

107TH CONGRESS  
1ST SESSION

# S. 1734

To require a transfer of jurisdiction for development of an Armed Forces recreation facility, Park City, Utah.

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IN THE SENATE OF THE UNITED STATES

NOVEMBER 27, 2001

Mr. HATCH introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To require a transfer of jurisdiction for development of an Armed Forces recreation facility, Park City, Utah.

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. TRANSFER OF JURISDICTION FOR DEVELOP-**  
4 **MENT OF ARMED FORCES RECREATION FA-**  
5 **CILITY, PARK CITY, UTAH.**

6 (a) TRANSFER REQUIRED.—(1) The Secretary of the  
7 Interior shall transfer, without reimbursement, to the ad-  
8 ministrative jurisdiction of the Secretary of the Air Force  
9 a parcel of real property in Park City, Utah, including  
10 any improvements thereon, that consists of approximately

1 35 acres, is located in township 2 south, range 4 east,  
2 Salt Lake meridian, and is designated as parcel 3 by the  
3 Bureau of Land Management.

4 (2) The transfer shall be subject to existing rights,  
5 except that the Secretary of the Interior shall terminate  
6 any lease with respect to the parcel issued under the Act  
7 of June 14, 1926 (commonly known as the Recreation and  
8 Public Purposes Act; 43 U.S.C. 689 et seq.), and still in  
9 effect as of the date of the enactment of this Act.

10 (3) The transfer required by this subsection shall be  
11 completed not later than 1 year after the date of the enact-  
12 ment of this Act.

13 (b) USE OF TRANSFERRED LAND.—(1) The Sec-  
14 retary of the Air Force may use the real property trans-  
15 ferred under subsection (a) as the location for an armed  
16 forces recreation facility to be developed using non-appro-  
17 priated funds.

18 (2) The Secretary of the Air Force may return the  
19 transferred property (or property acquired in exchange for  
20 the transferred property under subsection (c)) to the ad-  
21 ministrative jurisdiction of the Secretary of the Interior  
22 at any time upon certifying that development of the armed  
23 forces recreation facility would not be in the best interests  
24 of the Government.

1           (c) SUBSEQUENT CONVEYANCE AUTHORITY.—(1) In  
2 lieu of developing the armed forces recreation facility on  
3 the real property transferred under subsection (a), the  
4 Secretary of the Air Force may convey or lease the prop-  
5 erty to the State of Utah, a local government, or a private  
6 entity in exchange for other property to be used as the  
7 site of the facility.

8           (2) The values of the properties exchanged by the  
9 Secretary under this subsection either shall be equal, or  
10 if they are not equal, the values shall be equalized by the  
11 payment of money to the grantor or to the Secretary as  
12 the circumstances require. The conveyance or lease shall  
13 be on such other terms as the Secretary considers to be  
14 advantageous to the development of the facility.

15           (d) ALTERNATIVE DEVELOPMENT AUTHORITY.—The  
16 Secretary of the Air Force may lease the real property  
17 transferred under subsection (a), or any property acquired  
18 pursuant to subsection (c), to another party and may  
19 enter into a contract with the party for the design, con-  
20 struction, and operation of the armed forces recreation fa-  
21 cility. The Secretary may authorize the contractor to oper-  
22 ate the facility as both a military and a commercial oper-  
23 ation if the Secretary determines that such an authoriza-  
24 tion is a necessary incentive for the contractor to agree  
25 to design, construct, and operate the facility.

1       (e) LEGAL DESCRIPTION.—The exact acreage and  
2 legal description of the real property to be transferred  
3 under subsection (a) shall be determined by a survey. The  
4 cost of the survey shall be borne by the Secretary of the  
5 Air Force.

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