

108TH CONGRESS
2D SESSION

S. 2846

To provide for the conveyance of certain Bureau of Land Management land in the State of Nevada to the University and Community College System of Nevada, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 24, 2004

Mr. REID (for himself and Mr. ENSIGN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To provide for the conveyance of certain Bureau of Land Management land in the State of Nevada to the University and Community College System of Nevada, and for other purposes.

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 “Nye County Higher
5 Education Campus Conveyance Act”.

6 **SEC. 2. DEFINITIONS.**

7 (a) **DEFINITIONS.**—In this Act:

1 (1) CHANCELLOR.—The term “Chancellor”
2 means the Chancellor of the University system.

3 (2) COUNTY.—The term “County” means the
4 County of Nye, Nevada.

5 (3) COLLEGE.—The term “College” means the
6 Nye County Nevada Higher Education Campus in
7 Pahrump Valley, Nevada, a component of the Uni-
8 versity system.

9 (4) FEDERAL LAND.—The term “Federal land”
10 means the parcel of Bureau of Land Management
11 land identified on the map as the N¹/₂ (excluding the
12 NW¹/₄NW¹/₄) of sec. 2 of T. 21 S., R. 54 E.

13 (5) MAP.—The term “map” means the map en-
14 titled “Southern Nevada Public Land Management
15 Act” and dated October 1, 2002.

16 (6) STATE.—The term “State” means the State
17 of Nevada.

18 (7) UNIVERSITY SYSTEM.—The term “Univer-
19 sity system” means the University and Community
20 College System of Nevada.

21 **SEC. 3. CONVEYANCE TO THE UNIVERSITY AND COMMU-**
22 **NITY COLLEGE SYSTEM OF NEVADA.**

23 (a) IN GENERAL.—Notwithstanding the Federal
24 Land Policy and Management Act of 1976 (43 U.S.C.
25 1701 et seq.) and section 1(c) of the Act of June 14, 1926

1 (commonly known as the “Recreation and Public Purposes
2 Act”) (43 U.S.C. 869(c)), not later than 1 year after the
3 date on which a survey defining the official metes and
4 bounds of the Federal land is approved by the Secretary,
5 the Secretary shall convey to the University system with-
6 out consideration, all right, title, and interest of the
7 United States in and to the Federal land for use as a cam-
8 pus for the College.

9 (b) CONDITIONS.—

10 (1) IN GENERAL.—As a condition of the con-
11 veyance under subsection (a), the Chancellor shall
12 agree in writing—

13 (A) to pay any administrative costs associ-
14 ated with the conveyance, including the cost of
15 any environmental, wildlife, cultural, or histor-
16 ical resources studies;

17 (B) to use the Federal land conveyed for
18 educational and recreational purposes;

19 (C) to release and indemnify the United
20 States from any claims or liabilities which may
21 arise from uses that are carried out on the Fed-
22 eral land on or before the date of enactment of
23 this Act by the United States or any person;

24 (D) as soon as practicable after the date of
25 the conveyance under subsection (a), to erect at

1 the College an appropriate and centrally located
 2 monument that acknowledges the conveyance of
 3 the Federal land by the United States for the
 4 purpose of furthering the higher education of
 5 citizens in the State; and

6 (E) to assist the Bureau of Land Manage-
 7 ment in providing information to the students
 8 of the College and the citizens of the State
 9 on—

10 (i) public land in the State; and

11 (ii) the role of the Bureau of Land
 12 Management in managing, preserving, and
 13 protecting the public land.

14 (2) VALID EXISTING RIGHTS.—The conveyance
 15 under subsection (a) shall be subject to all valid ex-
 16 isting rights.

17 (c) USE OF FEDERAL LAND.—

18 (1) IN GENERAL.—The University system may
 19 use the land conveyed under subsection (a) for—

20 (A) any purpose relating to the establish-
 21 ment, operation, growth, and maintenance of
 22 the College; and

23 (B) any uses relating to those purposes, in-
 24 cluding residential and commercial development

1 that would generally be associated with an insti-
2 tution of higher education.

3 (2) OTHER ENTITIES.—The University system
4 may—

5 (A) consistent with Federal and State law,
6 lease or otherwise provide property or space at
7 the College, with or without consideration, to
8 religious, public interest, community, or other
9 groups for services and events that are of inter-
10 est to the College, the University system, or any
11 community located in the County;

12 (B) allow the County or any other commu-
13 nity in the County to use facilities of the Col-
14 lege for educational and recreational programs
15 of the County or community; and

16 (C) in conjunction with the County, plan,
17 finance (including through the provision of cost-
18 share assistance), construct, and operate facili-
19 ties for the County on the Federal land for edu-
20 cational or recreational purposes consistent with
21 this section.

22 (d) REVERSION.—If the Federal land or any portion
23 of the Federal land conveyed under subsection (a) ceases
24 to be used for the College, the Federal land or any portion

1 of the Federal land shall, at the discretion of the Sec-
2 retary, revert to the United States.

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