

110TH CONGRESS
2D SESSION

S. 3393

To promote conservation and provide for sensible development in Carson City, Nevada, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 31, 2008

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 promote conservation and provide for sensible development in Carson City, 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; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Carson City Vital Community Act of 2008”.

6 (b) TABLE OF CONTENTS.—The table of contents of
7 this Act is as follows:

Sec. 1. Short title; table of contents.
Sec. 2. Definitions.

TITLE I—PUBLIC CONVEYANCES

Sec. 101. Conveyances of Federal land and City land.

Sec. 102. Transfer of administrative jurisdiction from the Forest Service to the Bureau of Land Management.

TITLE II—LAND DISPOSAL

Sec. 201. Disposal of Carson City land.

Sec. 202. Disposition of proceeds.

Sec. 203. Withdrawal.

Sec. 204. Availability of funds.

TITLE III—TRANSFER OF LAND TO BE HELD IN TRUST FOR THE WASHOE TRIBE, SKUNK HARBOR CONVEYANCE CORRECTION, FOREST SERVICE AGREEMENT, AND ARTIFACT COLLECTION

Sec. 301. Transfer of land to be held in trust for Washoe Tribe.

Sec. 302. Correction of Skunk Harbor Conveyance.

Sec. 303. Agreement with Forest Service.

Sec. 304. Artifact collection.

TITLE IV—AUTHORIZATION OF APPROPRIATIONS

Sec. 401. Authorization of appropriations.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) CITY.—The term “City” means Carson City
4 Consolidated Municipality, Nevada.

5 (2) MAP.—The term “Map” means the map en-
6 titled “Carson City, Nevada Area”, dated July 17,
7 2008, and on file and available for public inspection
8 in the appropriate offices of—

9 (A) the Bureau of Land Management;

10 (B) the Forest Service; and

11 (C) the City.

12 (3) SECRETARY.—The term “Secretary”
13 means—

14 (A) with respect to land in the National
15 Forest System, the Secretary of Agriculture,

1 acting through the Chief of the Forest Service;
 2 and

3 (B) with respect to other Federal land, the
 4 Secretary of the Interior.

5 (4) TRIBE.—The term “Tribe” means the
 6 Washoe Tribe of Nevada and California, which is a
 7 federally recognized Indian tribe.

8 **TITLE I—PUBLIC CONVEYANCES**

9 **SEC. 101. CONVEYANCES OF FEDERAL LAND AND CITY** 10 **LAND.**

11 (a) IN GENERAL.—Notwithstanding section 202 of
 12 the Federal Land Policy and Management Act of 1976
 13 (43 U.S.C. 1712) and the Forest and Rangeland Renew-
 14 able Resources Planning Act of 1974 (16 U.S.C. 1600 et
 15 seq.), if the City offers to convey to the United States title
 16 to the non-Federal land described in subsection (b)(1) that
 17 is acceptable to the Secretary of Agriculture—

18 (1) the Secretary of Agriculture shall accept the
 19 offer; and

20 (2) not later than 180 days after the date on
 21 which the Secretary of Agriculture receives accept-
 22 able title to the non-Federal land described in sub-
 23 section (b)(1), the Secretary of Agriculture and the
 24 Secretary of Interior shall convey to the City, sub-
 25 ject to valid existing rights and for no consideration,

1 except as provided in subsection (c)(1), all right,
2 title, and interest of the United States in and to the
3 Federal land or interest in land described in sub-
4 section (b)(2).

5 (b) DESCRIPTION OF LAND.—

6 (1) NON-FEDERAL LAND.—The parcels of non-
7 Federal land referred to in subsection (a) are the
8 approximately 2,260 acres of land administered by
9 the City and identified on the Map as “To the U.S.
10 Forest Service”.

11 (2) FEDERAL LAND.—The parcels of Federal
12 land referred to in subsection (a)(2) are—

13 (A) the approximately 1,012 acres of For-
14 est Service land identified on the Map as “To
15 Carson City for Natural Areas”;

16 (B) the approximately 3,526 acres of Bu-
17 reau of Land Management land identified on
18 the Map as “Silver Saddle Ranch and Carson
19 River Area”;

20 (C) the approximately 1,746 acres of Bu-
21 reau of Land Management land identified on
22 the Map as “To Carson City for Parks and
23 Public Purposes”; and

24 (D) the approximately 53 acres of City
25 land in which the Bureau of Land Management

1 has a reversionary interest that is identified on
2 the Map as “Reversionary Interest of United
3 States Released”.

