

118TH CONGRESS  
1ST SESSION

# S. 2620

To establish the Chesapeake National Recreation Area as a unit of the National Park System, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JULY 27, 2023

Mr. VAN HOLLEN (for himself, Mr. CARDIN, Mr. WARNER, and Mr. Kaine) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To establish the Chesapeake National Recreation Area as a unit of the National Park System, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Chesapeake National  
5 Recreation Area Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) **ADVISORY COMMISSION.**—The term “Advi-  
9 sory Commission” means the Chesapeake National

1 Recreation Area Advisory Commission established  
2 under section 11(a).

3 (2) BAY.—The term “Bay” means—

4 (A) the Chesapeake Bay watershed; and

5 (B) any tidal segment of a tributary of the  
6 Chesapeake Bay in any State.

7 (3) BAY PROGRAM.—The term “Bay Program”  
8 means the Chesapeake Bay Program authorized  
9 under section 117 of the Federal Water Pollution  
10 Control Act (33 U.S.C. 1267).

11 (4) CHESAPEAKE GATEWAYS.—The term  
12 “Chesapeake Gateways” means the Chesapeake Bay  
13 Gateways and Watertrails Network authorized under  
14 section 502 of the Chesapeake Bay Initiative Act of  
15 1998 (54 U.S.C. 320101 note; Public Law 105–  
16 312).

17 (5) MAP.—The term “Map” means the map en-  
18 titled “Chesapeake National Recreation Area Pro-  
19 posed Boundary”, numbered P99/189631, and dated  
20 June 2023.

21 (6) NATIONAL PARK SERVICE SITE.—The term  
22 “National Park Service site” means a unit of the  
23 National Park System that is—

24 (A) directly associated with the Bay; and

1 (B) located in 1 or more of the States in  
2 the Bay watershed.

3 (7) PARTNER SITE.—The term “partner site”  
4 means land that is subject to a partner site agree-  
5 ment under section 8(b).

6 (8) RECREATION AREA.—The term “Recreation  
7 Area” means the Chesapeake National Recreation  
8 Area established by section 4(a).

9 (9) SECRETARY.—The term “Secretary” means  
10 the Secretary of the Interior.

11 (10) YOUTH REPRESENTATIVE.—The term  
12 “youth representative” means a member of the Advi-  
13 sory Commission who—

14 (A) has not attained the age of 22 as of  
15 the date on which the member is appointed or  
16 reappointed; and

17 (B) is tasked with representing the inter-  
18 ests of children and young adults in the State  
19 from which the member is appointed.

20 **SEC. 3. PURPOSES.**

21 The purposes of this Act are—

22 (1) to recognize the ecological, cultural, and his-  
23 toric diversity of the region in which the Bay is lo-  
24 cated by promoting the national significance of the  
25 Bay and surrounding areas;

1           (2) to conserve and protect the significant nat-  
2           ural, recreational, historical, and cultural resources  
3           relating to the Bay;

4           (3) to facilitate public access to the Bay for—

5                 (A) recreation;

6                 (B) public enjoyment; and

7                 (C) the enhancement of sustainable tour-  
8           ism that respects the health of the Bay;

9           (4) to encourage engagement and cooperation  
10          with communities that neighbor the Bay and com-  
11          munities that include historically underserved and  
12          underrepresented populations that have traditionally  
13          lacked access to the Bay;

14          (5) to promote diversity, equity, and inclusion  
15          with respect to the Bay by emphasizing the vital eco-  
16          nomic, cultural, and ecological contributions of his-  
17          toric and current populations, including, at a min-  
18          imum, by providing educational and interpretive  
19          services to increase public understanding of, and ap-  
20          preciation for—

21                 (A) the natural, historical, and cultural re-  
22                 sources of the Bay; and

23                 (B) traditional practices of the individuals  
24                 whose livelihoods have been dependent on the

1 land and water resources of the Bay and the  
2 surrounding area;

3 (6) to facilitate the cooperative management  
4 and stewardship of the resources of the Bay; and

5 (7) to advance the conservation goals of Chesapeake Gateways and the Bay Program.

