secretary of the Interior.
- “(b) **DONOR ACKNOWLEDGMENTS IN UNITS OF NATIONAL PARK SYSTEM.**—
  - “(1) **IN GENERAL.**—The Secretary may authorize a donor acknowledgment to recognize a donation to—
    - “(A) the National Park Service; or

- “(B) the National Park System.
- “(2) **RESTRICTIONS.**—A donor acknowledgment shall not be used to state or imply—
  - “(A) recognition of the donor or any product or service of the donor as an official sponsor, or any similar form of recognition, of the National Park Service or the National Park System;
  - “(B) a National Park Service endorsement of the donor or any product or service of the donor; or
  - “(C) naming rights to any unit of the National Park System or a National Park System facility, including a visitor center.
- “(3) **REQUIREMENTS.**—
  - “(A) **DISPLAY.**—A donor acknowledgment shall be displayed—
    - “(i) in a manner that is approved by the Secretary; and
    - “(ii) for a period of time, as determined by the Secretary, that is commensurate with the amount of the contribution and the life of the structure.
  - “(B) **GUIDELINES.**—The Secretary shall establish donor acknowledgment guidelines that take into account the unique requirements of individual units and programs of the National Park System.
  - “(C) **USE OF SLOGANS PROHIBITED.**—A donor acknowledgment shall not permit the use of—
    - “(i) an advertising slogan; or
    - “(ii) a statement or credit promoting or opposing a political candidate or issue.
- “(4) **PLACEMENT.**—
  - “(A) **VISITOR AND ADMINISTRATIVE FACILITIES.**—A donor acknowledgment may be located on or inside a visitor center or administrative facility of the National Park System (including in a specific room or section) or any other appropriate location, such as on a donor recognition wall or plaque.
  - “(B) **OUTSIDE.**—A donor acknowledgment may be located in an area outside of a visitor or administrative facility described in subparagraph (A), including a bench, brick, pathway, area of landscaping, or plaza.
  - “(C) **PROJECTS.**—A donor acknowledgment may be located near a park construction or restoration project, if the donation directly relates to the project.
  - “(D) **VEHICLES.**—A donor acknowledgment may be placed on a National Park Service vehicle, if the donation directly relates to the vehicle.
  - “(E) **LIMITATION.**—Any donor acknowledgment associated with a historic structure or placed outside a park restoration project—
    - “(i) shall be freestanding; and
    - “(ii) shall not obstruct a natural or historical site or view.
- “(5) **PRINTED, DIGITAL, AND MEDIA PLATFORMS.**—The Secretary may authorize the use of donor acknowledgments under this subsection to include donor acknowledgments on printed, digital, and media platforms, including brochures or Internet websites relating to a specific unit of the National Park System.
- “(c) **COMMEMORATIVE WORKS ACT AMENDMENTS.**— [Amended section 8905 of Title 40, Public Buildings, Property, and Works.]
  - “(d) **EFFECT OF SECTION.**—Nothing in this section or an amendment made by this section—
    - “(1) requires the Secretary to accept a donation; or
    - “(2) modifies section 145 of Public Law 108-108 ([former] 16 U.S.C. 1a-1 note [see 54 U.S.C. 100101 note]; 117 Stat. 1280).”

**§ 101102. Authority to accept and use funds to consolidate Federal land ownership**

- (a) **IN GENERAL.**—The Secretary may—
  - (1) accept and use funds that may be donated in order to consolidate Federal land ownership within the existing boundaries of any System unit; and