

the work of Thurgood Marshall and others to overturn that in the courts, and later to overturn it in these Halls of this Congress in 1965 and 1964, civil rights laws, civil rights laws that, unfortunately, caused the Democrats to lose their majorities and to lose their hold on the South because they did what was right for this country, and what that flag stands for and what this Nation stands for.

So we're here today to honor the people and the organizations that at one time were sneered and disdained. But now we understand they were right. And sometimes you have to look back at history to understand who the heroes are and the direction this country goes in and where it should be.

And so I respect Mr. LEWIS. He was in the front line. He mentioned being arrested 24 times. He was beaten; he was hit. He was in the face of injustice in the picture of law and order, and stood up to it with a moral law that was higher than the law of the State of Alabama, and he made that law change.

And so it's fitting, appropriate, and proper that we honor those heroes and the anniversary of that organization and that this United States Congress pass this resolution.

I reserve the balance of my time.

Mr. FORBES. Mr. Speaker, sometimes we have resolutions commanding certain events and certain organizations where a few words can actually offer more respect than more. In this case, I think it's the life of Congressman LEWIS that really puts this resolution into perspective for all of us. And once again, we just thank him for his service, thanks to this resolution. We urge our colleagues to support it.

I yield back the balance of my time.

Mr. COHEN. Mr. Speaker, I want to thank my staff, Ms. Reisha Phills, who worked with me on this resolution with Mr. LEWIS, and I yield back the balance of my time and ask that we pass this resolution here tonight.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Tennessee (Mr. COHEN) that the House suspend the rules and agree to the resolution, H. Res. 1566.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. COHEN. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

□ 0040

FRANCIS MARION NATIONAL FOREST LAND CONVEYANCE

Mr. SCOTT of Georgia. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 5414) to provide for the

conveyance of a small parcel of National Forest System land in the Francis Marion National Forest in South Carolina, and for other purposes, as amended.

The Clerk read the title of the bill. The text of the bill is as follows:

H.R. 5414

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled.

SECTION 1. LAND CONVEYANCE, FRANCIS MARION NATIONAL FOREST, SOUTH CAROLINA.

(a) CONVEYANCE REQUIRED.—Upon the tender of consideration from the First Baptist Church of Bonneau, 108 West Church Street, Bonneau, South Carolina (in this section referred to as the "Bonneau Baptist Church"), the Secretary of Agriculture shall sell and quitclaim to Bonneau Baptist Church all right, title, and interest of the United States in and to a parcel of National Forest System land in the Francis Marion National Forest consisting of up to approximately 3 acres, as generally depicted on a map titled, "First Baptist Church of Bonneau Cemetery Tract" and dated May 6, 2010. The conveyance shall be subject to valid existing rights and the other provisions of this section.

(b) CONSIDERATION.—

(1) CASH CONSIDERATION.—As consideration for the conveyance under subsection (a), Bonneau Baptist Church shall pay to the Secretary cash consideration in an amount equal to the market value of the land.

(2) MARKET VALUE.—The market value of the land conveyed under subsection (a) shall be determined by an appraisal approved by the Secretary based on appraisal instructions prescribed by the Secretary for a separate lot unconnected with a larger parcel, unencumbered by any permit or restrictive covenant (other than the restriction required by subsection (f)), and otherwise in conformity with the Uniform Appraisal Standards for Federal Land Acquisitions.

(3) DEPOSIT AND USE OF PROCEEDS.—The consideration received by the Secretary under this subsection shall be deposited into the account in the Treasury established by Public Law 90-171 (commonly known as the Sisk Act; 16 U.S.C. 484a). The monies so deposited shall be available to the Secretary, until expended and without further appropriation, for the acquisition of lands and interests in land in the Francis Marion National Forest in South Carolina.

(c) SURVEY.—The land to be conveyed under subsection (a) shall be surveyed, and such survey and resulting land description shall be subject to approval by the Secretary.

(d) COSTS.—The Secretary shall require the Bonneau Baptist Church to pay all reasonable costs associated with the conveyance under subsection (a), including—

- (1) appraisal;
- (2) survey;
- (3) closing costs, including deed recordation; and
- (4) any administrative and environmental analyses required by law or regulation.

(e) TREATMENT OF EXISTING SPECIAL USE AUTHORIZATION.—Upon completion of the conveyance under subsection (a), the Special Use Authorization provided to Bonneau Baptist Church for use of the conveyed lands shall be deemed to be terminated.

(f) RESTRICTION ON USE OF CONVEYED LAND.—The deed of conveyance for the land conveyed under subsection (a) shall restrict the use of the conveyed land to cemetery purposes. Structures may not be erected on the conveyed land, other than for monumentation or cemetery maintenance facilities.

