

111TH CONGRESS
1ST SESSION

S. 218

To require the Secretary of the Interior to convey certain Bureau of Land Management land to Park City, Utah, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 13, 2009

Mr. HATCH introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To require the Secretary of the Interior to convey certain Bureau of Land Management land to Park City, 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 “Utah Public Land Con-
5 veyance Act of 2009”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) CITY.—The term “City” means Park City,
9 Utah.

1 (2) SECRETARY.—The term “Secretary” means
2 the Secretary of the Interior.

3 **SEC. 3. CONVEYANCE OF PUBLIC LAND IN CITY.**

4 (a) IN GENERAL.—Not later than 180 days after the
5 date of enactment of this Act, notwithstanding sections
6 202 and 203 of the Federal Land Policy and Management
7 Act of 1976 (43 U.S.C. 1712, 1713), the Secretary, sub-
8 ject to valid existing rights, shall convey to the City all
9 right, title, and interest of the United States in and to
10 the parcels of Federal land described in subsection (b).

11 (b) DESCRIPTION OF LAND.—The parcels of Federal
12 land referred to in subsection (a) consist of—

13 (1) parcel 8 (commonly known as the “White
14 Acre parcel”); and

15 (2) parcel 16 (commonly known as the “Gamble
16 Acre parcel”).

17 (c) CONSIDERATION.—As consideration for the con-
18 veyance of the Federal land under subsection (a), the City
19 shall pay to the Secretary an amount not less than the
20 fair market value of the Federal land, as determined by
21 the Secretary.

22 (d) METHOD OF CONVEYANCE.—

23 (1) OPEN SPACE REQUIREMENTS.—Subject to
24 paragraph (2), the conveyance of the Federal land
25 under subsection (a) shall be by 1 or more deeds

1 that require that the Federal land shall be used only
2 for—

3 (A) recreational and public open space pur-
4 poses; or

5 (B) any other purposes relating to the
6 maintenance of the Federal land as open space,
7 as determined by the Secretary.

8 (2) CONSTRUCTION OF STRUCTURES.—The re-
9 quirement described in paragraph (1) shall not pro-
10 hibit the construction or maintenance of recreational
11 facilities, utilities, or other structures that are con-
12 sistent with—

13 (A) the maintenance of the Federal land as
14 open space; or

15 (B) the recreational purposes of the Fed-
16 eral land.

17 **SEC. 4. AUCTION OF PUBLIC LAND IN CITY.**

18 (a) IN GENERAL.—Not later than 180 days after the
19 date of enactment of this Act, notwithstanding sections
20 202 and 203 of the Federal Land Policy and Management
21 Act of 1976 (43 U.S.C. 1712, 1713), the Secretary, sub-
22 ject to valid existing rights, shall conduct sales of the Fed-
23 eral land described in subsection (b) to qualified bidders.

24 (b) DESCRIPTION OF LAND.—The parcels of Federal
25 land referred to in subsection (a) consist of—

1 (1) parcel 17; and

2 (2) parcel 18.

3 (c) METHOD OF SALE; CONSIDERATION.—The sale
4 of Federal land under subsection (a) shall be—

5 (1) unless otherwise determined by the Sec-
6 retary, through a competitive bidding process;

7 (2) for not less than fair market value; and

8 (3) in accordance with the Federal Land Man-
9 agement Policy Act of 1976 (43 U.S.C. 1701 et
10 seq.), except for subsections (d) and (f) of section
11 203 of the Federal Land Management Policy Act of
12 1976 (43 U.S.C. 1713).

13 **SEC. 5. DISPOSITION OF LAND SALES PROCEEDS.**

14 (a) IN GENERAL.—The gross proceeds from the sales
15 of land described in sections 3(a) and 4(a) shall be depos-
16 ited in a special account in the Treasury of the United
17 States and shall be available to the Secretary, without fur-
18 ther appropriation and until expended, for—

19 (1) the reimbursement of costs incurred by the
20 Bureau of Land Management in preparing for the
21 sales of land described in sections 3(a) and 4(a), in-
22 cluding the costs of—

23 (A) surveys;

24 (B) appraisals; and

1 (C) complying with applicable Federal
2 laws; and

3 (2) environmental restoration projects that
4 are—

5 (A) located on Bureau of Land Manage-
6 ment land; and

7 (B) administered by the Salt Lake City
8 Field Office of the Bureau of Land Manage-
9 ment.

10 (b) INVESTMENT OF SPECIAL ACCOUNT.—Any
11 amounts deposited in the special account shall earn inter-
12 est in an amount determined by the Secretary of the
13 Treasury on the basis of the current average market yield
14 on outstanding marketable obligations of the United
15 States of comparable maturities, and may be expended in
16 accordance with this section.

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