4 (c) CONDITIONS.—

5 (1) CONSIDERATION.—Before the conveyance of
6 the 62-acre Bernhard parcel to the City, the City
7 shall deposit in the special account established by
8 section 202(b)(1) an amount equal to 25 percent of
9 the difference between—

10 (A) the amount for which the Bernhard
11 parcel was purchased by the City on July 18,
12 2001; and

13 (B) the amount for which the Bernhard
14 parcel was purchased by the Secretary on
15 March 17, 2006.

16 (2) CONSERVATION EASEMENT.—As a condition
17 of the conveyance of the parcels of land described in
18 subsection (b)(2)(B), the Secretary, in consultation
19 with Carson City and affected local interests, shall
20 reserve a perpetual conservation easement to the
21 parcels to protect, preserve, and enhance the con-
22 servation values of the parcels, consistent with sub-
23 section (d)(2).

24 (3) COSTS.—Any costs relating to the convey-
25 ance under subsection (a), including any costs for

1 surveys and other administrative costs, shall be paid
2 by the recipient of the land being conveyed.

3 (d) USE OF LAND.—

4 (1) NATURAL AREAS.—

5 (A) IN GENERAL.—Except as provided in
6 subparagraph (B), the parcel of land described
7 in subsection (b)(2)(A) shall be managed by the
8 City to maintain undeveloped open space and to
9 preserve the natural characteristics of the par-
10 cel of land in perpetuity.

11 (B) EXCEPTION.—Notwithstanding sub-
12 paragraph (A), the City may—

13 (i) conduct projects on the parcel of
14 land to reduce fuels;

15 (ii) construct and maintain trails,
16 trailhead facilities, and any infrastructure
17 on the parcel of land that is required for
18 municipal water and flood management ac-
19 tivities; and

20 (iii) maintain or reconstruct any im-
21 provements on the parcel of land that are
22 in existence on the date of enactment of
23 this Act.

24 (2) SILVER SADDLE RANCH AND CARSON RIVER
25 AREA.—

1 (A) IN GENERAL.—Except as provided in
2 subparagraph (B), the parcel of land described
3 in subsection (b)(2)(B) shall—

4 (i) be managed by the City to protect
5 and enhance the Carson River, the flood-
6 plain and surrounding upland, and impor-
7 tant wildlife habitat; and

8 (ii) be used for undeveloped open
9 space, passive recreation, customary agri-
10 cultural practices, and wildlife protection.

11 (B) EXCEPTION.—Notwithstanding sub-
12 paragraph (A), the City may—

13 (i) construct and maintain trails and
14 trailhead facilities on the parcel of land;

15 (ii) conduct projects on the parcel of
16 land to reduce fuels;

17 (iii) maintain or reconstruct any im-
18 provements on the parcel of land that are
19 in existence on the date of enactment of
20 this Act; and

21 (iv) allow the use of motorized vehi-
22 cles on designated roads, trails, and areas
23 in the south end of Prison Hill.

(3) PARKS AND PUBLIC PURPOSES.—The parcel of land described in subsection (b)(2)(C) shall be managed by the City for—

(A) undeveloped open space; or

(B) recreation or other public purposes in accordance with the Act of June 14, 1926 (commonly known as the “Recreation and Public Purposes Act”) (43 U.S.C. 869 et seq.).

(4) REVERSIONARY INTEREST.—

(A) RELEASE.—The reversionary interest described in subsection (b)(2)(D) shall terminate on the date of enactment of this Act.

(B) CONVEYANCE BY CITY.—

(i) IN GENERAL.—If the City sells, leases, or otherwise conveys any portion of the land described in subsection (b)(2)(D), the sale, lease, or conveyance of land shall be—

(I) through a competitive bidding process; and

(II) except as provided in clause (ii), for not less than fair market value.

(ii) CONVEYANCE TO GOVERNMENT OR NONPROFIT.—A sale, lease, or convey-

ance of land described in subsection (b)(2)(D) to the Federal Government, a State government, a unit of local government, or a nonprofit organization shall be for consideration in an amount equal to the price established by the Secretary of the Interior under section 2741.8 of title 43, Code of Federal Regulation (or successor regulations).

