

## Union Calendar No. 160

113<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1168

**[Report No. 113-220]**

To direct the Secretary of the Interior, acting through the Bureau of Land Management, to convey to the City of Carlin, Nevada, in exchange for consideration, all right, title, and interest of the United States, to any Federal land within that city that is under the jurisdiction of that agency, and for other purposes.

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### IN THE HOUSE OF REPRESENTATIVES

MARCH 14, 2013

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

SEPTEMBER 20, 2013

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 14, 2013]

# **A BILL**

To direct the Secretary of the Interior, acting through the Bureau of Land Management, to convey to the City of Carlin, Nevada, in exchange for consideration, all right, title, and interest of the United States, to any Federal land within that city that is under the jurisdiction of that agency, 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. CONVEYANCE OF CERTAIN FEDERAL LAND TO**  
4 **CITY OF CARLIN, NEVADA.**

5 (a) *DEFINITIONS.—*

6 (1) *CITY.—The term “City” means the City of*  
7 *Carlin, Nevada.*

8 (2) *FEDERAL LAND.—The term “Federal land”*  
9 *means the approximately 1,400 acres of land located*  
10 *in the City of Carlin, Nevada, that is identified on*  
11 *the map as “Carlin Selected Parcels”.*

12 (3) *MAP.—The term “map” means the map enti-*  
13 *tled “Proposed Carlin, Nevada Land Sales” map*  
14 *dated June 6, 2013.*

15 (b) *CONVEYANCE REQUIRED.—Subject to valid exist-*  
16 *ing rights and not later than 180 days after the date on*  
17 *which the Secretary of the Interior receives an offer from*  
18 *the City to purchase the Federal land, the Secretary, acting*  
19 *through the Bureau of Land Management, shall convey, not-*  
20 *withstanding the land use planning requirements of sec-*  
21 *tions 202 and 203 of the Federal Land Policy and Manage-*  
22 *ment Act of 1976 (43 U.S.C. 1712, 1713), to the City, in*  
23 *exchange for consideration in an amount equal to the fair*  
24 *market value of the Federal land, all right, title, and inter-*  
25 *est of the United States, to such Federal land.*

1           (c) *APPRAISAL TO DETERMINE FAIR MARKET*  
2 *VALUE.*—*The Secretary shall determine the fair market*  
3 *value of the Federal land to be conveyed—*

4                   (1) *in accordance with the Federal Land Policy*  
5 *and Management Act of 1976 (43 U.S.C. 1701 et*  
6 *seq.); and*

7                   (2) *based on an appraisal that is conducted in*  
8 *accordance with nationally recognized appraisal*  
9 *standards, including—*

10                           (A) *the Uniform Appraisal Standards for*  
11 *Federal Land Acquisition; and*

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

14           (d) *AVAILABILITY OF MAP.*—*The map shall be on file*  
15 *and available for public inspection in the appropriate of-*  
16 *fices of the Bureau of Land Management.*

17           (e) *COSTS.*—*The City shall, at closing for the convey-*  
18 *ance authorized under subsection (b), pay or reimburse the*  
19 *Secretary, as appropriate, for the reasonable transaction*  
20 *and administrative personnel costs associated with the con-*  
21 *veyance authorized under such subsection, including the*  
22 *costs of appraisal, title searches, maps, and boundary and*  
23 *cadastral surveys.*

24           (f) *CONVEYANCE NOT A MAJOR FEDERAL ACTION.*—  
25 *A conveyance or combination of conveyances made under*

1 *this section shall not be considered a major Federal action*  
2 *for purposes of section 102(2) of the National Environ-*  
3 *mental Policy Act of 1969 (42 U.S.C. 4332(2)).*

4       *(g) RELEASE OF UNITED STATES.—Upon making the*  
5 *conveyance under subsection (b), notwithstanding any other*  
6 *provision of law, the United States is released from any*  
7 *and all liabilities or claims of any kind or nature arising*  
8 *from the presence, release, or threat of release of any haz-*  
9 *ardous substance, pollutant, contaminant, petroleum prod-*  
10 *uct (or derivative of a petroleum product of any kind), solid*  
11 *waste, mine materials or mining related features (including*  
12 *tailings, overburden, waste rock, mill remnants, pits, or*  
13 *other hazards resulting from the presence of mining related*  
14 *features) on the Federal land in existence on or before the*  
15 *date of the conveyance.*

16       *(h) WITHDRAWAL.—Subject to valid existing rights,*  
17 *the Federal land identified for conveyance shall be with-*  
18 *drawn from all forms of—*

19               *(1) entry, appropriation, or disposal under the*  
20               *public land laws;*

21               *(2) location, entry, and patent under the mining*  
22               *laws; and*

23               *(3) disposition under the mineral leasing, min-*  
24               *eral materials and geothermal leasing laws.*

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