

BOX ELDER UTAH LAND CONVEYANCE ACT

SEPTEMBER 23, 2011.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. HASTINGS of Washington, from the Committee on Natural Resources, submitted the following

R E P O R T

[To accompany H.R. 1258]

[Including cost estimate of the Congressional Budget Office]

The Committee on Natural Resources, to whom was referred the bill (H.R. 1258) to provide for the conveyance of parcels of land to Mantua, Box Elder County, Utah, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

PURPOSE OF THE BILL

The purpose of H.R. 1258 is to provide for the conveyance of parcels of land to Mantua, Box Elder County, Utah.

BACKGROUND AND NEED FOR LEGISLATION

The Box Elder Utah Land Conveyance Act (H.R. 1258) would provide for the conveyance of approximately 31.5 acres of Forest Service land, without consideration, to Mantua, Utah, solely for public purposes. Mantua is seeking these parcels for expansion of a cemetery, and construction of a town hall and a fire station. The current cemetery is expected to be at capacity within five or six years and the current town hall is located on land leased from the Box Elder school district.

The lands at issue are part of a larger (800 acre) gift from Hans Rasmussen to the Forest Service, for \$1, in the 1940s. There are no special activities occurring on these National Forest Service lands. The lands are primarily open grasslands surrounded by agricultural lands. Since 1992, Mantua has provided, without cost to the Forest Service, all water used by a local Forest Service campground. Mantua also maintains, without cost to the Forest Service, all roads accessing and within the Forest Service campground and

other local Forest Service recreation areas. The town would pay all costs associated with any necessary land survey for the conveyance. If the conveyed land were no longer used for public purposes, it would revert back to federal ownership at the option of the Secretary of Agriculture.

COMMITTEE ACTION

H.R. 1258 was introduced on March 30, 2011, by Congressman Rob Bishop (R-UT). The bill was referred to the Committee on Natural Resources, and within the Committee to the Subcommittee on National Parks, Forests and Public Lands. On June 14, 2011, the Subcommittee on National Parks, Forests and Public Lands held a hearing on the bill. On July 20, 2011, the Full Resources Committee met to consider the bill. The Subcommittee on National Parks, Forests and Public Lands was discharged by unanimous consent. No amendments were offered, and the bill was ordered favorably reported to the House of Representatives by unanimous consent.

COMMITTEE OVERSIGHT FINDINGS AND RECOMMENDATIONS

Regarding clause 2(b)(1) of rule X and clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee on Natural Resources' oversight findings and recommendations are reflected in the body of this report.

COMPLIANCE WITH HOUSE RULE XIII

1. Cost of Legislation. Clause 3(d)(1) 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 this bill. However, clause 3(d)(2)(B) 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 402 of the Congressional Budget Act of 1974. Under clause 3(c)(3) of rule XIII 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 this bill from the Director of the Congressional Budget Office:

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H.R. 1258 would direct the Secretary of Agriculture to convey, without consideration, certain lands in Utah to the town of Mantua. Based on information from the Forest Service, CBO estimates that implementing the legislation would have no significant impact on the federal budget. Enacting H.R. 1258 would not affect direct spending or revenues; therefore, pay-as-you-go procedures do not apply.

Under the bill, the Secretary would be required to convey about 32 acres of land within the Wasatch-Cache National Forest to Mantua, Utah. The conveyed land could be used by the town for public purposes only and would revert to the federal government if used for other purposes. The affected lands do not currently generate offsetting receipts for the federal government and are not expected to generate such receipts over the next 10 years. Any costs associated

with surveying the lands prior to conveyance would be paid by the town.

H.R. 1258 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would impose no costs on state, local, or tribal governments.

On July 27, 2011, CBO transmitted a cost estimate for S. 683, the Box Elder Utah Land Conveyance Act, as ordered reported by the Senate Committee on Energy and Natural Resources on July 14, 2011. H.R. 1258 and S. 683 are similar, and the CBO cost estimates are the same.

The CBO staff contact for this estimate is Jeff LaFave. The estimate was approved by Theresa Gullo, Deputy Assistant Director for Budget Analysis.

2. Section 308(a) of Congressional Budget Act. As required by clause 3(c)(2) of rule XIII of the Rules of the House of Representatives and section 308(a) of the Congressional Budget Act of 1974, this bill does not contain any new budget authority, spending authority, credit authority, or an increase or decrease in revenues or tax expenditures. CBO estimates that implementing the legislation would have no significant impact on the federal budget. Enacting H.R. 1258 would not affect direct spending or revenues; therefore, pay-as-you-go procedures do not apply.

3. General Performance Goals and Objectives. This bill does not authorize funding and therefore, clause 3(c)(4) of rule XIII of the Rules of the House of Representatives does not apply.

EARMARK STATEMENT

This bill does not contain any Congressional earmarks, limited tax benefits, or limited tariff benefits as defined under clause 9(e), 9(f), and 9(g) of rule XXI of the Rules of the House of Representatives.

COMPLIANCE WITH PUBLIC LAW 104-4

This bill contains no unfunded mandates.

PREEMPTION OF STATE, LOCAL OR TRIBAL LAW

This bill is not intended to preempt any State, local or tribal law.

CHANGES IN EXISTING LAW

If enacted, this bill would make no changes in existing law.