7 **SEC. 4. ESTABLISHMENT AND BOUNDARIES OF CHESAPEAKE NATIONAL RECREATION AREA.**

8  
9 (a) ESTABLISHMENT.—To preserve, protect, interpret, and provide for the public enjoyment of the resources  
10 relating to the Bay and surrounding areas, there is established as a unit of the National Park System the Chesapeake National Recreation Area.

11  
12 (b) BOUNDARY.—The boundary of the Recreation Area shall be the boundary as depicted on the Map.

13  
14 (c) ADMINISTRATIVE, INTERPRETIVE, AND VISITOR SERVICE SITES.—As soon as practicable after the date of  
15 the establishment of the Recreation Area, the Secretary  
16 shall—

17  
18 (1) seek to enter into a cooperative agreement  
19 for administrative, interpretive, and visitor service  
20 uses for the Recreation Area under section 8(a) or  
21 a partner site agreement under section 8(b) with the  
22 City of Annapolis, Maryland, for the use of the  
23 Burtis House;

1           (2) acquire, lease, or enter into a cooperative  
2 management agreement with respect to real property  
3 for an additional administrative, interpretive, and  
4 visitor services center for the Recreation Area, which  
5 shall be located within or in the environs of the his-  
6 toric downtown area of the City of Annapolis, Mary-  
7 land; and

8           (3) acquire, lease, or enter into a cooperative  
9 management agreement with respect to real property  
10 for an additional interpretive and visitor services  
11 center for the Recreation Area, which shall be lo-  
12 cated within or in the environs of Fort Monroe.

13       (d) AVAILABILITY OF MAP.—The Map shall be on file  
14 and available for public inspection in the appropriate of-  
15 fices of the National Park Service.

16       (e) REVISION OF FORT MONROE NATIONAL MONU-  
17 MENT BOUNDARY.—

18           (1) IN GENERAL.—The boundary of Fort Mon-  
19 roe National Monument, established by Proclama-  
20 tion 8750, dated November 1, 2011 (54 U.S.C.  
21 320301 note; 76 Fed. Reg. 68625), is revised to ex-  
22 clude all land and interests in land within the North  
23 Beach area of the Monument (as in existence on the  
24 day before the date of enactment of this Act) that

1 are identified on the Map as part of the Recreation  
2 Area.

3 (2) ADMINISTRATION.—Any reference in any  
4 law, regulation, document, record, map, or other  
5 paper of the United States to the land or interests  
6 in land described in paragraph (1) shall be consid-  
7 ered to be a reference to the Recreation Area.

8 (3) TRANSFER OF ADMINISTRATIVE JURISDIC-  
9 TION.—

10 (A) IN GENERAL.—Subject to subpara-  
11 graph (B) and until the date on which adminis-  
12 trative jurisdiction over the land and interests  
13 in land are transferred to the Secretary, the  
14 Secretary of the Army shall continue to admin-  
15 ister the land and interests in land described in  
16 paragraph (1) that were under the jurisdiction  
17 of the Secretary of the Army as of the day be-  
18 fore the date of enactment of this Act in ac-  
19 cordance with—

20 (i) the memorandum of agreement be-  
21 tween the Secretary of the Army and the  
22 Secretary dated December 9, 2016; and

23 (ii) this Act.

1 (B) REQUIREMENTS.—In carrying out sub-  
2 paragraph (A), the Secretary of the Army  
3 shall—

4 (i) consult with the Secretary; and

5 (ii) administer the land and interests  
6 in land described in paragraph (1) in a  
7 manner consistent with this Act.

8 **SEC. 5. ACQUISITION OF LAND FOR THE CHESAPEAKE NA-**  
9 **TIONAL RECREATION AREA.**

10 (a) WITHIN BOUNDARY.—Subject to subsection (c),  
11 the Secretary may acquire land or interests in land within  
12 the boundary of the Recreation Area only by—

13 (1) donation;

14 (2) purchase from a willing seller with donated  
15 or appropriated funds;

16 (3) exchange; or

17 (4) transfer from another Federal agency.

18 (b) OUTSIDE BOUNDARY.—

19 (1) IN GENERAL.—Subject to subsection (c),  
20 the Secretary may acquire, using the methods de-  
21 scribed in subsection (a), land or interests in land lo-  
22 cated outside the boundary of the Recreation Area,  
23 in consultation with the Advisory Commission as de-  
24 scribed in section 11(b)(2)(B).