(g) COMPLIANCE WITH FEDERAL LAWS AND REGULATIONS.—The conveyance of the land under subsection (a) is subject to compliance with existing laws and regulations.

(h) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2. STATUTORY PAY-AS-YOU-GO LANGUAGE.

The budgetary effects of this Act, for the purpose of complying with the Statutory Pay-As-You-Go-Act of 2010, shall be determined by reference to the latest statement titled "Budgetary Effects of PAYGO Legislation" for this Act, submitted for printing in the Congressional Record by the Chairman of the House Budget Committee, provided that such statement has been submitted prior to the vote on passage.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Georgia (Mr. SCOTT) and the gentleman from Pennsylvania (Mr. THOMPSON) each will control 20 minutes.

The Chair recognizes the gentleman from Georgia.

GENERAL LEAVE

Mr. SCOTT of Georgia. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days to revise and extend their remarks and include extraneous material on the bill under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Georgia?

There was no objection.

Mr. SCOTT of Georgia. Mr. Speaker, I yield myself such time as I may consume.

H.R. 5414 provides for the conveyance of a small parcel of National Forest System land in the Francis Marion National Forest in South Carolina, and for other purposes.

H.R. 5414 authorizes the sale of land in the Francis Marion National Forest. The proceeds of the sale will be placed in the general account for the purchase of other suitable land within the Francis Marion National Forest when it becomes available. This legislation is sponsored by Representative BROWN of South Carolina, and supported by the Forest Service.

Since 1946, the Bonneau Baptist Church has operated 3 acres of the Francis Marion National Forest under a special use permit. The church has requested to expand the permit area and to purchase the land at fair market value to accommodate the growing needs of the cemetery they maintain on this property.

I urge my colleagues to support this legislation.

I reserve the balance of my time. Mr. THOMPSON of Pennsylvania. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I rise in strong support of H.R. 5414. This simple legislation allows the Forest Service to sell a 3-acre parcel of land in the Francis Marion National Forest to the Bonneau Baptist Church in Bonneau, South Carolina. The church needs this land to expand their cemetery, which is within

the boundary of the National Forest, and cannot expand without this sale.

The church has agreed to pay for the costs of the transaction. The Forest Service is going to use the funds generated by the sale of this tract to purchase other land for the forest in the future. The gentleman from South Carolina (Mr. BROWN) has worked with the Forest Service, the church, and the community to ensure that this transaction is acceptable to everyone concerned. And most importantly, Mr. Speaker, this bill will not result in any expense to the taxpayers.

I hope and urge that my colleagues will join me in support of this legislation.

Mr. BROWN of South Carolina. Mr. Speaker, I rise today to speak on a noncontroversial piece of legislation that I introduced that would assist many of my constituents in South Carolina's First Congressional District.

My legislation would simply facilitate the conveyance of no more than three acres of land from the Francis Marion National Forest in South Carolina.

The land would be acquired by constituents and families associated with the First Baptist Church in Bonneau, South Carolina. This land is needed in order to facilitate a one-time expansion of their cemetery which has currently reached its capacity.

This legislation would eventually allow these families to be buried together alongside other family members. It would also provide the forest service with desperately needed funds that they would be able to put to good use during these very tough budgetary times.

Mr. Speaker, I ask my colleagues to support this noncontroversial piece of legislation.

I yield back the balance of my time.

Mr. SCOTT of Georgia. Mr. Speaker, I have no further requests for time, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Georgia (Mr. SCOTT) that the House suspend the rules and pass the bill, H.R. 5414, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. SCOTT of Georgia. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

SKI AREA RECREATIONAL OPPORTUNITY ENHANCEMENT ACT OF 2010

Mr. SCOTT of Georgia. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 2476) to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that are subject to ski area permits, and for other purposes, as amended.

The Clerk read the title of the bill. The text of the bill is as follows:

H.R. 2476

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled.

SECTION 1. SHORT TITLE.

This Act may be cited as the "Ski Area Recreational Opportunity Enhancement Act of 2010".

SEC. 2. PURPOSE.

The purpose of this Act is to amend the National Forest Ski Area Permit Act of 1986 (16 U.S.C. 497b)—

(1) to enable snow-sports (in addition to nordic and alpine skiing) to be permitted on National Forest System land, subject to ski area permits issued by the Secretary of Agriculture under section 3 of the National Forest Area Permit Act of 1986 (16 U.S.C. 497b); and

(2) to clarify the authority of the Secretary to permit appropriate additional seasonal or year-round recreational activities and facilities on National Forest System land, subject to ski area permits issued by the Secretary under section 3 of the National Forest Ski Area Permit Act of 1986 (16 U.S.C. 497b).

