

Art Roberts

115TH CONGRESS
1ST SESSION

S. _____

To provide for the management by the Secretary of Agriculture of certain Federal land, and for other purposes.

IN THE SENATE OF THE UNITED STATES

and Senator Stabenow

_____ introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To provide for the management by the Secretary of Agriculture of certain Federal land, 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 “Federal Land Management Act of 2017”.

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

- Sec. 1. Short title; table of contents.
- Sec. 2. Definition of Secretary.
- Sec. 3. Release of reversionary interest of United States in and to certain land in Old Town, Maine.
- Sec. 4. Chattahoochee-Oconee National Forest land adjustment.
- Sec. 5. Tennessee wilderness.
- Sec. 6. Additions to Rough Mountain and Rich Hole Wildernesses.

Sec. 7. Kisatchie National Forest land conveyance.

Sec. 8. Purchase of Natural Resources Conservation Service property, Riverside County, California.

1 **SEC. 2. DEFINITION OF SECRETARY.**

2 In this Act, the term "Secretary" means the Sec-
3 retary of Agriculture.

4 **SEC. 3. RELEASE OF REVERSIONARY INTEREST OF UNITED**
5 **STATES IN AND TO CERTAIN LAND IN OLD**
6 **TOWN, MAINE.**

7 (a) IN GENERAL.—Notwithstanding section 32(c) of
8 the Bankhead-Jones Farm Tenant Act (7 U.S.C.
9 1011(c)), if the City of Old Town, Maine, makes a written
10 request to the Secretary, the Secretary shall release, con-
11 vey, and quitclaim, without monetary consideration, all
12 rights, title, and interest of the United States in and to
13 the land described in subsection (b).

14 (b) LAND DESCRIBED.—The land referred to in sub-
15 section (a) is the land—

16 (1) conveyed by the United States to the City
17 of Old Town, Maine, under section 32(c) of the
18 Bankhead-Jones Farm Tenant Act (7 U.S.C.
19 1011(c)) by the deed dated June 5, 1941;

20 (2) proposed for conveyance by the City of Old
21 Town, Maine, for the purpose of economic develop-
22 ment; and

1 (3) described in the written request submitted
2 by the City of Old Town, Maine, to the Secretary
3 pursuant to subsection (a).

4 **SEC. 4. CHATTAHOOCHEE-OCONEE NATIONAL FOREST**
5 **LAND ADJUSTMENT.**

6 (a) FINDINGS.—Congress finds that—

7 (1) certain National Forest System land in the
8 State of Georgia consists of isolated tracts that are
9 inefficient to manage or have lost their principal
10 value for National Forest purposes;

11 (2) the disposal of that land would be in the
12 public interest; and

13 (3) proceeds from the sale of land authorized by
14 this section would be used best by the Forest Service
15 to purchase land for National Forest purposes in the
16 State of Georgia.

17 (b) LAND CONVEYANCE AUTHORITY.—

18 (1) IN GENERAL.—The Secretary is authorized,
19 under such terms and conditions as the Secretary
20 may prescribe, to sell or exchange any or all rights,
21 title, and interest of the United States in the Na-
22 tional Forest System land described in paragraph
23 (2).

24 (2) LAND AUTHORIZED FOR DISPOSAL.—

1 (A) IN GENERAL.—The National Forest
2 System land subject to sale or exchange under
3 this section are 30 tracts of land totaling ap-
4 proximately 3,841 acres, which are generally
5 depicted on 2 maps entitled “Priority Land Ad-
6 justments, State of Georgia, U.S. Forest Serv-
7 ice—Southern Region, Oconee and Chattahoo-
8 chee National Forests, U.S. Congressional Dis-
9 tricts—8, 9, 10 & 14” and dated September 24,
10 2013.

11 (B) MAPS.—The maps described in sub-
12 paragraph (A) shall be on file and available for
13 public inspection in the Office of the Forest Su-
14 pervisor, Chattahoochee-Oconee National For-
15 est, until such time as the land is sold or ex-
16 changed.

17 (C) MODIFICATION OF BOUNDARIES.—The
18 Secretary may modify the boundaries of the
19 land described in subparagraph (A) based on
20 land management considerations.

21 (3) FORM OF CONVEYANCE.—

22 (A) QUITCLAIM DEED.—The Secretary
23 shall convey land sold under this section by
24 quitclaim deed.