1           (2) INCLUSION IN RECREATION AREA.—On ac-  
2           quisition of land or an interest in land under para-  
3           graph (1), the boundary of the Recreation Area shall  
4           be modified to reflect the acquisition.

5           (c) LIMITATION.—Any land or interest in land owned  
6           by a State or a political subdivision of a State that is with-  
7           in the boundary of the Recreation Area or described in  
8           subsection (b)(1) may be acquired only by donation.

9           (d) CONDEMNATION.—No land or interest in land  
10          may be acquired for the Recreation Area by condemnation  
11          unless the owner of the applicable land or interest in land  
12          consents to the condemnation.

13          (e) ENVIRONMENTAL QUALITY STANDARDS.—Prior  
14          to the acquisition of land or an interest in land under this  
15          section, the Secretary shall ensure that the land or interest  
16          in land meets all applicable environmental quality stand-  
17          ards.

18          (f) BOUNDARY ADJUSTMENT.—As the Secretary de-  
19          termines to be necessary, the Secretary may make minor  
20          revisions of the boundary of the Recreation Area by pub-  
21          lishing a revised map or other boundary description in the  
22          Federal Register.

1 **SEC. 6. ACQUISITION OF LAND-BASED RESOURCES FOR**  
2 **THE CHESAPEAKE NATIONAL RECREATION**  
3 **AREA.**

4 (a) IN GENERAL.—Subject to subsection (b), the Sec-  
5 retary may acquire land-based resources, including associ-  
6 ated docks, piers, and structures extending into adjacent  
7 waters, within the boundary of the Recreation Area only  
8 by—

9 (1) donation;

10 (2) purchase from a willing seller with donated  
11 or appropriated funds;

12 (3) exchange; or

13 (4) transfer from another Federal agency.

14 (b) ENVIRONMENTAL QUALITY STANDARDS.—Prior  
15 to the acquisition of a land-based resource under this sec-  
16 tion, the Secretary shall ensure that the land-based re-  
17 source meets all applicable environmental quality stand-  
18 ards.

19 **SEC. 7. ADMINISTRATION.**

20 (a) IN GENERAL.—The Secretary shall administer  
21 the Recreation Area in accordance with—

22 (1) this section; and

23 (2) the laws generally applicable to units of the  
24 National Park System, including title 54, United  
25 States Code.

1       (b) HEADQUARTERS.—To facilitate coordination of  
2 the Recreation Area with Chesapeake Gateways and the  
3 Bay Program, the headquarters of the Recreation Area  
4 shall be located at the Chesapeake Bay Office of the Na-  
5 tional Park Service of the Department of the Interior.

6       (c) COMMERCIAL AND RECREATIONAL FISHING.—  
7 Nothing in this Act impacts or otherwise affects statutory  
8 or regulatory authority with respect to navigation or regu-  
9 lation of commercial or recreational fishing activities or  
10 shellfish aquaculture in the Chesapeake Bay or tributaries  
11 of the Chesapeake Bay.

12       (d) STATE JURISDICTION.—Nothing in this Act en-  
13 larges or diminishes the jurisdiction of a State, including  
14 the jurisdiction or authority of a State with respect to fish  
15 and wildlife management.

16       (e) COORDINATION.—

17           (1) IN GENERAL.—Consistent with the purposes  
18 of the Recreation Area, the Secretary shall seek to  
19 coordinate the programming and management of ac-  
20 tivities of the Recreation Area with the goals of  
21 Chesapeake Gateways and the Chesapeake Bay  
22 Agreement (as defined in section 117(a) of the Fed-  
23 eral Water Pollution Control Act (33 U.S.C.  
24 1267(a))).

1           (2) COORDINATION WITH NATIONAL PARK  
2 SERVICE SITES AND PARTNER SITES.—As a compo-  
3 nent of the management plan required under section  
4 10, the Secretary shall, to the maximum extent prac-  
5 ticable, coordinate the development of an implemen-  
6 tation plan for onsite interpretation of resources and  
7 other means of enhancing public understanding of  
8 the Bay at participating National Park Service sites  
9 and partner sites to tell the story of the outstanding,  
10 remarkable, and nationally significant resources of  
11 the Bay.

12 **SEC. 8. AGREEMENTS AND MATCHING FUNDS.**

13 (a) COOPERATIVE AGREEMENTS.—

14           (1) IN GENERAL.—To accomplish the purposes  
15 of the Recreation Area, the Secretary may enter into  
16 cooperative agreements with a State, a political sub-  
17 division of a State, an educational institution, a  
18 Tribal government, a nonprofit organization, or  
19 other interested party that contributes to—

20                   (A) the development of the Recreation  
21 Area; or

22                   (B) the implementation of the management  
23 plan for the Recreation Area prepared under  
24 section 10(a).

25           (2) MATCHING FUNDS.—

1           (A) IN GENERAL.—The Secretary shall re-  
2           quire that any Federal funds made available  
3           under an agreement entered into under para-  
4           graph (1) shall be matched on a 1-to-1 basis by  
5           non-Federal funds.

6           (B) IN-KIND CONTRIBUTION.—With the  
7           approval of the Secretary, the non-Federal  
8           share required under subparagraph (A) may be  
9           in the form of property, goods, or services from  
10          a non-Federal source, fairly valued.

11          (3) EFFECT.—Nothing in this subsection af-  
12          fects any existing cooperative agreement authority  
13          applicable to Chesapeake Gateways.

14          (b) PARTNER SITE AGREEMENTS.—

15               (1) IN GENERAL.—The Secretary, under such  
16               terms and conditions as the Secretary considers to  
17               be appropriate, may enter into a partner site agree-  
18               ment with an eligible entity described in paragraph  
19               (2) that owns or manages an eligible site described  
20               in paragraph (3), which shall provide for the inclu-  
21               sion of the partner site in the Recreation Area.

22               (2) DESCRIPTION OF ELIGIBLE ENTITY.—An el-  
23               igible entity referred to in paragraph (1) is—

24                       (A) a Federal entity;

25                       (B) a State or local government;

1 (C) a Tribal government;

2 (D) a private nonprofit organization; or

3 (E) a private landowner.

4 (3) DESCRIPTION OF ELIGIBLE SITE.—An eligi-  
5 ble site referred to in paragraph (1) is land that the  
6 Secretary has determined—

7 (A) contains a nationally significant nat-  
8 ural, recreational, historical, or cultural re-  
9 source;

10 (B) ensures public access to the applicable  
11 resource; and

12 (C) meaningfully contributes to the pur-  
13 poses of the Recreation Area.

14 (4) CRITERIA FOR INCLUSION IN THE RECRE-  
15 ATION AREA.—On the establishment of the Advisory  
16 Commission, the Secretary shall, establish any addi-  
17 tional criteria for inclusion of partner sites in the  
18 Recreation Area, taking into consideration the rec-  
19 ommendations of the Advisory Commission under  
20 section 11(b)(2).

21 (5) COOPERATIVE MANAGEMENT OF PARTNER  
22 SITES.—Under a partner site agreement entered into  
23 paragraph (1), the Secretary may acquire from, and  
24 provide to, the owner or manager of the partner site

1 goods and services to be used in the cooperative  
2 management of the applicable partner site.

3 (6) PROHIBITION.—The Secretary may not  
4 transfer administrative responsibilities for the Recre-  
5 ation Area to the owner or operator of a partner  
6 site.

7 (c) TERMS AND CONDITIONS OF AGREEMENTS.—Any  
8 agreement entered into under subsection (a) or (b) may  
9 include any terms and conditions that are determined to  
10 be necessary by the Secretary to ensure that—

11 (1) in the case of an agreement relating to a  
12 partner site, the partner site complies with the terms  
13 and conditions of the applicable agreement;

14 (2) the Secretary has the right of access at all  
15 reasonable times, and as specified in the applicable  
16 agreement, to all public portions of the properties  
17 covered by the agreement or grant for the purposes  
18 of—

19 (A) conducting visitors through the prop-  
20 erties or providing public recreational access;

21 (B) interpreting the properties for the pub-  
22 lic; and

23 (C) research, inventory, monitoring, and  
24 resource management;

1           (3) no changes or alterations may be made to  
2           any properties covered by an agreement entered into  
3           under subsection (a) or (b) unless the Secretary and  
4           the other party to the agreement agree to the  
5           changes or alterations; and

6           (4) any conversion, use, or disposal of a project  
7           for purposes contrary to the purposes of this Act, as  
8           determined by the Secretary, shall entitle the United  
9           States to reimbursement in an amount equal to the  
10          greater of—

11                   (A) the amounts made available to the  
12                   project by the United States; and

13                   (B) the portion of the increased value of  
14                   the project attributable to the amounts made  
15                   available under this subsection, as determined  
16                   at the time of the conversion or disposal.

