

TAHOE NATIONAL FOREST, CALIFORNIA, LAND
CONVEYANCE

JUNE 3, 1997.—Committed to the Committee of the Whole House on the State of
the Union and ordered to be printed

Mr. YOUNG of Alaska, from the Committee on Resources,
submitted the following

REPORT

[To accompany H.R. 1439]

[Including cost estimate of the Congressional Budget Office]

The Committee on Resources, to whom was referred the bill (H.R. 1439) to facilitate the sale of certain land in Tahoe National Forest in the State of California to Placer County, California, having considered the same, report favorably thereon with an amendment and recommend that the bill as amended do pass.

The amendment is as follows:

Strike out all after the enacting clause and insert in lieu thereof the following:

SECTION 1. LAND CONVEYANCE, TAHOE NATIONAL FOREST, CALIFORNIA.

(a) **SALE AUTHORIZED.**—Subject to all valid existing rights, the Secretary of Agriculture may sell to Placer County, California (in this section referred to as the “County”), all right, title, and interest of the United States in and to a parcel of real property, consisting of approximately 35 acres located in Tahoe National Forest in the State of California to permit the County to create a community park in Squaw Valley.

(b) **DESCRIPTION OF PROPERTY.**—The parcel to be conveyed under subsection (a) is generally depicted on a map entitled “Placer County Conveyance”, dated April 1997, which shall be available for public inspection in appropriate offices of the Secretary. The map and attached approximate legal description are subject to adjustment by survey. The cost of any such survey shall be borne by the County.

(c) **CONSIDERATION.**—As consideration for the conveyance under subsection (a), the County shall pay to the United States an amount equal to the fair market value of the conveyed parcel, as determined in conformance with the document entitled “Uniform Appraisal Standards for Federal Land Acquisitions (1992)”. The proceeds from the sale shall be deposited in the fund established by Public Law 90-171 (16 U.S.C. 484a; commonly known as the Sisk Act) and shall be available for expenditure in accordance with such Act.

(d) **EXISTING USES.**—As a condition on the conveyance under subsection (a), the County shall agree to provide for continuation of any existing non-Federal improve-

ments or uses on the conveyed parcel for the remainder of the terms of the existing authorizations.

(e) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

PURPOSE OF THE BILL

The purpose of H.R. 1439 is to facilitate the sale of certain land in Tahoe National Forest in the State of California to Placer County, California.

BACKGROUND AND NEED FOR LEGISLATION

The bill would authorize the Forest Service to sell approximately thirty-five acres in Squaw Valley, California, to Placer County, California, to build a park for the community. The site is located at the southwest and northwest corners of Squaw Valley Road and Highway 89. This area stands out as the only feasible location to accommodate the various interests.

Both the local Forest Service and Placer County believe that this legislation is needed to help streamline the acquisition process and thus save thousands of dollars for the county and the Forest Service.

There is substantial support for the park in the community and the Placer County Parks Commission has allocated over \$250,000 for acquisition and development of the park. Currently, there are no public parks in Squaw Valley. The nearest park facilities are located in Tahoe City which is approximately ten miles away.

COMMITTEE ACTION

H.R. 1439 was introduced on April 24, 1997, by Congressman John Doolittle (R-CA). The bill was referred to the Committee on Resources, and within the Committee to the Subcommittee on Forests and Forest Health. On May 6, 1997, the Subcommittee held a hearing on H.R. 1439. The Administration testified that it does not recommend the passage of H.R. 1439 because it feels the legislation is unnecessary. However, if the legislation is moved forward, they requested technical amendments clarifying the description of the parcel and to assure the return of proceeds. On May 8, 1997, the Subcommittee met to mark up H.R. 1439. An amendment to make technical corrections suggested by the Forest Service was offered by Congressman John Doolittle, and adopted voice vote. The bill was then ordered favorably reported to the Full Committee. On May 21, 1997, the Full Resources Committee met to consider H.R. 1439. No further amendments were offered. The bill was then ordered favorably reported to the House of Representatives by voice vote.

