

111TH CONGRESS  
1ST SESSION

# S. 218

To require the Secretary of the Interior to convey certain Bureau of Land Management land to Park City, Utah, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JANUARY 13, 2009

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 the Secretary of the Interior to convey certain Bureau of Land Management land to Park City, Utah, 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 “Utah Public Land Con-  
5       veyance Act of 2009”.

6       **SEC. 2. DEFINITIONS.**

7       In this Act:

8               (1) CITY.—The term “City” means Park City,  
9       Utah.

1           (2) SECRETARY.—The term “Secretary” means  
2           the Secretary of the Interior.

3   **SEC. 3. CONVEYANCE OF PUBLIC LAND IN CITY.**

4           (a) IN GENERAL.—Not later than 180 days after the  
5   date of enactment of this Act, notwithstanding sections  
6   202 and 203 of the Federal Land Policy and Management  
7   Act of 1976 (43 U.S.C. 1712, 1713), the Secretary, sub-  
8   ject to valid existing rights, shall convey to the City all  
9   right, title, and interest of the United States in and to  
10  the parcels of Federal land described in subsection (b).

11          (b) DESCRIPTION OF LAND.—The parcels of Federal  
12  land referred to in subsection (a) consist of—

13               (1) parcel 8 (commonly known as the “White  
14   Acre parcel”); and

15               (2) parcel 16 (commonly known as the “Gamble  
16   Acre parcel”).

17          (c) CONSIDERATION.—As consideration for the con-  
18  veyance of the Federal land under subsection (a), the City  
19  shall pay to the Secretary an amount not less than the  
20  fair market value of the Federal land, as determined by  
21  the Secretary.

22          (d) METHOD OF CONVEYANCE.—

23               (1) OPEN SPACE REQUIREMENTS.—Subject to  
24   paragraph (2), the conveyance of the Federal land  
25   under subsection (a) shall be by 1 or more deeds

1 that require that the Federal land shall be used only  
 2 for—

3 (A) recreational and public open space pur-  
 4 poses; or

5 (B) any other purposes relating to the  
 6 maintenance of the Federal land as open space,  
 7 as determined by the Secretary.

8 (2) CONSTRUCTION OF STRUCTURES.—The re-  
 9 quirement described in paragraph (1) shall not pro-  
 10 hibit the construction or maintenance of recreational  
 11 facilities, utilities, or other structures that are con-  
 12 sistent with—

13 (A) the maintenance of the Federal land as  
 14 open space; or

15 (B) the recreational purposes of the Fed-  
 16 eral land.

17 **SEC. 4. AUCTION OF PUBLIC LAND IN CITY.**

18 (a) IN GENERAL.—Not later than 180 days after the  
 19 date of enactment of this Act, notwithstanding sections  
 20 202 and 203 of the Federal Land Policy and Management  
 21 Act of 1976 (43 U.S.C. 1712, 1713), the Secretary, sub-  
 22 ject to valid existing rights, shall conduct sales of the Fed-  
 23 eral land described in subsection (b) to qualified bidders.

24 (b) DESCRIPTION OF LAND.—The parcels of Federal  
 25 land referred to in subsection (a) consist of—

1 (1) parcel 17; and

2 (2) parcel 18.

3 (c) METHOD OF SALE; CONSIDERATION.—The sale  
4 of Federal land under subsection (a) shall be—

5 (1) unless otherwise determined by the Sec-  
6 retary, through a competitive bidding process;

7 (2) for not less than fair market value; and

8 (3) in accordance with the Federal Land Man-  
9 agement Policy Act of 1976 (43 U.S.C. 1701 et  
10 seq.), except for subsections (d) and (f) of section  
11 203 of the Federal Land Management Policy Act of  
12 1976 (43 U.S.C. 1713).

13 **SEC. 5. DISPOSITION OF LAND SALES PROCEEDS.**

14 (a) IN GENERAL.—The gross proceeds from the sales  
15 of land described in sections 3(a) and 4(a) shall be depos-  
16 ited in a special account in the Treasury of the United  
17 States and shall be available to the Secretary, without fur-  
18 ther appropriation and until expended, for—

19 (1) the reimbursement of costs incurred by the  
20 Bureau of Land Management in preparing for the  
21 sales of land described in sections 3(a) and 4(a), in-  
22 cluding the costs of—

23 (A) surveys;

24 (B) appraisals; and

1 (C) complying with applicable Federal  
2 laws; and

3 (2) environmental restoration projects that  
4 are—

5 (A) located on Bureau of Land Manage-  
6 ment land; and

7 (B) administered by the Salt Lake City  
8 Field Office of the Bureau of Land Manage-  
9 ment.

10 (b) INVESTMENT OF SPECIAL ACCOUNT.—Any  
11 amounts deposited in the special account shall earn inter-  
12 est in an amount determined by the Secretary of the  
13 Treasury on the basis of the current average market yield  
14 on outstanding marketable obligations of the United  
15 States of comparable maturities, and may be expended in  
16 accordance with this section.

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