

Union Calendar No. 140

112TH CONGRESS
1ST SESSION

H. R. 241

[Report No. 112-216]

To authorize the conveyance of certain National Forest System lands in the Los Padres National Forest in California.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 2011

Mr. GALLEGLY introduced the following bill; which was referred to the Committee on Natural Resources

SEPTEMBER 23, 2011

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on January 7, 2011]

A BILL

To authorize the conveyance of certain National Forest System lands in the Los Padres National Forest in California.

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. DEFINITIONS.**

4 *In this Act:*

5 (1) *FEDERAL LAND.*—*The term “Federal land”*
6 *means the approximately 5 acres of National Forest*
7 *System land in Santa Barbara County, California,*
8 *as generally depicted on the map.*

9 (2) *FOUNDATION.*—*The term “Foundation”*
10 *means the White Lotus Foundation, a nonprofit foun-*
11 *dation located in Santa Barbara, California.*

12 (3) *MAP.*—*The term “map” means the map enti-*
13 *tled “San Marcos Pass Encroachment for Consider-*
14 *ation of Legislative Remedy” and dated June 1, 2009.*

15 (4) *SECRETARY.*—*The term “Secretary” means*
16 *the Secretary of Agriculture.*

17 **SEC. 2. LAND CONVEYANCE.**

18 (a) *IN GENERAL.*—*Subject to the provisions of this sec-*
19 *tion, if the Foundation offers to convey to the Secretary all*
20 *right, title, and interest of the Foundation in and to a par-*
21 *cel of non-Federal land that is acceptable to the Secretary—*

22 (1) *the Secretary shall accept the offer; and*

23 (2) *on receipt of acceptable title to the non-Fed-*
24 *eral land, the Secretary shall convey to the Founda-*

1 *tion all right, title, and interest of the United States*
2 *in and to the Federal land.*

3 *(b) APPLICABLE LAW.—The land exchange authorized*
4 *under subsection (a) shall be subject to section 206 of the*
5 *Federal Land Policy and Management Act of 1976 (43*
6 *U.S.C. 1716).*

7 *(c) TIME FOR COMPLETION OF LAND EXCHANGE.—It*
8 *is the intent of Congress that the land exchange under sub-*
9 *section (a) shall be completed not later than 2 years after*
10 *the date of enactment of this Act.*

11 *(d) AUTHORITY OF SECRETARY TO CONDUCT SALE OF*
12 *FEDERAL LAND.—If the land exchange under subsection (a)*
13 *is not completed by the date that is 2 years after the date*
14 *of enactment of this Act, the Secretary may offer to sell to*
15 *the Foundation the Federal land for fair market value.*

16 *(e) ADDITIONAL TERMS AND CONDITIONS.—The land*
17 *exchange under subsection (a) and any sale under sub-*
18 *section (d) shall be subject to—*

19 *(1) valid existing rights;*

20 *(2) the Secretary finding that the public interest*
21 *would be well served by making the exchange or sale;*

22 *(3) any terms and conditions that the Secretary*
23 *may require; and*

1 (4) *the Foundation paying the reasonable costs*
2 *of any surveys, appraisals, and any other adminis-*
3 *trative costs associated with the land exchange or sale.*

4 (f) *APPRAISALS.—*

5 (1) *IN GENERAL.—The land conveyed under sub-*
6 *section (a) or (d) shall be appraised by an inde-*
7 *pendent appraiser selected by the Secretary.*

8 (2) *REQUIREMENTS.—An appraisal under para-*
9 *graph (1) shall be conducted in accordance with na-*
10 *tionally recognized appraisal standards, including—*

11 (A) *the Uniform Appraisal Standards for*
12 *Federal Land Acquisitions; and*

13 (B) *the Uniform Standards of Professional*
14 *Appraisal Practice.*

15 (g) *MANAGEMENT AND STATUS OF ACQUIRED LAND.—*
16 *Any non-Federal land acquired by the Secretary under this*
17 *Act shall be managed by the Secretary in accordance with—*

18 (1) *the Act of March 1, 1911 (commonly known*
19 *as the “Weeks Law”) (16 U.S.C. 480 et seq.); and*

20 (2) *any laws (including regulations) applicable*
21 *to the National Forest System.*

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