

SEC. 207. TITLE TO NEWLY CONSTRUCTED FACILITIES.

(a) **NEW PROJECTS AND FACILITIES.**—All new projects or facilities constructed in accordance with this title shall remain under the jurisdiction and control of the non-Federal borrower subject to the terms of the repayment agreement.

(b) **EXISTING PROJECTS AND FACILITIES.**—Nothing in this title affects the title of—

(1) reclamation projects authorized prior to the date of enactment of this Act;

(2) works supplemental to existing reclamation projects; or

(3) works constructed to rehabilitate existing reclamation projects.

SEC. 208. WATER RIGHTS.

(a) **IN GENERAL.**—Nothing in this title preempts or affects State water law or an interstate compact governing water.

(b) **COMPLIANCE REQUIRED.**—The Secretary shall comply with State water laws in carrying out this title. Nothing in this title affects or preempts State water law or an interstate compact governing water.

SEC. 209. INTERAGENCY COORDINATION AND CO-OPERATION.

(a) **CONSULTATION.**—The Secretary shall consult with the Secretary of Agriculture before promulgating criteria with respect to financial appraisal functions and loan guarantee administration for activities carried out under this title.

(b) **MEMORANDUM OF AGREEMENT.**—The Secretary and the Secretary of Agriculture may enter into a memorandum of agreement providing for Department of Agriculture financial appraisal functions and loan guarantee administration for activities carried out under this title.

SEC. 210. RECORDS; AUDITS.

(a) **IN GENERAL.**—A recipient of a loan guarantee shall keep such records and other pertinent documents as the Secretary shall prescribe by regulation, including such records as the Secretary may require to facilitate an effective audit.

(b) **ACCESS.**—The Secretary and the Comptroller General of the United States, or their duly authorized representatives, shall have access, for the purpose of audit, to the records and other pertinent documents.

SEC. 211. FULL FAITH AND CREDIT.

The full faith and credit of the United States is pledged to the payment of all guarantees issued under this section with respect to principal and interest.

SEC. 212. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated such sums as are necessary to carry out this title, to remain available until expended.

The committee amendment in the nature of a substitute was agreed to.

The bill (S. 895), as amended, was read the third time and passed.

STAR-SPANGLED BANNER NATIONAL HISTORIC TRAIL ACT

The Senate proceeded to consider the bill (S. 958) to amend the National Trails System Act to designate the Star-Spangled Banner Trail in the State of Maryland and Virginia and the District of Columbia as a National Historic Trail, which had been reported from the Committee on Energy and Natural Resources, with amendments, as follows:

[Strike the parts shown in black brackets and insert the parts shown in italic.]

S. 958

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Star-Spangled Banner National Historic Trail Act”.

SEC. 2. AUTHORIZATION AND ADMINISTRATION OF TRAIL.

Section 5(a) of the National Trails System Act (16 U.S.C. 1244(a)) is amended by adding at the end the following:

“(25) STAR-SPANGLED BANNER NATIONAL HISTORIC TRAIL.—

“(A) **IN GENERAL.**—The Star-Spangled Banner National Historic Trail (referred to in this paragraph as the ‘trail’), an approximately 290-mile long trail extending from southern Maryland

“(A) **IN GENERAL.**—The Star-Spangled Banner National Historic Trail, a trail consisting of water and overland routes totaling approximately 290 miles extending from southern Maryland through the District of Columbia and Virginia, and north to Baltimore, Maryland, commemorating the Chesapeake Campaign of the War of 1812 (including the British invasion of Washington, District of Columbia, and its associated feints and the Battle of Baltimore in summer 1814), as generally depicted on the maps contained in the [draft] report entitled ‘Star-Spangled Banner National Historic Trail Feasibility Study and Environmental Impact Statement’, and dated March 2004.

“(B) **MAP.**—A map generally depicting the trail shall be maintained on file and available for public inspection in the appropriate offices of the National Park Service.

“(C) **ADMINISTRATION.**—Subject to subparagraph (E)(ii), the trail shall be administered by the Secretary of the Interior.

“(D) **LAND ACQUISITION.**—No land or interest in land outside the exterior boundaries of any federally administered area may be acquired by the United States for the trail except with the consent of the owner of the land or interest in land.

