

107TH CONGRESS  
1ST SESSION

# H. R. 1174

To direct the Secretary of the Interior to dispose of all public lands administered by the Bureau of Land Management that have been identified for disposal under the Federal land use planning process.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 22, 2001

Mr. DUNCAN introduced the following bill; which was referred to the Committee on Resources

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## A BILL

To direct the Secretary of the Interior to dispose of all public lands administered by the Bureau of Land Management that have been identified for disposal under the Federal land use planning process.

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 “Federal Lands Im-

5       ovation Act of 2001”.

6       **SEC. 2. PUBLIC LANDS DISPOSAL REQUIREMENT.**

7        (a) DISPOSAL REQUIREMENT.—

12 (2) MILESTONES.—Of the lands referred to in  
13 paragraph (1), the Secretary shall dispose of—

14 (A) at least  $\frac{1}{3}$  before the end of the 3-year  
15 period beginning on the date of the enactment  
16 of this Act; and

17 (B) at least  $\frac{2}{3}$  before the end of the 5-year  
18 period beginning on such date.

1       ceeds the amount that would be received by the  
2       United States for the parcel.

3       (b) MANNER OF DISPOSAL.—The Secretary shall dis-  
4       pose of public lands under this section—

5               (1) in accordance with the procedures that  
6       apply under subsection (f) of section 203 of the Fed-  
7       eral Land Policy and Management Act of 1976 (43  
8       U.S.C. 1713(f)) to sales of public lands under that  
9       section; and

10              (2) in parcels of 160 acres or less.

11       (c) DETERMINATION OF LANDS FOR DISPOSAL.—

12       The Secretary may determine the public lands to be dis-  
13       posed of under this section.

14       (d) USE OF PROCEEDS.—Of amounts received by the  
15       United States as proceeds of disposals of public lands  
16       under this section—

17              (1)  $\frac{1}{3}$  shall be deposited in the account estab-  
18       lished by subsection (e);

19              (2)  $\frac{1}{3}$  shall be paid to the county in which the  
20       lands are located for use by the county for any pur-  
21       pose, which may include education, transportation  
22       and infrastructure, or preservation of open spaces;  
23       and

24              (3)  $\frac{1}{3}$  shall be deposited in the general fund of  
25       the Treasury and utilized to reduce the public debt.

## 1       (e) SPECIAL ACCOUNT.—

2               (1) ESTABLISHMENT.—There is established in  
3               the Treasury of the United States a separate ac-  
4               count to be used in carrying out this section.

5               (2) CONTENTS.—The account shall consist of—

6                       (A) amounts deposited in the account  
7               under subsection (d); and8                       (B) interest added to the account under  
9               paragraph (4) of this subsection.

10               (3) USE.—

11                       (A) IN GENERAL.—Amounts in the ac-  
12               count shall be available to the Secretary until  
13               expended, without further appropriation, to  
14               pay—15                               (i) subject to subparagraph (B), costs  
16               incurred by the Bureau of Land Manage-  
17               ment in arranging disposals of public lands  
18               under this section, including the costs of  
19               land boundary surveys, compliance with  
20               the National Environmental Policy Act of  
21               1969 (42 U.S.C. 4321 et seq.), appraisals,  
22               environmental and cultural clearances, and  
23               public notice;24                               (ii) the cost of acquisition from a will-  
25               ing seller of environmentally sensitive land

1 or interests in such land in States in which  
2 are located public lands disposed of under  
3 this section;

4 (iii) the cost of carrying out any nec-  
5 essary revision or amendment of a current  
6 land use plan of the Bureau of Land Man-  
7 agement that relates to public lands dis-  
8 posed of under this section;

9 (iv) the cost of projects or programs  
10 to restore or protect wetlands, riparian  
11 areas, or cultural, historic, prehistoric, or  
12 paleontological resources on public lands,  
13 including petroglyphs; and

14 (v) the cost of projects, programs, or  
15 land acquisition to stabilize or restore  
16 water quality for water located or used on  
17 public lands.

## 18 (B) LIMITATIONS.—

7 (C) PLAN REVISIONS AND AMEND-  
8 MENTS.—The process of revising or amending a  
9 land use plan shall not cause delay or postpone-  
10 ment in the implementation of this section.

11 (f) ANNUAL REPORT.—Not later than October 31 of  
12 each year, the Secretary shall report to the Congress de-  
13 scribing in detail the use under subsection (d) during the  
14 preceding fiscal year of proceeds of disposals of public  
15 lands under this section, including the expenditures in  
16 that fiscal year of amounts made available under sub-  
17 section (e).

18 (g) DEFINITIONS.—In this section:

