

107TH CONGRESS
2D SESSION

H. R. 3962

To limit the authority of the Federal Government to acquire land for certain Federal agencies in counties in which 50 percent or more of the total acreage is owned by the Federal Government and under the administrative jurisdiction of such agencies.

IN THE HOUSE OF REPRESENTATIVES

MARCH 13, 2002

Mr. PETERSON of Pennsylvania (for himself, Mr. OTTER, Mr. SIMPSON, Mr. GIBBONS, Mr. POMBO, and Mr. HERGER) introduced the following bill; which was referred to the Committee on Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To limit the authority of the Federal Government to acquire land for certain Federal agencies in counties in which 50 percent or more of the total acreage is owned by the Federal Government and under the administrative jurisdiction of such agencies.

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 “Good Neighbor Act
5 of 2002”.

1 **SEC. 2. LIMITATIONS ON FEDERAL ACQUISITION OF LANDS**
2 **IN CERTAIN COUNTIES.**

3 (a) LIMITATION ON NET INCREASE IN FEDERAL
4 LAND VALUE.—

5 (1) IN GENERAL.—No Federal agency may ac-
6 quire any interest in qualified land that after such
7 acquisition will be under the administrative jurisdic-
8 tion of a covered Federal agency, unless the Federal
9 Government disposes of interests in qualified land
10 located in the same county that—

11 (A) are under the administrative jurisdic-
12 tion of that covered Federal agency; and

13 (B) have a fair market value equal to at
14 least 97 percent of the fair market value of the
15 interest to be acquired.

16 (2) LIMITATIONS ON APPLICATION.—This sub-
17 section shall not apply to—

18 (A) any acquisition of an interest in land
19 that is approved by the Governor of the State
20 in which the land is located; or

21 (B) any acquisition of an interest in a par-
22 cel of land—

23 (i) that is comprised of 40 or fewer
24 acres; and

25 (ii) that is located in a county in
26 which, after the acquisition, less than 66

1 percent of the total acreage will be owned
2 by the Federal Government.

3 (3) MANNER OF DISPOSAL.—For purposes of
4 paragraph (1), the term “dispose” includes convey-
5 ance by sale or exchange.

6 (b) NOTICE AND HEARING REQUIREMENT.—The
7 head of a Federal agency shall, before acquiring any inter-
8 est in qualified land that after such acquisition will be
9 under the administrative jurisdiction of a covered Federal
10 agency—

11 (1) provide notice to the Governor of the State,
12 the chief executive of the county, and each Member
13 of the House of Representatives and the Senate
14 elected to represent the congressional district and
15 State, respectively, in which the land is located; and

16 (2) hold at least one hearing in the county in
17 which the land is located, except in the case of an
18 acquisition described in subsection (a)(2)(B).

19 (c) COUNTY APPROVAL REQUIREMENT.—If the ac-
20 quisition of qualified land by a Federal agency will result
21 in 66 percent or more of the total acreage in a county
22 being owned by the Federal Government and under the
23 administrative jurisdiction of one or more covered Federal
24 agencies, the agency may not acquire such land unless the

1 acquisition is approved by the governing legislative body
2 of the county.

3 (d) DEFINITIONS.—In this section:

4 (1) COVERED FEDERAL AGENCY.—The term
5 “covered Federal agency” means each of the fol-
6 lowing:

7 (A) The Forest Service.

8 (B) The National Park Service.

9 (C) The Bureau of Land Management.

10 (D) The United States Fish and Wildlife
11 Service.

12 (2) QUALIFIED LAND.—The term “qualified
13 land” means land located in a county in which 50
14 percent or more of the total acreage is—

15 (A) owned, in whole or in part, by the Fed-
16 eral Government; and

17 (B) under the administrative jurisdiction
18 of one or more covered Federal agencies.

○