17 **SEC. 9. CHESAPEAKE GATEWAYS.**

18           (a) IN GENERAL.—The Secretary (acting through the  
19           Superintendent of the Chesapeake Bay Office of the Na-  
20           tional Park Service) shall administer Chesapeake Gate-  
21           ways in coordination with the Recreation Area.

22           (b) PERMANENT AUTHORIZATION.—Section 502(c)  
23           of the Chesapeake Bay Initiative Act of 1998 (54 U.S.C.  
24           320101 note; Public Law 105–312) is amended by strik-  
25           ing “to carry out this section \$3,000,000” and all that

1 follows through the period at the end and inserting “to  
2 carry out activities authorized under this section  
3 \$6,000,000 for each fiscal year.”.

4 (c) EFFECT.—Nothing in this section or an amend-  
5 ment made by this section modifies the eligibility criteria  
6 developed under section 502(b)(2) of the Chesapeake Bay  
7 Initiative Act of 1998 (54 U.S.C. 320101 note; Public  
8 Law 105–312).

9 **SEC. 10. MANAGEMENT PLAN.**

10 (a) IN GENERAL.—Not later than 3 years after the  
11 date on which funds are first made available for the prepa-  
12 ration of a management plan for the Recreation Area, the  
13 Secretary, in consultation with the Chesapeake Executive  
14 Council (as defined in section 117(a) of the Federal Water  
15 Pollution Control Act (33 U.S.C. 1267(a))) and the Advi-  
16 sory Commission, shall prepare a management plan for  
17 the Recreation Area, in accordance with—

18 (1) section 7(e)(2); and

19 (2) section 100502 of title 54, United States  
20 Code.

21 (b) TRANSPORTATION PLANNING.—

22 (1) INITIAL SITES.—As soon as practicable  
23 after the date of enactment of this Act, the Sec-  
24 retary, in coordination with the Secretary of Trans-  
25 portation and State transportation agencies, shall

1       conduct transportation planning in accordance with  
2       section 100502(3) of title 54, United States Code,  
3       with respect to the initial sites depicted on the Map,  
4       to minimize traffic burden on the surrounding com-  
5       munity by—

6               (A) providing an evaluation of the trans-  
7               portation systems needs;

8               (B) using strategies to effectively manage  
9               the transportation system;

10              (C) subject to section 7(c), prioritizing  
11              water and trail access to Recreation Area sites;  
12              and

13              (D) collecting community feedback on traf-  
14              fic.

15              (2) FUTURE SITES.—The Secretary may, in ac-  
16              cordance with paragraph (1), conduct additional  
17              transportation planning, as determined to be nec-  
18              essary by the Secretary, for any future sites included  
19              in the Recreation Area.

20              (c) COST SHARE.—The management plan prepared  
21              under subsection (a) shall address costs to be shared by  
22              the Secretary and partner sites for necessary capital im-  
23              provements to, and maintenance and operations of, the  
24              Recreation Area.

1 (d) SUBMISSION TO CONGRESS.—On completion of  
2 the management plan under subsection (a), the Secretary  
3 shall submit the management plan to—

4 (1) the Committee on Energy and Natural Re-  
5 sources of the Senate; and

6 (2) the Committee on Natural Resources of the  
7 House of Representatives.

8 **SEC. 11. CHESAPEAKE NATIONAL RECREATION AREA ADVI-**  
9 **SORY COMMISSION.**

10 (a) ESTABLISHMENT.—Not later than 180 days after  
11 the date of enactment of this Act, the Secretary shall es-  
12 tablish an advisory commission, to be known as the  
13 “Chesapeake National Recreation Area Advisory Commis-  
14 sion”.

