

112TH CONGRESS  
1ST SESSION

# S. 1302

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IN THE HOUSE OF REPRESENTATIVES

AUGUST 5, 2011

Referred to the Committee on Oversight and Government Reform, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## AN ACT

To authorize the Administrator of General Services to convey a parcel of real property in Tracy, California, to the City of Tracy.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. CONVEYANCE OF PARCEL, TRACY, CALIFORNIA.**

2 (a) DEFINITIONS.—In this section:

3 (1) ADMINISTRATOR.—The term “Adminis-  
4 trator” means the Administrator of General Serv-  
5 ices.

6 (2) CITY.—The term “City” means the city of  
7 Tracy, California.

8 (3) PARCEL.—

9 (A) IN GENERAL.—The term “Parcel”  
10 means the approximately 150 acres conveyed to  
11 the City for educational or recreational pur-  
12 poses pursuant to section 140 of division C of  
13 Public Law 105–277 (112 Stat. 2681–599; 113  
14 Stat. 104; 118 Stat. 335).

15 (B) EXCLUSIONS.—The term “Parcel”  
16 does not include the approximately 50 acres  
17 conveyed to the City for economic development,  
18 in which the United States retains no rever-  
19 sionary interest, pursuant to section 140 of di-  
20 vision C of Public Law 105–277 (112 Stat.  
21 2681–599; 113 Stat. 104; 118 Stat. 335).

22 (b) CONVEYANCE.—

23 (1) IN GENERAL.—Notwithstanding subsections  
24 (c) through (f) of section 140 of division C of Public  
25 Law 105–277 (112 Stat. 2681–599; 113 Stat. 104;  
26 118 Stat. 335) and subject to subsection (c), the

1 Administrator may offer to enter into a binding  
2 agreement with the City, as soon as practicable, but  
3 not later than 180 days after the date of enactment  
4 of this Act, under which the Administrator may con-  
5 vey to the City, through a deed of release or other  
6 appropriate instrument, any reversionary interest re-  
7 tained by the United States in the Parcel, and all  
8 other terms, conditions, reservations, and restric-  
9 tions imposed, in connection with the conveyance of  
10 the Parcel.

11 (2) SURVEY.—For purposes of paragraph (1),  
12 the exact acreage and legal description of the Parcel  
13 shall be determined by a survey that is satisfactory  
14 to the Administrator.

15 (c) CONSIDERATION.—

16 (1) IN GENERAL.—As consideration for the con-  
17 veyance under subsection (b), the City shall pay to  
18 the Administrator an amount not less than the ap-  
19 praised fair market value of the Parcel, as deter-  
20 mined by the Administrator pursuant to an ap-  
21 praisal conducted by a licensed, independent ap-  
22 praiser, based on the highest and best use of the  
23 Parcel, as determined by the Administrator.

1           (2) TREATMENT.—The determination of the  
2 Administrator under paragraph (1) regarding the  
3 fair market value of the Parcel shall be final.

4           (d) COST OF CONVEYANCE.—The City shall be re-  
5 sponsible for reimbursing the Administrator for the costs  
6 associated with implementing this section, including the  
7 costs of each applicable appraisal and survey.

8           (e) PROCEEDS.—

9           (1) DEPOSIT.—The net proceeds from the con-  
10 veyance under this section shall be deposited in the  
11 Federal Buildings Fund established by section  
12 592(a) of title 40, United States Code.

13           (2) EXPENDITURE.—The amounts deposited in  
14 the Federal Buildings Fund under paragraph (1)  
15 shall be available to the Administrator, in amounts  
16 specified in appropriations Acts, for expenditure for  
17 any lawful purpose consistent with the authority of  
18 the Administrator.

19           (f) ADDITIONAL TERMS AND CONDITIONS.—The Ad-  
20 ministrator may establish such additional terms and con-  
21 ditions in connection with the conveyance under subsection  
22 (b) as the Administrator considers to be appropriate to  
23 protect the interests of the United States.

24           (g) NO EFFECT ON COMPLIANCE WITH ENVIRON-  
25 MENTAL LAWS.—Nothing in this Act or any amendment

1 made by this Act affects or limits the application of or  
2 obligation to comply with any environmental law, including  
3 section 120(h) of the Comprehensive Environmental Re-  
4 sponse, Compensation, and Liability Act of 1980 (42  
5 U.S.C. 9620(h)).

Passed the Senate August 2, 2011.

Attest: NANCY ERICKSON,  
*Secretary.*