

118TH CONGRESS
1ST SESSION

H. R. 1504

To amend the Apex Project, Nevada Land Transfer and Authorization Act of 1989 to include the City of North Las Vegas and the Apex Industrial Park Owners Association, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 2023

Mr. HORSFORD (for himself, Mr. AMODEI, Ms. TITUS, and Mrs. LEE of Nevada) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To amend the Apex Project, Nevada Land Transfer and Authorization Act of 1989 to include the City of North Las Vegas and the Apex Industrial Park Owners Association, 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 “Apex Area Technical
5 Corrections Act”.

1 **SEC. 2. APEX PROJECT, NEVADA LAND TRANSFER AND AU-**
2 **THORIZATION ACT OF 1989.**

3 The Apex Project, Nevada Land Transfer and Au-
4 thorization Act of 1989 (Public Law 101–67; 103 Stat.
5 168) is amended—

6 (1) in section 2(a), by adding at the end the
7 following:

8 “(9) Nevada’s ‘boom and bust’ economic
9 timeline demonstrates a need for economic diversity
10 and stability in the Las Vegas Valley. In the year
11 2000, Nevada was the fastest growing State for 14
12 consecutive years and had increased its population
13 by 1,000,000 residents since 1980. During the reces-
14 sion and mortgage crisis in 2009, Nevada was one
15 of the hardest hit States, with its population facing
16 a 20 percent increase in economic insecurity. Over
17 the following decade, the Las Vegas Valley rebuilt,
18 and by 2020, Nevada led in growth nationally. How-
19 ever, in 2021, the State experienced economic hard-
20 ship at higher rates due to the impact of the
21 COVID–19 pandemic on the travel and tourism in-
22 dustries.

23 “(10) The Apex Project has expanded to be one
24 of the most promising economic endeavors in South-
25 ern Nevada, with the potential to create jobs, stimu-
26 late wages, and improve the well-being of everyone

1 in the region—especially the citizens of North Las
2 Vegas, the only predominantly minority population,
3 which has been hit particularly hard by recessions
4 and the COVID–19 pandemic.

5 “(11) The Apex Project has evolved since 1989,
6 but the partnership between Federal and private
7 land owners remains unwavering. The Bureau of
8 Land Management and Apex stakeholders have cre-
9 ated important environmental protections and per-
10 mitting procedures that are appropriate to utilize in
11 a streamlined capacity as the Apex Project continues
12 to take a new direction.”;

13 (2) in section 2(b)—

14 (A) by redesignating paragraph (6) as
15 paragraph (8); and

16 (B) by inserting after paragraph (5) the
17 following:

18 “(6) The term ‘Apex Industrial Park Owners
19 Association’ has the meaning given such term by the
20 charter document for the entity entitled ‘Apex In-
21 dustrial Park Owners Association’, formed on April
22 9, 2001, and any successor documents to such char-
23 ter document, on file with the Nevada Secretary of
24 State.

1 “(7) The term ‘City of North Las Vegas’ means
2 North Las Vegas, Nevada.”;

3 (3) in section 3(b)—

4 (A) by striking “Clark County for the con-
5 nection” and inserting “Clark County, the City
6 of North Las Vegas, and the Apex Industrial
7 Park Owners Association, individually or jointly
8 as appropriate, for the connection”;

9 (B) by striking “Kerr-McGee Site” and in-
10 serting “Kerr-McGee Site and other lands con-
11 veyed in accordance with this Act”; and

12 (C) by inserting “(or any successor maps
13 created by the Secretary)” after “May 1989”;

14 (4) in section 4(e), by striking “Pursuant” and
15 all that follows through “Clark County” and insert-
16 ing “During such time as the requirements of sec-
17 tion 6 are met, and pursuant to applicable law, the
18 Secretary shall grant Clark County, the City of
19 North Las Vegas, and the Apex Industrial Owners
20 Association”;

21 (5) in section 4(e)(1), by striking the last sen-
22 tence and inserting “The withdrawal made by this
23 subsection shall continue in perpetuity for all lands
24 transferred in accordance with this subsection.”;

1 (6) in section 4(e), by adding at the end the fol-
2 lowing:

3 “(3) In the case of the sale of mineral materials re-
4 sulting from grading, land balancing, or other activities
5 on the surface of a parcel within the Apex Site for which
6 the United States retains and interest in the minerals—

7 “(A) it shall be considered impracticable to ob-
8 tain competition for purposes of section
9 3602.31(a)(2) of title 43, Code of Federal Regula-
10 tions (as in effect on the date of the enactment of
11 the Apex Area Technical Corrections Act); and

12 “(B) such sale shall be exempt from the quan-
13 tity and term limitations imposed on noncompetitive
14 sales under subpart 3602 of such title (as in effect
15 on the date of the enactment of the Apex Area Tech-
16 nical Corrections Act.”; and

17 (7) in section 6, by adding at the end the fol-
18 lowing:

19 “(d) COMPLIANCE WITH ENVIRONMENTAL ASSESS-
20 MENTS.—Each transfer by the United States of additional
21 lands or interests in lands within the Apex Site or rights-
22 of-way issued pursuant to this Act shall be conditioned
23 upon compliance with applicable Federal land laws, includ-

1 ing the National Environmental Policy Act of 1969 and
2 the Federal Land Policy and Management Act of 1976.”.

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