

119TH CONGRESS
2D SESSION

H. R. 4684

AN ACT

To direct the Secretary of Agriculture to issue a special use permit with respect to the maintaining of a flagpole bearing the flag of the United States at Kyhv Peak Lookout Point, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Star-Spangled Summit
3 Act of 2026”.

4 **SEC. 2. SPECIAL USE PERMIT FOR INSTALLATION, OPER-**
5 **ATION, MAINTENANCE, AND REMOVAL OF**
6 **COVERED FLAGPOLE AT KYHV PEAK LOOK-**
7 **OUT POINT.**

8 (a) DEFINITIONS.—In this section:

9 (1) COVERED FLAGPOLE.—The term “covered
10 flagpole” means a flagpole bearing the flag of the
11 United States.

12 (2) KYHV PEAK LOOKOUT POINT.—The term
13 “Kyhv Peak Lookout Point” means the peak within
14 the Uinta National Forest overlooking Utah Valley
15 and located approximately at latitude 40°16′18.14”
16 N, longitude 111°36′58.57” W.

17 (3) QUALIFIED PERSON.—The term “qualified
18 person” means an individual that resides in, or a
19 nonprofit entity or volunteer organization that car-
20 ries out operations of the entity or organization in,
21 Utah County, Utah, that has—

22 (A) experience placing, maintaining, or
23 otherwise caring for a covered flagpole; and

24 (B) any other experience determined rel-
25 evant by the Secretary.

1 (4) SECRETARY.—The term “Secretary” means
2 the Secretary of Agriculture, acting through the
3 Chief of the Forest Service.

4 (b) SPECIAL USE PERMIT.—Not later than 180 days
5 after the date of enactment of this Act and notwith-
6 standing any other provision of law, the Secretary shall
7 issue a special use permit for a period of 10 years for
8 the installation, operation, maintenance, and removal, if
9 necessary, of a covered flagpole at Kyhv Peak Lookout
10 Point to—

11 (1) an individual who has submitted a special
12 use permit application to display the flag of the
13 United States seasonally on Kyhv Peak prior to
14 March 5, 2026;

15 (2) an individual who has placed or displayed
16 the flag of the United States at Kyhv Peak Lookout
17 Point as part of a longstanding seasonal practice
18 prior to the date of enactment of this Act; or

19 (3) if an individual described in paragraphs (1)
20 and (2) declines such permit, to a qualified person
21 in accordance with this section.

22 (c) SELECTION AND ISSUANCE.—

23 (1) APPLICATION.—Except as provided in sub-
24 section (b), to be eligible to be selected for a special
25 use permit under this section, a qualified person

1 shall submit to the Secretary a proposal and applica-
2 tion at such time, in such manner, and containing
3 such information as the Secretary may require.

4 (2) TERMS AND CONDITIONS.—The Secretary
5 may impose such terms and conditions on a holder
6 of a special use permit under this section as the Sec-
7 retary determines necessary to ensure the proper
8 care and maintenance of a covered flagpole.

9 (3) LAND USE FEE EXEMPTION.—The Sec-
10 retary shall not assess any land use fees with respect
11 to a special use permit issued under this section.

12 (4) NOTICE OF APPLICATION.—The Secretary
13 shall publish notice of the availability of any special
14 use permit under this section on the website of the
15 Forest Service and in a local Utah County, Utah,
16 newspaper of record.

17 (d) SUBSEQUENT SPECIAL USE PERMITS.—

18 (1) IN GENERAL.—The Secretary shall renew or
19 issue a new 10-year special use permit not later than
20 180 days after the date that is the earliest of the
21 following:

22 (A) The date that is 10 years after the
23 date on which the Secretary issued the pre-
24 ceding permit.

1 (B) The date on which the holder of the
2 current special use permit requests revocation
3 of such permit.

4 (C) The date on which a special use permit
5 is subject to early termination under paragraph
6 (2).

7 (2) REVOCATION.—If the Secretary determines
8 that the holder of a special use permit under this
9 section is not in compliance with the terms and con-
10 ditions relating to such permit under subsection
11 (c)(3), the Secretary may revoke the special use per-
12 mit.

13 (e) EXEMPTION FROM COST RECOVERY FEES.—A
14 holder of a special use permit under this section shall be
15 exempt from any cost recovery fee under section 251.58
16 of title 36, Code of Federal Regulations.

17 (f) APPLICABILITY OF NEPA.—The National Envi-
18 ronmental Policy Act of 1969 (42 U.S.C. 4321 et seq.)
19 shall not apply to the issuance, renewal, or administration
20 of a special use permit under this section, including any
21 activities associated with the placing, maintenance, or re-
22 moval of a covered flagpole at Kyhv Peak Lookout Point.

23 (g) ACCESS.—The Secretary may authorize reason-
24 able access to Kyhv Peak Lookout Point for the purpose
25 of exercising rights under a special use permit issued

1 under this section, subject to conditions necessary to pro-
2 tect public safety and natural resources.

3 (h) LIMITATION.—The Secretary shall ensure the ac-
4 tivities and access authorized by this section are limited
5 to the smallest practicable area.

Passed the House of Representatives May 19, 2026.

Attest:

Clerk.

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