

114TH CONGRESS  
2D SESSION

# S. 2731

To authorize the Secretary of the Interior to carry out a land exchange involving land within the boundary of the Cape Cod National Seashore, and for other purposes.

---

## IN THE SENATE OF THE UNITED STATES

MARCH 17, 2016

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

---

## A BILL

To authorize the Secretary of the Interior to carry out a land exchange involving land within the boundary of the Cape Cod National Seashore, 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 “Cape Cod National  
5 Seashore Land Exchange Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) FEDERAL LAND.—The term “Federal land”  
9 means the approximately 1.09 acres of land depicted

1 as tract 22-4556 on the map entitled “United  
 2 States Department of the Interior, National Park  
 3 Service, Northeast Region, Cape Cod National Sea-  
 4 shore” and dated October 20, 1963, sheet 202-22A.

5 (2) NON-FEDERAL LAND.—The term “non-Fed-  
 6 eral land” means the approximately 1.02 acres of  
 7 land depicted as tract 26-4653 on the map entitled  
 8 “United States, Department of the Interior, Na-  
 9 tional Park Service, Northeast Region, Cape Cod  
 10 National Seashore” and dated October 27, 1964,  
 11 Sheet 202-26.

12 (3) SECRETARY.—The term “Secretary” means  
 13 the Secretary of the Interior, acting through the Di-  
 14 rector of the National Park Service.

15 **SEC. 3. LAND EXCHANGE INVOLVING CAPE COD NATIONAL**  
 16 **SEASHORE.**

17 (a) AUTHORIZATION OF EXCHANGE.—If, in accord-  
 18 ance with subsection (b), acceptable title to the non-Fed-  
 19 eral land is conveyed to the United States, the Secretary  
 20 shall convey to the owner of the non-Federal land, subject  
 21 to valid existing rights, all right, title, and interest of the  
 22 United States in and to the Federal land.

23 (b) ACCEPTABLE TITLE.—Title to the non-Federal  
 24 land conveyed to the United States under subsection (a)  
 25 shall be title that is acceptable to the Secretary, in con-

1 formance with title approval standards applicable to Fed-  
2 eral land acquisitions.

3 (c) APPLICABLE LAWS; TERMS AND CONDITIONS.—

4 The exchange under this section shall be subject to—

5 (1) the laws (including regulations) and policies  
6 applicable to exchanges of land administered by the  
7 National Park Service, including the laws and poli-  
8 cies relating to equalization of values and environ-  
9 mental compliance, other than appraisal require-  
10 ments; and

11 (2) such terms and conditions as the Secretary  
12 determines to be appropriate.

13 (d) APPRAISALS.—For the purpose of valuation of  
14 the non-Federal land and Federal land, the Secretary may  
15 use the appraisals conducted by Michael Sutton, Certified  
16 General Real Estate Appraiser, and dated July 14 and  
17 July 22, 2009.

18 (e) ADMINISTRATION.—The non-Federal land ac-  
19 quired by the Secretary under this section shall be admin-  
20 istered as part of the Cape Cod National Seashore.

21 (f) MAPS.—The maps described in paragraphs (1)  
22 and (2) of section 2 shall be on file and available for in-  
23 spection in the appropriate offices of the Department of  
24 the Interior.

1 (g) DEFINITION OF IMPROVED PROPERTY.—Section  
2 4(d) of Public Law 87–126 (16 U.S.C. 459b–3(d)) is  
3 amended by adding at the end the following: “The term  
4 ‘improved property’ includes any dwelling structure (in-  
5 cluding the land on which the structure is located) that  
6 is conveyed by the Secretary under this section in ex-  
7 change for conveyance to, or acquisition by, the Secretary  
8 of an improved property described in this section.”.

○