

Calendar No. 120

113TH CONGRESS
1ST SESSION

S. 609

[Report No. 113-66]

To authorize the Secretary of the Interior to convey certain Federal land in San Juan County, New Mexico, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 19, 2013

Mr. UDALL of New Mexico (for himself and Mr. HEINRICH) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

JUNE 27, 2013

Reported by Mr. WYDEN, with amendments

[Omit the part struck through and insert the part printed in italics]

A BILL

To authorize the Secretary of the Interior to convey certain Federal land in San Juan County, New Mexico, 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 “San Juan County Fed-
5 eral Land Conveyance Act”.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) FEDERAL LAND.—The term “Federal land”
 4 means the approximately 19 acres of ~~Federal land~~
 5 *Federal surface estate* generally depicted as “Lands
 6 Authorized for Conveyance” on the map.

7 (2) LANDOWNER.—The term “landowner”
 8 means the plaintiffs in the case styled *Blancett v.*
 9 *United States Department of the Interior, et al.*, No.
 10 10–cv–00254–JAP–KBM, United States District
 11 Court for the District of New Mexico.

12 (3) MAP.—The term “map” means the map en-
 13 titled “San Juan County Land Conveyance” and
 14 dated June 20, 2012.

15 (4) SECRETARY.—The term “Secretary” means
 16 the Secretary of the Interior.

17 (5) STATE.—The term “State” means the State
 18 of New Mexico.

19 **SEC. 3. CONVEYANCE OF CERTAIN FEDERAL LAND IN SAN**
 20 **JUAN COUNTY, NEW MEXICO.**

21 (a) IN GENERAL.—On request of the landowner, the
 22 Secretary shall, under such terms and conditions as the
 23 Secretary may prescribe *and subject to valid existing*
 24 *rights*, convey to the landowner all right, title, and interest
 25 of the United States in and to any portion of the Federal

1 land (including any improvements or appurtenances to the
2 Federal land) by sale.

3 (b) SURVEY; ADMINISTRATIVE COSTS.—

4 (1) SURVEY.—The exact acreage and legal de-
5 scription of the Federal land to be conveyed under
6 subsection (a) shall be determined by a survey ap-
7 proved by the Secretary.

8 (2) COSTS.—The administrative costs associ-
9 ated with the conveyance shall be paid by the land-
10 owner.

11 (c) CONSIDERATION.—

12 (1) IN GENERAL.—As consideration for the con-
13 veyance of the Federal land under subsection (a),
14 the landowner shall pay to the Secretary an amount
15 equal to the fair market value of the Federal land
16 conveyed, as determined under paragraph (2).

17 (2) APPRAISAL.—The fair market value of any
18 Federal land that is conveyed under subsection (a)
19 shall be determined by an appraisal acceptable to
20 the Secretary that is performed in accordance
21 with—

22 (A) the Uniform Appraisal Standards for
23 Federal Land Acquisitions;

24 (B) the Uniform Standards of Professional
25 Appraisal Practice; and

1 (C) any other applicable law (including
2 regulations).

3 (d) DISPOSITION AND USE OF PROCEEDS.—

4 (1) DISPOSITION OF PROCEEDS.—The Sec-
5 retary shall deposit the proceeds of any conveyance
6 of Federal land under subsection (a) in a special ac-
7 count in the Treasury for use in accordance with
8 paragraph (2).

9 (2) USE OF PROCEEDS.—Amounts deposited
10 under paragraph (1) shall be available to the Sec-
11 retary, without further appropriation and until ex-
12 pended, for the acquisition of land or interests in
13 land from willing sellers in the State for resource
14 protection that is consistent with the purposes for
15 which the Bald Eagle Area of Critical Environ-
16 mental Concern in the State was established.

17 (e) ADDITIONAL TERMS AND CONDITIONS.—The
18 Secretary may require such additional terms and condi-
19 tions for a conveyance under subsection (a) as the Sec-
20 retary determines to be appropriate to protect the inter-
21 ests of the United States.

22 (f) WITHDRAWAL.—*Subject to valid existing rights, the*
23 *Federal land is withdrawn from—*

24 (1) *location, entry, and patent under the mining*
25 *laws; and*

- 1 (2) *disposition under all laws relating to min-*
- 2 *eral and geothermal leasing or mineral materials.*

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