15 (b) DUTIES.—The Advisory Commission shall—

16 (1) advise the Secretary on the development  
17 and implementation of the management plan re-  
18 quired under section 10; and

19 (2) after consultation with the States and other  
20 interested parties, recommend to the Secretary cri-  
21 teria and specific recommendations on the Bay for—

22 (A) partner sites; and

23 (B) properties to be added to the boundary  
24 of the Recreation Area to be managed by the  
25 Secretary, including properties located outside

1           of the existing boundaries of the Recreation  
2           Area.

3           (c) APPLICABLE LAW.—Except as otherwise provided  
4 in this section, the Advisory Commission shall be subject  
5 to—

6           (1) the Federal Advisory Committee Act (5  
7 U.S.C. App.) (except section 14(b) of that Act); and

8           (2) all other applicable laws (including regula-  
9 tions).

10          (d) MEMBERSHIP.—

11           (1) IN GENERAL.—The Advisory Commission  
12 shall be composed of 19 members, appointed by the  
13 Secretary, of whom—

14           (A) 9 shall be appointed to represent the  
15 State of Maryland, of whom—

16           (i) 4 shall have knowledge of environ-  
17 mental, recreational, cultural or historic re-  
18 sources, environmental justice, grassroots  
19 organizing, education, or interpretation;

20           (ii) 1 shall represent commercial fish-  
21 ing interests on the Bay;

22           (iii) 1 shall represent agricultural in-  
23 terests in the watershed of the Bay;

24           (iv) 1 shall be a youth representative;

1 (v) 1 shall be selected from among in-  
2 dividuals recommended by the Governor of  
3 the State of Maryland; and

4 (vi) 1 shall be a representative of a  
5 federally recognized Indian Tribe or State-  
6 recognized Indian Tribe that is tradition-  
7 ally associated with the Bay;

8 (B) 9 shall be appointed to represent the  
9 Commonwealth of Virginia, of whom—

10 (i) 4 shall have knowledge of environ-  
11 mental, recreational, cultural or historic re-  
12 sources, environmental justice, grassroots  
13 organizing, education, or interpretation;

14 (ii) 1 shall represent commercial fish-  
15 ing interests on the Bay;

16 (iii) 1 shall represent agricultural in-  
17 terests in the watershed of the Bay;

18 (iv) 1 shall be a youth representative;

19 (v) 1 shall be selected from among in-  
20 dividuals recommended by the Governor of  
21 the Commonwealth of Virginia; and

22 (vi) 1 shall be a representative of a  
23 federally recognized Indian Tribe or State-  
24 recognized Indian Tribe that is tradition-  
25 ally associated with the Bay; and

1 (C) 1 shall be the Executive Director of  
2 the Chesapeake Bay Commission.

3 (2) REQUIREMENT.—In appointing the mem-  
4 bers described in subparagraphs (A)(i) and (B)(i) of  
5 paragraph (1), the Secretary shall seek to ensure the  
6 broadest practicable representation of the areas of  
7 knowledge described in those subparagraphs.

8 (e) TERMS.—

9 (1) IN GENERAL.—A member of the Advisory  
10 Commission shall be appointed for a term of 3 years.

11 (2) SUCCESSION AND REAPPOINTMENT.—On  
12 expiration of the term of a member of the Advisory  
13 Commission, the member—

14 (A) shall continue to serve until a suc-  
15 cessor is appointed; and

16 (B) may be reappointed to serve an addi-  
17 tional 3-year term.

18 (f) VACANCIES.—A vacancy on the Advisory Commis-  
19 sion shall be filled in the same manner as the original ap-  
20 pointment.

21 (g) ELECTED POSITIONS.—

22 (1) CHAIRPERSON.—The Advisory Commission  
23 shall have a Chairperson who shall—

24 (A) be elected by the Advisory Commis-  
25 sion; and

1 (B) serve for a term of 1 year, unless re-  
2 elected pursuant to procedures established by  
3 the Advisory Commission under subsection  
4 (h)(1).

5 (2) VICE CHAIRPERSON.—The Advisory Com-  
6 mission shall have a Vice Chairperson who shall—

7 (A) be elected by the Advisory Commis-  
8 sion;

9 (B) serve for a term of 1 year, unless re-  
10 elected pursuant to procedures established by  
11 the Advisory Commission under subsection  
12 (h)(1); and

13 (C) serve as Chairperson in the absence of  
14 the Chairperson.

