

Calendar No. 662

115TH CONGRESS
2D SESSION**S. 3245****[Report No. 115–376]**

To require the Secretary of Agriculture to transfer certain National Forest
System land in the State of Texas.

IN THE SENATE OF THE UNITED STATES

JULY 19, 2018

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

NOVEMBER 26, 2018

Reported by Ms. MURKOWSKI, with an amendment
[Omit the part struck through and insert the part printed in *italie*]

A BILL

To require the Secretary of Agriculture to transfer certain
National Forest System land in the State of Texas.

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 “Lake Fannin Convey-
5 ance Act”.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) COUNTY.—The term “County” means the
4 Fannin County, Texas.

5 (2) MAP.—The term “map” means the map en-
6 titled “Lake Fannin Conveyance” and dated Novem-
7 ber 21, 2013.

8 (3) NATIONAL FOREST SYSTEM LAND.—The
9 term “National Forest System land” means the ap-
10 proximately 2,025 acres of National Forest System
11 land generally depicted on the map.

12 (4) SECRETARY.—The term “Secretary” means
13 the Secretary of Agriculture, acting through the
14 Chief of the Forest Service.

15 **SEC. 3. CONVEYANCE OF LAND AND IMPROVEMENTS.**

16 (a) IN GENERAL.—Subject to the requirements of
17 this section, if the County submits to the Secretary a writ-
18 ten request for conveyance of the National Forest System
19 land not later than 180 days after the date of enactment
20 of this Act, the Secretary shall convey to the County all
21 right, title, and interest of the United States in and to
22 the National Forest System land.

23 (b) MAP.—

24 (1) AVAILABILITY OF MAP.—The map shall be
25 kept on file and available for public inspection in the
26 appropriate office of the Forest Service.

1 (2) CORRECTION OF ERRORS.—The Secretary
2 may correct minor errors in the map.

3 (c) TERMS AND CONDITIONS.—The conveyance
4 under subsection (a) shall be—

5 (1) subject to valid existing rights;

6 (2) made without consideration;

7 (3) made by quitclaim deed; and

8 (4) subject to any other terms and conditions
9 the Secretary determines appropriate to protect the
10 interests of the United States.

11 (d) USE.—As a condition of the conveyance under
12 subsection (a), the County shall agree to manage the land
13 conveyed under that subsection for a public purpose.

14 (e) COSTS.—As a condition of the conveyance under
15 subsection (a), the County shall pay for all costs associ-
16 ated with the conveyance, including the costs of—

17 (1) the survey required under subsection (f);
18 and

19 (2) any environmental analysis and resource
20 surveys required under Federal law.

21 (f) SURVEY.—

22 (1) IN GENERAL.—The actual acreage and legal
23 description of the National Forest System land to be
24 conveyed under subsection (a) shall be determined
25 by a survey satisfactory to the Secretary.

1 ~~(2) CADASTRAL SURVEYS.—The Secretary may~~
 2 ~~perform and approve any cadastral surveys required~~
 3 ~~to be conducted as part of a survey under paragraph~~
 4 ~~(1).~~

5 **SEC. 3. LAND CONVEYANCE.**

6 (a) *IN GENERAL.*—*Subject to the terms and conditions*
 7 *described in subsection (b), if the County submits to the Sec-*
 8 *retary an offer to acquire the National Forest System land*
 9 *for the fair market value, as determined by the appraisal*
 10 *under subsection (c), the Secretary shall convey the Na-*
 11 *tional Forest System land to the County.*

12 (b) *TERMS AND CONDITIONS.*—*The conveyance under*
 13 *subsection (a) shall be—*

14 (1) *subject to valid existing rights;*

15 (2) *made by quitclaim deed; and*

16 (3) *subject to any other terms and conditions as*
 17 *the Secretary considers appropriate to protect the in-*
 18 *terests of the United States.*

19 (c) *APPRAISAL.*—

20 (1) *IN GENERAL.*—*Not later than 180 days after*
 21 *the date of enactment of this Act, the Secretary shall*
 22 *complete an appraisal to determine the fair market*
 23 *value of the National Forest System land.*

24 (2) *STANDARDS.*—*The appraisal under para-*
 25 *graph (1) shall be conducted in accordance with—*

1 (A) *the Uniform Appraisal Standards for*
 2 *Federal Land Acquisitions; and*

3 (B) *the Uniform Standards of Professional*
 4 *Appraisal Practice.*

5 (d) *MAP.—*

6 (1) *AVAILABILITY OF MAP.—The map shall be*
 7 *kept on file and available for public inspection in the*
 8 *appropriate office of the Forest Service.*

9 (2) *CORRECTION OF ERRORS.—The Secretary*
 10 *may correct minor errors in the map.*

11 (e) *CONSIDERATION.—As consideration for the convey-*
 12 *ance under subsection (a), the County shall pay to the Sec-*
 13 *retary an amount equal to the fair market value of the Na-*
 14 *tional Forest System land, as determined by the appraisal*
 15 *under subsection (c).*

16 (f) *SURVEY.—The exact acreage and legal description*
 17 *of the National Forest System land to be conveyed under*
 18 *subsection (a) shall be determined by a survey satisfactory*
 19 *to the Secretary and the County.*

20 (g) *USE.—As a condition of the conveyance under sub-*
 21 *section (a), the County shall agree to manage the land con-*
 22 *veyed under that subsection for public recreational pur-*
 23 *poses.*

24 (h) *COSTS OF CONVEYANCE.—As a condition on the*
 25 *conveyance under subsection (a), the County shall pay to*

- 1 *the Secretary all costs associated with the conveyance, in-*
2 *cluding the cost of—*
3 *(1) the appraisal under subsection (c); and*
4 *(2) the survey under subsection (f).*

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