(iii) DISPOSITION OF PROCEEDS.—

The gross proceeds from the sale, lease, or conveyance of land under clause (i) shall be distributed in accordance with section 202(a).

(e) REVERSION.—If a parcel of land conveyed under subsection (a) is used in a manner that is inconsistent with the uses described in paragraph (1), (2), (3), or (4) of subsection (d), the parcel of land shall, at the discretion of the Secretary, revert to the United States.

(f) MISCELLANEOUS PROVISIONS.—

(1) IN GENERAL.—On conveyance of the non-Federal land under subsection (a) to the Secretary of Agriculture, the non-Federal land shall—

(A) become part of the Humboldt-Toiyabe National Forest; and

1 (B) be administered in accordance with the
2 laws (including the regulations) and rules gen-
3 erally applicable to the National Forest System.

4 (2) MANAGEMENT PLAN.—The Secretary of Ag-
5 riculture, in consultation with the City and other in-
6 terested parties, may develop and implement a man-
7 agement plan for National Forest System land that
8 ensures the protection and stabilization of the Na-
9 tional Forest System land to minimize the impacts
10 of flooding on the City.

11 **SEC. 102. TRANSFER OF ADMINISTRATIVE JURISDICTION**
12 **FROM THE FOREST SERVICE TO THE BUREAU**
13 **OF LAND MANAGEMENT.**

14 (a) CONVEYANCE.—Notwithstanding the Forest and
15 Rangeland Renewable Resources Planning Act of 1974
16 (16 U.S.C. 1600 et seq.), administrative jurisdiction over
17 the approximately 50 acres of Forest Service land identi-
18 fied on the Map as “Parcel #1” is transferred, from the
19 Secretary of Agriculture to the Secretary of the Interior.

20 (b) COSTS.—Any costs relating to the transfer under
21 subsection (a), including any costs for surveys and other
22 administrative costs, shall be paid by the Secretary of the
23 Interior.

24 (c) USE OF LAND.—

1 (1) RIGHT-OF-WAY.—Not later than 120 days
2 after the date of enactment of this Act, the Sec-
3 retary of the Interior shall grant to the City a right-
4 of-way for the maintenance of flood management fa-
5 cilities located on the land.

6 (2) DISPOSAL.—The land referred to in sub-
7 section (a) shall be disposed of in accordance with
8 section 201.

9 (3) DISPOSITION OF PROCEEDS.—The gross
10 proceeds from the disposal of land under paragraph
11 (2) shall be distributed in accordance with section
12 202(a).

13 **TITLE II—LAND DISPOSAL**

14 **SEC. 201. DISPOSAL OF CARSON CITY LAND.**

15 (a) IN GENERAL.—Notwithstanding sections 202 and
16 203 of the Federal Land Policy and Management Act of
17 1976 (43 U.S.C. 1712, 1713), the Secretary of the Inte-
18 rior shall, in accordance with that Act, this title, and other
19 applicable law, and subject to valid existing rights, conduct
20 sales of the parcels of Federal land described in subsection
21 (b) to qualified bidders.

22 (b) DESCRIPTION OF LAND.—The parcels of Federal
23 land referred to in subsection (a) are—

1 (1) the approximately 103 acres of Bureau of
2 Land Management land identified as “Lands for
3 Disposal” on the Map; and

4 (2) the approximately 50 acres of Bureau of
5 Land Management land identified as “Parcel #1”
6 on the Map.

7 (c) COMPLIANCE WITH LOCAL PLANNING AND ZON-
8 ING LAWS.—Before a sale of Federal land under sub-
9 section (a), the City shall submit to the Secretary a certifi-
10 cation that qualified bidders have agreed to comply with—

11 (1) City zoning ordinances; and

12 (2) any master plan for the area approved by
13 the City.

14 (d) METHOD OF SALE; CONSIDERATION.—The sale
15 of Federal land under subsection (a) shall be—

16 (1) consistent with subsections (d) and (f) of
17 section 203 of the Federal Land Policy and Manage-
18 ment Act of 1976 (43 U.S.C. 1713);

19 (2) unless otherwise determined by the Sec-
20 retary, through a competitive bidding process; and

21 (3) for not less than fair market value.

