

Union Calendar No. 478

115TH CONGRESS
2^D SESSION

H. R. 5133

[Report No. 115-625]

To reauthorize the Federal Land Transaction Facilitation Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 1, 2018

Mr. BISHOP of Utah introduced the following bill; which was referred to the Committee on Natural Resources

APRIL 9, 2018

Additional sponsors: Mr. TIPTON and Mr. GLANFORTE

APRIL 9, 2018

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 *italie*]

[For text of introduced bill, see copy of bill as introduced on March 1, 2018]

A BILL

To reauthorize the Federal Land Transaction Facilitation Act, 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 “Federal Land Trans-*
5 *action Facilitation Act Reauthorization of 2018”.*

6 **SEC. 2. FEDERAL LAND TRANSACTION FACILITATION ACT.**

7 *The Federal Land Transaction Facilitation Act is*
8 *amended—*

9 *(1) in section 203(1) (43 U.S.C. 2302(1)), by*
10 *striking “cultural, or” and inserting “cultural, rec-*
11 *reational access and use, or other”;*

12 *(2) in section 203(2) (43 U.S.C. 2302(2))—*

13 *(A) in the matter preceding subparagraph*
14 *(A), by striking “on the date of enactment of this*
15 *Act was” and inserting “is”;*

16 *(B) by amending subparagraph (A) to read*
17 *as follows:*

18 *“(A) a national monument, area of critical*
19 *environmental concern, national conservation*
20 *area, national riparian conservation area, na-*
21 *tional recreation area, national scenic area, re-*
22 *search natural area, national outstanding nat-*
23 *ural area, priority species and habitats des-*
24 *ignated in a land use plan in accordance with*
25 *subpart E (entitled “Fish and Wildlife”) of part*

1 *I of Appendix C of Bureau of Land Management*
2 *Land Use Planning Handbook H-1601-1 (Rel 1-*
3 *1693), a special recreation management area, or*
4 *a national natural landmark managed by the*
5 *Bureau of Land Management;”;* and

6 *(C) by amending subparagraph (D) to read*
7 *as follows:*

8 *“(D) a National Forest or National Grass-*
9 *land in the National Forest System; or”;*

10 *(3) in section 203 (43 U.S.C. 2302), by inserting*
11 *the following paragraph after section 203(2) (and re-*
12 *designating the following paragraphs accordingly):*

13 *“(3) INACCESSIBLE LANDS THAT ARE OPEN TO*
14 *PUBLIC HUNTING, FISHING, RECREATIONAL SHOOT-*
15 *ING, OR OTHER RECREATIONAL PURPOSES.—The term*
16 *‘inaccessible lands that are open to public hunting,*
17 *fishing, recreational shooting, or other recreational*
18 *purposes’ means public lands in Alaska and the elev-*
19 *en contiguous Western States (as defined in section*
20 *103 of the Federal Land Policy and Management Act*
21 *of 1976 (43 U.S.C. 1702)) consisting of at least 640*
22 *contiguous acres on which the public is allowed under*
23 *Federal or State law to hunt, fish, target shoot or use*
24 *the land for other recreational purposes but—*

1 “(A) to which there is no public access or
2 egress; or

3 “(B) to which public access or egress to the
4 land is significantly restricted, as determined by
5 the Secretary.”; and

6 (4) in section 205 (43 U.S.C. 2304)—

7 (A) in subsection (a), by striking “section
8 206” and all that follows through the period and
9 inserting the following: “section 206—

10 “(1) to complete appraisals and satisfy other
11 legal requirements for the sale or exchange of public
12 land identified for disposal under approved land use
13 plans under section 202 of the Federal Land Policy
14 and Management Act of 1976 (43 U.S.C. 1712);

15 “(2) not later than 180 days after the date of the
16 enactment of the Federal Land Transaction Facilita-
17 tion Act Reauthorization of 2018, to establish and
18 make available to the public, on the website of the De-
19 partment of the Interior, a database containing a
20 comprehensive list of all the land referred to in para-
21 graph (1); and

22 “(3) to maintain the database referred to in
23 paragraph (2).”; and

24 (B) by striking subsection (d);

25 (5) in section 206(c)(2) (43 U.S.C. 2305(c)(2))—

1 (A) in subparagraph(A)(i), by striking
2 “inholdings; and” and inserting “inholdings;”;

3 (B) in subparagraph (A)(ii), by striking
4 “exceptional resources.” and inserting “except-
5 tional resources; or”;

6 (C) in subparagraph (A), by inserting after
7 clause (ii), “(iii) adjacent to inaccessible lands
8 open to public hunting, fishing, recreational
9 shooting, or other recreational purposes.”; and

10 (D) by adding at the end the following:

11 “(E) Any funds made available under sub-
12 paragraph (D) that are not obligated or ex-
13 pended by the end of the fourth full fiscal year
14 after the date of the sale or exchange of land that
15 generated the funds may be expended in any
16 State.”;

17 (6) in section 206(c)(3) (43 U.S.C. 2305(c)(3))—

18 (A) by inserting after subparagraph (A) the
19 following:

20 “(B) the extent to which the acquisition of
21 the land or interest therein will increase the pub-
22 lic availability of resources for, and facilitate
23 public access to, hunting, fishing, and other rec-
24 reational activities;” and

1 (B) by redesignating subparagraphs (B)
2 and (C) as subparagraphs (C) and (D);

3 (7) by striking section 206(f) (43 U.S.C.
4 2305(f)); and

5 (8) in section 207(b) (43 U.S.C. 2306(b))—

6 (A) in paragraph (1)—

7 (i) by striking “96–568” and inserting
8 “96–586”; and

9 (ii) by striking “; or” and inserting a
10 semicolon;

11 (B) in paragraph (2)—

12 (i) by inserting “Public Law 105–
13 263;” before “112 Stat.”; and

14 (ii) by striking the period at the end
15 and inserting a semicolon; and

16 (C) by adding at the end the following:

17 “(3) the White Pine County Conservation, Recre-
18 ation, and Development Act of 2006 (Public Law
19 109–432; 120 Stat. 3028);

20 “(4) the Lincoln County Conservation, Recre-
21 ation, and Development Act of 2004 (Public Law
22 108–424; 118 Stat. 2403);

23 “(5) subtitle F of title I of the Omnibus Public
24 Land Management Act of 2009 (16 U.S.C. 1132 note;
25 Public Law 111–11);

1 “(6) subtitle O of title I of the Omnibus Public
2 *Land Management Act of 2009 (16 U.S.C. 460www*
3 *note, 1132 note; Public Law 111–11);*

4 “(7) section 2601 of the Omnibus Public Land
5 *Management Act of 2009 (Public Law 111–11; 123*
6 *Stat. 1108); or*

7 “(8) section 2606 of the Omnibus Public Land
8 *Management Act of 2009 (Public Law 111–11; 123*
9 *Stat. 1121).”.*

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