SECTION-BY-SECTION ANALYSIS

Section one authorizes the sale of approximately 35 acres of Forest Service land in Placer County, California to create a community park in Squaw Valley. The bill also describes the parcel to be sold, directs that the County shall pay fair market value for the land, provides for continuation of any existing non-Federal improvements

and requires such additional terms and conditions that may be needed to protect the interests of the United States.

COMMITTEE OVERSIGHT FINDINGS AND RECOMMENDATIONS

With respect to the requirements of clause 2(l)(3) of rule XI of the Rules of the House of Representatives, and clause 2(b)(1) of rule X of the Rules of the House of Representatives, the Committee on Resources' oversight findings and recommendations are reflected in the body of this report.

CONSTITUTIONAL AUTHORITY STATEMENT

Article I, section 8 and Article IV, section 3 of the Constitution of the United States grant Congress the authority to enact H.R. 1439.

COST OF THE LEGISLATION

Clause 7(a) of rule XIII of the Rules of the House of Representatives requires an estimate and a comparison by the Committee of the costs which would be incurred in carrying out H.R. 1439. However, clause 7(d) of that rule provides that this requirement does not apply when the Committee has included in its report a timely submitted cost estimate of the bill prepared by the Director of the Congressional Budget Office under section 403 of the Congressional Budget Act of 1974.

COMPLIANCE WITH HOUSE RULE XI

1. With respect to the requirement of clause 2(l)(3)(B) of rule XI of the Rules of the House of Representatives and section 308(a) of the Congressional Budget Act of 1974, H.R. 1439 does not contain any new budget authority, spending authority, credit authority, or an increase or decrease in revenues or tax expenditures.

2. With respect to the requirement of clause 2(l)(3)(D) of rule XI of the Rules of the House of Representatives, the Committee has received no report of oversight findings and recommendations from the Committee on Government Reform and Oversight on the subject of H.R. 1439.

3. With respect to the requirement of clause 2(l)(3)(C) of rule XI of the Rules of the House of Representatives and section 403 of the Congressional Budget Act of 1974, the Committee has received the following cost estimate for H.R. 1439 from the Director of the Congressional Budget Office.

CONGRESSIONAL BUDGET OFFICE COST ESTIMATE

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, May 30, 1997.

Hon. DON YOUNG,
*Chairman, Committee on Resources,
House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 1439, a bill to facilitate the sale of certain land in Tahoe National Forest in the State of California to Placer County, California.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contacts are Victoria V. Heid (for federal costs), and Marjorie A. Miller (for the state and local impact).

Sincerely,

JUNE E. O'NEILL, *Director*.

Enclosure.

H.R. 1439—A bill to facilitate the sale of certain land in Tahoe National Forest in the State of California to Placer County, California

CBO estimates that enacting this bill would have no significant impact on the federal budget. Enacting H.R. 1439 would not affect direct spending or receipts relative to current law; therefore, pay-as-you-go procedures do not apply. H.R. 1430 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act of 1995 and would impose no costs on state, local, or tribal governments.

H.R. 1439 would authorize the Secretary of Agriculture to sell about 35 acres of federal land in Tahoe National Forest to Placer County, California. The bill would require Placer County to pay any survey costs incurred in the transaction.

According to the Forest Service, the Secretary already has authority to sell this land under current law (7 U.S.C. 1012a and 16 U.S.C. 484a). Therefore, CBO estimates that this legislation would not result in any additional receipts to the federal government. H.R. 1439 provides that proceeds from the sale be deposited in an existing special fund in the Treasury, which is available to the Secretary of Agriculture, subject to appropriation, for land acquisition in the same state.

The transaction authorized by this bill would be voluntary on the part of Placer County. Should the county decide to purchase the land, it would pay fair market value for the land, probably about \$350,000, and any survey costs. The survey costs would not be significant. The county has also budgeted about \$250,000 for construction of a park on this property.

The CBO staff contacts for this estimate are Victoria V. Heid (for federal costs), and Marjorie A. Miller (for the state and local impact). This estimate was approved by Robert A. Sunshine, Deputy Assistant Director for Budget Analysis.

COMPLIANCE WITH PUBLIC LAW 104-4

H.R. 1439 contains no unfunded mandates.

CHANGES IN EXISTING LAW

If enacted, H.R. 1439 would make no changes in existing law.