In the Senate of the United States,

Resolved, That the bill from the House of Representatives (H.R. 486) entitled ''An Act to provide for a land exchange involving private land and Bureau of Land Management land in the vicinity of Holloman Air Force Base, New Mexico, for the purpose of removing private land from the required safety zone surrounding munitions storage bunkers at Holloman Air Force Base.'', do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

1   ***SECTION 1. SHORT TITLE.***

2   *This Act may be cited as the ''Holloman Air Force*

3 *Base Land Exchange Act''.*

SEC. 2. DEFINITIONS.

In this Act:

(1) FEDERAL LAND.—The term "Federal land" means the land administered by the Secretary consisting of a total of approximately 320 acres, as depicted on the map.

(2) MAP.—The term "map" means the map entitled "Holloman AFB Land Exchange" and dated May 19, 2006.

(3) NON-FEDERAL LAND.—The term "non-Federal land" means the parcel consisting of a total of approximately 241 acres of land, as depicted on the map, that is—

(A) contiguous to Holloman Air Force Base, New Mexico; and

(B) located within the required safety zone surrounding munitions storage bunkers at the installation.

(4) OWNER.—The term "owner" means an owner that is able to convey to the United States clear title to the non-Federal land.

(5) SECRETARY.—The term "Secretary" means the Secretary of the Interior.

SEC. 3. LAND EXCHANGE.

(a) IN GENERAL.—If the owner submits to the Secretary a request to exchange the non-Federal land for the

1 *Federal land or a portion of the Federal land, the Secretary*

2 *shall convey to the owner all right, title, and interest of*

3 *the United States in and to the Federal land or the applica-*

4 *ble portion of the Federal land.*

5 *(b) CONSIDERATION.—As consideration for the convey-*

6 *ance of the Federal land under subsection (a), the owner*

7 *shall convey to the United States all right, title, and interest*

8 *of the owner in and to the non-Federal land.*

9 *(c) ADDITION TO MILITARY RESERVATION.—On acqui-*

10 *sition of the non-Federal land by the Secretary, the Sec-*

11 *retary shall—*

12 *(1) assume jurisdiction over the non-Federal*

13 *land; and*

14 *(2) amend the withdrawal for the Holloman Air*

15 *Force Base to include the non-Federal land.*

16 *(d) INTERESTS INCLUDED IN EXCHANGE.—Subject to*

17 *valid existing rights, the land exchange under this Act shall*

18 *include the conveyance of all surface, subsurface, mineral,*

19 *and water rights to the Federal land and non-Federal land*

20 *exchanged.*

21 *(e) COMPLIANCE WITH FEDERAL LAND POLICY AND*

22 *MANAGEMENT ACT.—*

23 *(1) IN GENERAL.—Except as provided in para-*

24 *graph (2), the Secretary shall carry out the land ex-*

25 *change under this section in accordance with section*

1 *206 of the Federal Land Policy and Management Act*

2 *of 1976 (43 U.S.C. 1716).*

3 *(2) CASH EQUALIZATION.—Notwithstanding sec-*

4 *tion 206(b) of the Federal Land Policy and Manage-*

5 *ment Act of 1976 (43 U.S.C. 1716(b)), a cash equali-*

6 *zation payment may be made in excess of 25 percent*

7 *of the appraised value of the Federal land.*

8 *(f) NO AMENDMENT TO MANAGEMENT PLAN RE-*

9 *QUIRED.—The exchange of Federal land and non-Federal*

10 *land shall not require an amendment to the White Sands*

11 *Resource Management Plan.*

12 *(g) DISPOSITION AND USE OF PROCEEDS.—*

13 *(1) DISPOSITION OF PROCEEDS.—The Secretary*

14 *shall deposit any cash equalization payments received*

15 *under this Act in the Federal Land Disposal Account*

16 *established under section 206(a) of the Federal Land*

17 *Transaction Facilitation Act (43 U.S.C. 2305(a)).*

18 *(2) USE OF PROCEEDS.—Amounts deposited*

19 *under paragraph (1) shall be expended in accordance*

20 *with section 206(c) of the Federal Land Transaction*

21 *Facilitation Act (43 U.S.C. 2305(c)).*

22 *(h) ADDITIONAL TERMS AND CONDITIONS.—The Sec-*

23 *retary may require any additional terms and conditions*

1 *for the land exchange that the Secretary considers to be ap-*

2 *propriate to protect the interests of the United States.*

Attest:

Secretary.