22 (e) WITHDRAWAL.—Subject to valid existing rights,
23 the Federal land described in subsection (b) is withdrawn
24 from—

1 (1) all forms of entry and appropriation under
2 the public land laws;

3 (2) location, entry, and patent under the mining
4 laws; and

5 (3) operation of the mineral leasing and geo-
6 thermal leasing laws.

7 (f) DEADLINE FOR SALE.—

8 (1) IN GENERAL.—Except as provided in para-
9 graph (2), not later than 1 year after the date of en-
10 actment of this Act, if there is a qualified bidder for
11 the land described in paragraphs (1) and (2) of sub-
12 section (b), the Secretary of the Interior shall offer
13 the land for sale to the qualified bidder.

14 (2) POSTPONEMENT; EXCLUSION FROM SALE.—

15 (A) REQUEST BY CARSON CITY FOR POST-
16 PONEMENT OR EXCLUSION.—At the request of
17 the City, the Secretary shall postpone or ex-
18 clude from the sale under paragraph (1) all or
19 a portion of the land described in paragraphs
20 (1) and (2) of subsection (b).

21 (B) INDEFINITE POSTPONEMENT.—Unless
22 specifically requested by the City, a postpone-
23 ment under subparagraph (A) shall not be in-
24 definite.

1 **SEC. 202. DISPOSITION OF PROCEEDS.**

2 (a) IN GENERAL.—Of the proceeds from the sale of
3 land under sections 101(d)(4)(B) and 201(a)—

4 (1) 5 percent shall be paid directly to the State
5 for use in the general education program of the
6 State; and

7 (2) the remainder shall be deposited in a special
8 account in the Treasury of the United States, to be
9 known as the “Carson City Special Account”, and
10 shall be available without further appropriation to
11 the Secretary until expended to—

12 (A) reimburse costs incurred by the Bu-
13 reau of Land Management for preparing for the
14 sale of the Federal land described in section
15 201(b), including the costs of—

16 (i) surveys and appraisals; and
17 (ii) compliance with—

18 (I) the National Environmental
19 Policy Act of 1969 (42 U.S.C. 4321
20 et seq.); and

21 (II) sections 202 and 203 of the
22 Federal Land Policy and Management
23 Act of 1976 (43 U.S.C. 1712, 1713);

24 (B) reimburse costs incurred by the Bu-
25 reau of Land Management and Forest Service
26 for preparing for, and carrying out, the trans-

1 fers of land to be held in trust by the United
2 States under section 301;

3 (C) acquire land or an interest in environ-
4 mentally sensitive land; and

5 (D) conduct an inventory of, evaluate, and
6 protect unique archaeological resources (as de-
7 fined in section 3 of the Archaeological Re-
8 sources Protection Act of 1979 (16 U.S.C.
9 470bb)) of the City.

10 (b) SILVER SADDLE ENDOWMENT ACCOUNT.—

11 (1) ESTABLISHMENT.—There is established in
12 the Treasury of the United States a special account,
13 to be known as the “Silver Saddle Endowment Ac-
14 count”, consisting of such amounts are deposited
15 under section 101(c)(1).

16 (2) AVAILABILITY OF AMOUNTS.—Amounts de-
17 posited in the account established by paragraph (1)
18 shall be available to the Secretary, without further
19 appropriation, for the oversight and enforcement of
20 the conservation easement established under section
21 101(c)(2).

22 (c) INVESTMENT OF ACCOUNTS.—

23 (1) IN GENERAL.—Amounts deposited as prin-
24 cipal in the Carson City Special Account established
25 by subsection (a)(2) and the Silver Saddle Endow-

1 ment Account established by subsection (b)(1) shall
 2 earn interest in the amount determined by the Sec-
 3 retary of the Treasury on the basis of the current
 4 average market yield on outstanding marketable ob-
 5 ligations of the United States of comparable matu-
 6 rities.

7 (2) AVAILABILITY.—Any interest earned under
 8 paragraph (1) shall be—

9 (A) added to the principal of the applicable
 10 account; and

11 (B) expended in accordance with sub-
 12 section (a)(2) or (b)(2), as applicable.

13 **SEC. 203. WITHDRAWAL.**

14 (a) IN GENERAL.—Subject to valid existing rights,
 15 the Federal land described in subsection (b) is perma-
 16 nently withdrawn from—

17 (1) all forms of entry and appropriation under
 18 the public land laws and mining laws;

19 (2) location and patent under the mining laws;
 20 and

21 (3) operation of the mineral laws, geothermal
 22 leasing laws, and mineral material laws.

