

118TH CONGRESS
2D SESSION

H. R. 9095

To direct the Secretary of Agriculture to issue a special use permit with respect to the maintaining of a flagpole bearing the flag of the United States at Kyhv Peak Lookout Point, Utah, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 23, 2024

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

A BILL

To direct the Secretary of Agriculture to issue a special use permit with respect to the maintaining of a flagpole bearing the flag of the United States at Kyhv Peak Lookout Point, Utah, 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 “Star-Spangled Summit
5 Act of 2024”.

1 **SEC. 2. SPECIAL USE PERMIT FOR MAINTENANCE OF COV-**
2 **ERED FLAGPOLE AT KYHV PEAK LOOKOUT**
3 **POINT.**

4 (a) SPECIAL USE PERMIT.—Not later than 180 days
5 after the date of the enactment of this Act, the Secretary
6 shall issue a special use permit for a period of 10 years
7 for the placing, if necessary, and maintenance of a covered
8 flagpole at Kyhv Peak Lookout Point to—

9 (1) Robert S. Collins of Provo, Utah; and

10 (2) if the individual described in paragraph (1)
11 declines such permit, to a qualified person in accord-
12 ance with this section.

13 (b) SELECTION AND ISSUANCE.—

14 (1) APPLICATION.—Except as provided in sub-
15 section (a)(1), to be eligible to be selected for a spe-
16 cial use permit under this section, a qualified person
17 shall submit to the Secretary an application at such
18 time, in such manner, and containing such informa-
19 tion as the Secretary may require.

20 (2) PRIORITY OF ISSUANCE.—Except as pro-
21 vided in subsection (a)(1), in selecting a qualified
22 person to receive a special use permit under this sec-
23 tion, the Secretary shall prioritize the following
24 qualified persons:

1 (A) First, a qualified person that held a
2 special use permit issued under this section for
3 the preceding 10-year period.

4 (B) Second, a qualified person that the
5 prior special use permit holder identifies.

6 (C) Third, any other qualified person that
7 submits an application under paragraph (1)
8 that the Secretary determines appropriate.

9 (3) TERMS AND CONDITIONS.—The Secretary
10 may impose such terms and conditions on holder of
11 a special use permit under this section as the Sec-
12 retary determines necessary to ensure the proper
13 care and maintenance of a covered flagpole.

14 (4) NOTICE OF APPLICATION.—The Secretary
15 shall publish notice of the availability of any special
16 use permit under this section on the website of the
17 Forest Service and in a local Utah County news-
18 paper of record.

19 (c) SUBSEQUENT SPECIAL USE PERMITS.—

20 (1) IN GENERAL.—The Secretary shall renew or
21 issue a new 10-year special use permit not later180
22 days after the date that is the earliest of the fol-
23 lowing:

1 (A) The date that is 10 years after the
2 date on which the Secretary issued the pre-
3 ceding permit.

4 (B) The date on which the holder of the
5 current special use permit requests termination
6 of such permit.

7 (C) The date on which a special use permit
8 is subject to early termination under paragraph
9 (2).

10 (2) EARLY TERMINATION.—If the Secretary de-
11 termines that the holder of a special use permit
12 under this section is not in compliance with the
13 terms and conditions relating to such permit under
14 subsection (b)(3), the Secretary shall terminate the
15 special use permit.

16 (d) LIMITATION ON HOLDERS OF SPECIAL USE PER-
17 MIT.—A holder of a special use permit under this section
18 may not accept anything of value in exchange for identi-
19 fying a person under subsection (b)(2)(B).

20 (e) DEFINITIONS.—In this section:

21 (1) COVERED FLAGPOLE.—The term “covered
22 flagpole” means a flagpole bearing the flag of the
23 United States.

24 (2) KYHV PEAK LOOKOUT POINT.—The term
25 “Kyhv Peak Lookout Point” means the peak within

1 the Uinta-Wasatch-Cache National Forest over-
2 looking Utah Valley and located approximately at
3 latitude 40°16'18.14" N, longitude 111°36'58.57"
4 W.

5 (3) QUALIFIED PERSON.—The term “qualified
6 person” means—

7 (A)(i) an individual that resides in Utah
8 County, Utah; or

9 (ii) a nonprofit entity or volunteer organi-
10 zation that carries out operations of the entity
11 or organization in such county; and

12 (B) that has—

13 (i) experience placing, maintaining, or
14 otherwise caring for a covered flagpole;
15 and

16 (ii) any other experience determined
17 relevant by the Secretary.

18 (4) SECRETARY.—The term “Secretary” means
19 the Secretary of Agriculture, acting through the
20 Chief of the Forest Service.

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