15 (3) OTHER POSITIONS.—The Advisory Commis-  
16 sion may establish other positions and elect members  
17 to serve in those positions as the Advisory Commis-  
18 sion determines to be appropriate, subject to sub-  
19 section (h).

20 (h) PROCEDURES.—

21 (1) IN GENERAL.—Subject to paragraphs (2)  
22 through (6) and any applicable laws (including regu-  
23 lations), the Advisory Commission may establish  
24 such rules and procedures for conducting the affairs

1 of the Advisory Commission as the Advisory Com-  
2 mission determines to be necessary.

3 (2) MEETINGS.—The Advisory Commission  
4 shall meet at the call of—

5 (A) the Chairperson; or

6 (B) a majority of the appointed members.

7 (3) QUORUM.—A quorum shall consist of not  
8 less than 11 of the members of the Advisory Com-  
9 mission.

10 (4) ACTIONS OF THE ADVISORY COMMISSION.—  
11 Any action of the Advisory Commission shall require  
12 a majority vote of the members present at any meet-  
13 ing.

14 (5) VIRTUAL MEETINGS.—

15 (A) IN GENERAL.—Meetings of the Advi-  
16 sory Commission may be conducted virtually, in  
17 whole or in part.

18 (B) REQUEST.—Any member of the Advi-  
19 sory Commission may request permission from  
20 the Chairperson of the Advisory Commission to  
21 participate virtually in—

22 (i) a meeting; and

23 (ii) all activities for that meeting.

24 (6) ELECTIONS.—Not less than  $\frac{3}{4}$  of the mem-  
25 bers of the Advisory Commission must be present,

1 virtually or in-person, for elections carried out under  
2 subsection (g).

3 (i) ADVISORY COMMISSION PERSONNEL MATTERS.—

4 (1) COMPENSATION OF MEMBERS.—

5 (A) IN GENERAL.—Members of the Advi-  
6 sory Commission shall serve without compensa-  
7 tion.

8 (B) TRAVEL EXPENSES.—Members of the  
9 Advisory Commission shall be allowed travel ex-  
10 penses, including per diem in lieu of subsist-  
11 ence, at rates authorized for an employee of an  
12 agency under subchapter 1 of chapter 57 of  
13 title 5, United States Code, while away from  
14 the home or regular place of business of the  
15 member in the performance of services for, or  
16 the duties of, the Commission.

17 (2) STAFF.—

18 (A) IN GENERAL.—The Secretary may  
19 provide the Advisory Commission with any staff  
20 or technical assistance that the Secretary, after  
21 consultation with the Advisory Commission, de-  
22 termines to be appropriate to enable the Advi-  
23 sory Commission to carry out the duties of the  
24 Advisory Commission.

1           (B) DETAIL OF EMPLOYEES.—The Sec-  
2           retary may accept the services of personnel de-  
3           tailed from a State or any political subdivision  
4           of a State.

5           (j) TERMINATION.—

6           (1) IN GENERAL.—Unless extended under para-  
7           graph (2), the Advisory Commission shall terminate  
8           on the date that is 10 years after the date of enact-  
9           ment of this Act.

10          (2) EXTENSION.—

11          (A) RECOMMENDATION.—Not later than 8  
12          years after the date of enactment of this Act,  
13          the Advisory Commission shall make a rec-  
14          ommendation to the Secretary as to whether  
15          the Advisory Commission is still necessary to  
16          advise on the development of the Recreation  
17          Area.

18          (B) DETERMINATION.—

19          (i) IN GENERAL.—If, based on a rec-  
20          ommendation under subparagraph (A), the  
21          Secretary determines that the Advisory  
22          Commission is still necessary, the Sec-  
23          retary may extend the existence of the Ad-  
24          visory Commission for a period of not more

1                   than 10 years beyond the date described in  
2                   paragraph (1).

3                   (ii) **TIMING.**—The Secretary shall  
4                   make a determination to extend the exist-  
5                   ence of the Advisory Commission under  
6                   clause (i) not later than 180 days before  
7                   the date described in paragraph (1).

8 **SEC. 12. SAVINGS PROVISION.**

9           Except as provided in section 4(e), nothing in this  
10 Act enlarges or diminishes the authority of any official at,  
11 or transfers the administration or management of, any  
12 National Park Service site or any partner site to the  
13 Recreation Area.

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