23 (b) DESCRIPTION OF LAND.—The land referred to in
 24 subsection (a) consists of approximately 19,747 acres,

1 which is identified on the Map as “Urban Interface With-
2 drawal”.

3 (c) OFF-HIGHWAY VEHICLE MANAGEMENT.—Until
4 the date on which the Secretary, in consultation with the
5 State, the City, and any other interested persons, com-
6 pletes a transportation plan for Federal land in the City,
7 the use of motorized and mechanical vehicles on Federal
8 land within the City shall be limited to roads and trails
9 in existence on the date of enactment of this Act unless
10 the use of the vehicles is needed—

11 (1) for administrative purposes; or

12 (2) to respond to an emergency.

13 **SEC. 204. AVAILABILITY OF FUNDS.**

14 Section 4(e) of the Southern Nevada Public Land
15 Management Act of 1998 (Public Law 105–263; 112 Stat.
16 2346; 116 Stat. 2007; 117 Stat. 1317; 118 Stat. 2414;
17 120 Stat. 3045) is amended—

18 (1) in paragraph (3)(A)(iv), by striking “Clark,
19 Lincoln, and White Pine Counties and Washoe
20 County (subject to paragraph (4))” and inserting
21 “Clark, Lincoln, and White Pine Counties and
22 Washoe County (subject to paragraph (4)) and Car-
23 son City (subject to paragraph (5))”;

24 (2) in paragraph (3)(A)(v), by striking “Clark,
25 Lincoln, and White Pine Counties” and inserting

1 “Clark, Lincoln, and White Pine Counties and Car-
 2 son City (subject to paragraph (5))”;

3 (3) in paragraph (4), by striking “2011” and
 4 inserting “2015”; and

5 (4) by adding at the end the following:

6 “(5) LIMITATION FOR CARSON CITY.—Carson
 7 City shall be eligible to nominate for expenditure
 8 amounts to acquire land or an interest in land for
 9 parks or natural areas and for conservation initia-
 10 tives—

11 “(A) adjacent to the Carson River; or

12 “(B) within the floodplain of the Carson
 13 River.”.

14 **TITLE III—TRANSFER OF LAND**
 15 **TO BE HELD IN TRUST FOR**
 16 **THE WASHOE TRIBE, SKUNK**
 17 **HARBOR CONVEYANCE COR-**
 18 **RECTION, FOREST SERVICE**
 19 **AGREEMENT, AND ARTIFACT**
 20 **COLLECTION**

21 **SEC. 301. TRANSFER OF LAND TO BE HELD IN TRUST FOR**
 22 **WASHOE TRIBE.**

23 (a) IN GENERAL.—Subject to valid existing rights,
 24 all right, title, and interest of the United States in and
 25 to the land described in subsection (b)—

1 (1) shall be held in trust by the United States
2 for the benefit and use of the Tribe; and

3 (2) shall be part of the reservation of the Tribe.

4 (b) DESCRIPTION OF LAND.—The land referred to in
5 subsection (a) consists of approximately 293 acres, which
6 is identified on the Map as “To Washoe Tribe”.

7 (c) SURVEY.—Not later than 180 days after the date
8 of enactment of this Act, the Secretary of Agriculture shall
9 complete a survey of the boundary lines to establish the
10 boundaries of the land taken into trust under subsection
11 (a).

12 (d) USE OF LAND.—

13 (1) GAMING.—Land taken into trust under sub-
14 section (a) shall not be eligible, or considered to
15 have been taken into trust, for class II gaming or
16 class III gaming (as those terms are defined in sec-
17 tion 4 of the Indian Gaming Regulatory Act (25
18 U.S.C. 2703)).

19 (2) TRUST LAND FOR CEREMONIAL USE AND
20 CONSERVATION.—With respect to the use of the land
21 taken into trust under subsection (a), the Tribe—

22 (A) shall limit the use of the land above
23 the 5,200' elevation contour to—

24 (i) traditional and customary uses;

25 and

1 (ii) stewardship conservation for the
2 benefit of the Tribe; and

3 (B) shall not permit any—

4 (i) permanent residential or rec-
5 reational development on the land; or

6 (ii) commercial use of the land, in-
7 cluding commercial development or gam-
8 ing.