“(E) **PUBLIC PARTICIPATION.**—The Secretary of the Interior shall—

“(i) encourage communities, owners of land along the trail, and volunteer trail groups to participate in the planning, development, and maintenance of the trail; and

“(ii) consult with other affected landowners and Federal, State, and local agencies in the administration of the trail.

“(F) **INTERPRETATION AND ASSISTANCE.**—Subject to the availability of appropriations, the Secretary of the Interior may provide to State and local governments and nonprofit organizations interpretive programs and services and, through Fort McHenry National Monument and Shrine, technical assistance, for use in carrying out preservation and development of, and education relating to the War of 1812 along, the trail.”.

The committee amendments were agreed to.

The bill (S. 958), as amended, was read the third time and passed, as follows:

S. 958

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Star-Spangled Banner National Historic Trail Act”.

SEC. 2. AUTHORIZATION AND ADMINISTRATION OF TRAIL.

Section 5(a) of the National Trails System Act (16 U.S.C. 1244(a)) is amended by adding at the end the following:

“(25) STAR-SPANGLED BANNER NATIONAL HISTORIC TRAIL.—

“(A) **IN GENERAL.**—The Star-Spangled Banner National Historic Trail, a trail consisting of water and overland routes totaling approximately 290 miles extending from southern Maryland through the District of Columbia and Virginia, and north to Balti-

more, Maryland, commemorating the Chesapeake Campaign of the War of 1812 (including the British invasion of Washington, District of Columbia, and its associated feints and the Battle of Baltimore in summer 1814), as generally depicted on the maps contained in the draft report entitled ‘Star-Spangled Banner National Historic Trail Feasibility Study and Environmental Impact Statement’, and dated March 2004.

“(B) **MAP.**—A map generally depicting the trail shall be maintained on file and available for public inspection in the appropriate offices of the National Park Service.

“(C) **ADMINISTRATION.**—Subject to subparagraph (E)(ii), the trail shall be administered by the Secretary of the Interior.

“(D) **LAND ACQUISITION.**—No land or interest in land outside the exterior boundaries of any federally administered area may be acquired by the United States for the trail except with the consent of the owner of the land or interest in land.

“(E) **PUBLIC PARTICIPATION.**—The Secretary of the Interior shall—

“(i) encourage communities, owners of land along the trail, and volunteer trail groups to participate in the planning, development, and maintenance of the trail; and

“(ii) consult with other affected landowners and Federal, State, and local agencies in the administration of the trail.

“(F) **INTERPRETATION AND ASSISTANCE.**—Subject to the availability of appropriations, the Secretary of the Interior may provide to State and local governments and nonprofit organizations interpretive programs and services and, through Fort McHenry National Monument and Shrine, technical assistance, for use in carrying out preservation and development of, and education relating to the War of 1812 along, the trail.”.

ACADIA NATIONAL PARK IMPROVEMENT ACT OF 2005

The Senate proceeded to consider the bill (S. 1154) to extend the Acadia National Park Advisory Commission, to provide improved visitor services at the park, and for other purposes, which had been reported from the Committee on Energy and Natural Resources, with amendments, as follows:

[Strike the parts shown in black brackets and insert the parts shown in italic.]

S. 1154

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Acadia National Park Improvement Act of 2005”.

SEC. 2. EXTENSION OF ACADIA NATIONAL PARK ADVISORY COMMISSION.

Section 103(f) of Public Law 99-420 (16 U.S.C. 341 note) is amended by striking “20” and inserting “40”.

SEC. 3. INCREASE IN LAND ACQUISITION CEILING.

Section 106(a) of Public Law 99-420 (16 U.S.C. 341 note) is amended by striking “\$9,100,000” and inserting “\$28,000,000”.

SEC. 4. INTERMODAL TRANSPORTATION CENTER.

Title I of Public Law 99-420 (16 U.S.C. 341 note) is amended by adding at the end the following new section:

“SEC. 108. INTERMODAL TRANSPORTATION CENTER.

“(a) **IN GENERAL.**—The Secretary [shall] may provide assistance in the planning, construction, and operation of an intermodal transportation center located outside of the