SEC. 3. SKI AREA PERMITS.

Section 3 of the National Forest Ski Area Permit Act of 1986 (16 U.S.C. 497b) is amended—

(1) in subsection (a), by striking "nordic and alpine ski areas and facilities" and inserting "ski areas and associated facilities";

(2) in subsection (b), in the matter preceding paragraph (1), by striking "nordic and alpine skiing operations and purposes" and inserting "skiing and other snow-sports and such other seasonal or year-round recreational activities associated with mountain resorts as the Secretary may authorize pursuant to subsection (c)";

(3) by redesignating subsections (c) and (d) as subsections (d) and (e), respectively;

(4) by inserting after subsection (b) the following:

"(c) OTHER RECREATIONAL USES.—

"(1) AUTHORITY OF SECRETARY.—Subject to paragraphs (2) and (3), the Secretary may authorize the holder of a ski area permit issued pursuant to subsection (b) to provide on National Forest System land subject to the ski area permit such other seasonal or year-round natural resource-based recreational activities and associated facilities or improvements (in addition to skiing and other snow-sports) as the Secretary determines to be appropriate.

"(2) REQUIREMENTS.—Any activity, facility, or improvement authorized by the Secretary under paragraph (1) shall—

"(A) encourage outdoor recreation and enjoyment of nature;

"(B) to the extent practicable, harmonize with the natural environment of the National Forest System land on which the activity, facility, or improvement is located;

"(C) to the extent practicable, be located within the portions of the ski permit area that are developed to support skiing and other snow sports;

"(D) be consistent with the applicable forest management plan and all other applicable laws; and

"(E) be subject to such terms and conditions as the Secretary determines to be appropriate.

"(3) NO CHANGE IN PURPOSE.—

"(A) PURPOSE TEST.—The Secretary may not authorize an activity, facility, or improvement under paragraph (1) if the Secretary determines that the authorization of the activity, facility, or improvement would result in the primary recreational purpose of

the National Forest System land subject to the ski area permit to be a purpose other than skiing or any other snow-sport.

"(B) REVENUE TEST.—To ensure that National Forest System lands subject to a ski area permit continue to be used predominately for skiing and other snow sports, the Secretary may authorize an activity, facility, or improvement under paragraph (1) only to the extent that the majority of the revenue of the ski area is generated by the sale of lift tickets and fees for ski and other snow-sport rentals, skiing and other snow-sport instruction, ski trail passes for the use of trails maintained by the permit holder, and ancillary facilities related to the operation and support of skiing and other snow-sport activities.

"(4) BOUNDARY CHANGES.—When determining the boundary of a ski area permit under subsection (b)(3), the Secretary shall not consider the need for activities other than skiing and other snow-sports.

"(5) EFFECT ON EXISTING AUTHORIZED ACTIVITIES AND FACILITIES.—Nothing in this subsection affects any activity or facility authorized by a ski area permit in effect on the date of enactment of this subsection during the term of the permit."; and

(5) in subsection (d) (as redesignated by paragraph (3))—

(A) by striking "Within one year after the date of enactment of this Act, the" and inserting "Not later than 18 months after the date of enactment of the Ski Area Recreational Opportunity Enhancement Act of 2010, the"; and

(B) by striking "within 3 years of the date of enactment of this Act".

SEC. 4. EFFECT.

Nothing in this Act (including the amendments made by this Act) affects—

(1) any authority of the Secretary of Agriculture (including the authority of the Secretary with respect to recreational activities or infrastructure located on National Forest System land) under any Federal law (including regulations) other than the National Forest Ski Area Permit Act of 1986 (16 U.S.C. 497b); and

(2) any duty of the Secretary under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

SEC. 5. STATUTORY PAY-AS-YOU-GO LANGUAGE.

The budgetary effects of this Act, for the purpose of complying with the Statutory Pay-As-You-Go-Act of 2010, shall be determined by reference to the latest statement titled "Budgetary Effects of PAYGO Legislation" for this Act, submitted for printing in the Congressional Record by the Chairman of the House Budget Committee, provided that such statement has been submitted prior to the vote on passage.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Georgia (Mr. SCOTT) and the gentleman from Pennsylvania (Mr. THOMPSON) each will control 20 minutes.

The Chair recognizes the gentleman from Georgia.

GENERAL LEAVE

Mr. SCOTT of Georgia. Mr. Speaker I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks on the bill, H.R. 2476.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Georgia?

There was no objection.

Mr. SCOTT of Georgia. Mr. Speaker, I yield myself such time as I may consume.