1 (B) RESERVATIONS.—The Secretary may
2 reserve any rights-of-way or other rights or in-
3 terests in land sold or exchanged under this
4 section that the Secretary considers necessary
5 for management purposes or to protect the pub-
6 lic interest.

7 (4) VALUATION.—

8 (A) MARKET VALUE.—The Secretary may
9 not sell or exchange land under this section for
10 less than market value, as determined by ap-
11 praisal or through competitive bid.

12 (B) APPRAISAL REQUIREMENTS.—Any ap-
13 praisal shall be—

14 (i) consistent with the Uniform Ap-
15 praisal Standards for Federal Land Acqui-
16 sitions or the Uniform Standards of Pro-
17 fessional Appraisal Practice; and

18 (ii) subject to the approval of the Sec-
19 retary.

20 (5) CONSIDERATION.—

21 (A) CASH.—Consideration for a sale of
22 land or equalization of an exchange under this
23 section shall be paid in cash.

24 (B) EXCHANGE.—Notwithstanding section
25 206(b) of the Federal Land Policy and Manage-

1 ment Act of 1976 (43 U.S.C. 1716(b)), the
2 Secretary may accept a cash equalization pay-
3 ment in excess of 25 percent of the value of any
4 land exchanged under this section.

5 (6) METHOD OF SALE.—

6 (A) OPTIONS.—The Secretary may sell
7 land under paragraph (1) at public or private
8 sale, including competitive sale by auction, bid,
9 or otherwise, in accordance with such terms,
10 conditions, and procedures as the Secretary de-
11 termines are in the best interest of the United
12 States.

13 (B) SOLICITATIONS.—The Secretary
14 may—

15 (i) make public or private solicitations
16 for the sale or exchange of land authorized
17 by this section; and

18 (ii) reject any offer that the Secretary
19 determines is not adequate or not in the
20 public interest.

21 (7) BROKERS.—The Secretary may—

22 (A) use brokers or other third parties in
23 the disposition of the land authorized by this
24 section; and

1 (B) from the proceeds of a sale, pay rea-
2 sonable commissions or fees.

3 (c) TREATMENT OF PROCEEDS.—

4 (1) DEPOSIT.—Subject to subsection (b)(7)(B),
5 the Secretary shall deposit the proceeds of a sale or
6 cash equalizations payments authorized by this sec-
7 tion in the fund established under Public Law 90-
8 171 (commonly known as the “Sisk Act”) (16
9 U.S.C. 484a).

10 (2) AVAILABILITY.—Subject to paragraph (3),
11 amounts deposited under paragraph (1) shall be
12 available to the Secretary until expended, without
13 further appropriation, for the acquisition of land for
14 National Forest purposes in the State of Georgia.

15 (3) PRIVATE PROPERTY PROTECTION.—Nothing
16 in this section authorizes the use of funds deposited
17 under paragraph (1) to be used to acquire land with-
18 out the written consent of the owner of the land.

19 **SEC. 5. TENNESSEE WILDERNESS.**

20 (a) DEFINITIONS.—In this section:

21 (1) MAP.—The term “Map” means the map en-
22 titled “Proposed Wilderness Areas and Additions-
23 Cherokee National Forest” and dated January 20,
24 2010.

1 (2) STATE.—The term “State” means the State
2 of Tennessee.

3 (b) ADDITIONS TO CHEROKEE NATIONAL FOREST.—

4 (1) DESIGNATION OF WILDERNESS.—In accord-
5 ance with the Wilderness Act (16 U.S.C. 1131 et
6 seq.), the following parcels of Federal land in the
7 Cherokee National Forest in the State are des-
8 ignated as wilderness and as additions to the Na-
9 tional Wilderness Preservation System:

10 (A) Certain land comprising approximately
11 9,038 acres, as generally depicted as the
12 “Upper Bald River Wilderness” on the Map
13 and which shall be known as the “Upper Bald
14 River Wilderness”.

15 (B) Certain land comprising approximately
16 348 acres, as generally depicted as the “Big
17 Frog Addition” on the Map and which shall be
18 incorporated in, and shall be considered to be a
19 part of, the Big Frog Wilderness.

20 (C) Certain land comprising approximately
21 630 acres, as generally depicted as the “Little
22 Frog Mountain Addition NW” on the Map and
23 which shall be incorporated in, and shall be con-
24 sidered to be a part of, the Little Frog Moun-
25 tain Wilderness.

1 (D) Certain land comprising approximately
2 336 acres, as generally depicted as the “Little
3 Frog Mountain Addition NE” on the Map and
4 which shall be incorporated in, and shall be con-
5 sidered to be a part of, the Little Frog Moun-
6 tain Wilderness.