9 (3) TRUST LAND FOR COMMERCIAL AND RESI-
10 DENTIAL USE.—With respect to the use of the land
11 identified as “To Washoe Tribe” on the Map, the
12 Tribe shall limit the use of the land below the 5,200’
13 elevation to—

14 (A) traditional and customary uses;

15 (B) stewardship conservation for the ben-
16 efit of the Tribe; and

17 (C)(i) residential or recreational develop-
18 ment; or

19 (ii) commercial use.

20 (4) THINNING; LANDSCAPE RESTORATION.—
21 With respect to the land taken into trust under sub-
22 section (a), the Secretary of Agriculture, in consulta-
23 tion and coordination with the Tribe, may carry out
24 any thinning and other landscape restoration activi-

1 ties on the land that is beneficial to the Tribe and
2 the Forest Service.

3 **SEC. 302. CORRECTION OF SKUNK HARBOR CONVEYANCE.**

4 (a) PURPOSE.—The purpose of this section is to
5 amend Public Law 108–67 (117 Stat. 880) to make a
6 technical correction relating to the land conveyance au-
7 thorized under that Act.

8 (b) TECHNICAL CORRECTION.—Section 2 of Public
9 Law 108–67 (117 Stat. 880) is amended—

10 (1) by striking “Subject to” and inserting the
11 following:

12 “‘(a) IN GENERAL.—Subject to’”;

13 (2) in subsection (a) (as designated by para-
14 graph (1)), by striking “the parcel” and all that fol-
15 lows through the period at the end and inserting the
16 following: “and to approximately 23 acres of land
17 identified as ‘Parcel #1’ on the map entitled ‘Skunk
18 Harbor Conveyance Correction’ and dated June 24,
19 2008, the western boundary of which is the low
20 water line of Lake Tahoe at elevation 6,223.0 (Lake
21 Tahoe Datum).”;

22 (3) by adding at the end the following:

23 “‘(b) SURVEY.—Not later than 180 days after the
24 date of enactment of this subsection, the Secretary of Ag-

1 riculture shall complete a survey of the boundary lines to
2 establish the boundaries of the trust land.

3 “(c) PUBLIC ACCESS AND USE.—Nothing in this Act
4 prohibits any approved general public access (through ex-
5 isting easements or by boat) to, or use of, land remaining
6 within the Lake Tahoe Basin Management Unit after the
7 conveyance of the land to the Secretary of the Interior,
8 in trust for the Tribe, under subsection (a), including ac-
9 cess to, and use of, the beach and shoreline areas adjacent
10 to the portion of land conveyed under that subsection.”.

11 (c) DATE OF TRUST STATUS.—The trust land de-
12 scribed in section 2(a) of Public Law 108–67 (117 Stat.
13 880) shall be considered to be taken into trust as of Au-
14 gust 1, 2003.

15 (d) TRANSFER.—The Secretary of the Interior, act-
16 ing on behalf of and for the benefit of the Tribe, shall
17 transfer to the Secretary of Agriculture administrative ju-
18 risdiction over the land identified as “Parcel #2” on the
19 map entitled “Skunk Harbor Conveyance Correction” and
20 dated June 24, 2008.

21 **SEC. 303. AGREEMENT WITH FOREST SERVICE.**

22 The Secretary of Agriculture, in consultation with the
23 Tribe, shall develop and implement a cooperative agree-
24 ment that ensures regular access by members of the Tribe
25 and other people in the community of the Tribe across

1 National Forest System land from the City to Lake Tahoe
 2 for cultural and religious purposes.

3 **SEC. 304. ARTIFACT COLLECTION.**

4 (a) NOTICE.—At least 180 days before conducting
 5 any ground disturbing activities on the land identified as
 6 “Parcel #2” on the Map, the City shall notify the Tribe
 7 of the proposed activities to provide the Tribe with ade-
 8 quate time to inventory and collect any artifacts in the
 9 affected area.

10 (b) AUTHORIZED ACTIVITIES.—On receipt of notice
 11 under subsection (a), the Tribe may collect and possess
 12 any artifacts relating to the Tribe in the land identified
 13 as “Parcel #2” on the Map.

14 **TITLE IV—AUTHORIZATION OF**
 15 **APPROPRIATIONS**

16 **SEC. 401. AUTHORIZATION OF APPROPRIATIONS.**

17 There are authorized to be appropriated such sums
 18 as are necessary to carry out this Act.

○