7 (E) Certain land comprising approximately
8 2,922 acres, as generally depicted as the
9 “Sampson Mountain Addition” on the Map and
10 which shall be incorporated in, and shall be con-
11 sidered to be a part of, the Sampson Mountain
12 Wilderness.

13 (F) Certain land comprising approximately
14 4,446 acres, as generally depicted as the “Big
15 Laurel Branch Addition” on the Map and
16 which shall be incorporated in, and shall be con-
17 sidered to be a part of, the Big Laurel Branch
18 Wilderness.

19 (G) Certain land comprising approximately
20 1,836 acres, as generally depicted as the “Joyce
21 Kilmer-Slickrock Addition” on the Map and
22 which shall be incorporated in, and shall be con-
23 sidered to be a part of, the Joyce Kilmer-
24 Slickrock Wilderness.

25 (2) MAPS AND LEGAL DESCRIPTIONS.—

1 (Δ) IN GENERAL.—As soon as practicable
2 after the date of enactment of this Act, the Sec-
3 retary shall file maps and legal descriptions of
4 the wilderness areas designated by paragraph
5 (1) with the appropriate committees of Con-
6 gress.

7 (B) PUBLIC AVAILABILITY.—The maps
8 and legal descriptions filed under subparagraph
9 (Δ) shall be on file and available for public in-
10 spection in the office of the Chief of the Forest
11 Service and the office of the Supervisor of the
12 Cherokee National Forest.

13 (C) FORCE OF LAW.—The maps and legal
14 descriptions filed under subparagraph (Δ) shall
15 have the same force and effect as if included in
16 this Act, except that the Secretary may correct
17 typographical errors in the maps and descrip-
18 tions.

19 (3) ADMINISTRATION.—

20 (A) IN GENERAL.—Subject to valid exist-
21 ing rights, the Federal land designated as wil-
22 derness by paragraph (1) shall be administered
23 by the Secretary in accordance with the Wilder-
24 ness Act (16 U.S.C. 1131 et seq.), except that
25 any reference in that Act to the effective date

1 of that Act shall be deemed to be a reference
2 to the date of enactment of this Act.

3 (B) FISH AND WILDLIFE MANAGEMENT.—
4 In accordance with section 4(d)(7) of the Wil-
5 derness Act (16 U.S.C. 1133(d)(7)), nothing in
6 this section affects the jurisdiction of the State
7 with respect to fish and wildlife management
8 (including the regulation of hunting, fishing,
9 and trapping) in the wilderness areas des-
10 ignated by paragraph (1).

11 **SEC. 6. ADDITIONS TO ROUGH MOUNTAIN AND RICH HOLE**
12 **WILDERNESSES.**

13 (a) ROUGH MOUNTAIN ADDITION.—Section 1 of
14 Public Law 100–326 (16 U.S.C. 1132 note; 102 Stat.
15 584; 114 Stat. 2057; 123 Stat. 1002) is amended by add-
16 ing at the end the following:

17 “(21) ROUGH MOUNTAIN ADDITION.—Certain
18 land in the George Washington National Forest
19 comprising approximately 1,000 acres, as generally
20 depicted as the ‘Rough Mountain Addition’ on the
21 map entitled ‘GEORGE WASHINGTON NA-
22 TIONAL FOREST – South half – Alternative I –
23 Selected Alternative Management Prescriptions –
24 Land and Resources Management Plan Final Envi-
25 ronmental Impact Statement’ and dated March 4,

1 2014, which is incorporated in the Rough Mountain
2 Wilderness Area designated by paragraph (1).”.

3 (b) RICH HOLE ADDITION.—

4 (1) POTENTIAL WILDERNESS DESIGNATION.—

5 In furtherance of the purposes of the Wilderness Act
6 (16 U.S.C. 1131 et seq.), certain land in the George
7 Washington National Forest comprising approxi-
8 mately 4,600 acres, as generally depicted as the
9 “Rich Hole Addition” on the map entitled
10 “GEORGE WASHINGTON NATIONAL FOREST
11 – South half – Alternative I – Selected Alternative
12 Management Prescriptions – Land and Resources
13 Management Plan Final Environmental Impact
14 Statement” and dated March 4, 2014, is designated
15 as a potential wilderness area for incorporation in
16 the Rich Hole Wilderness Area designated by section
17 1(2) of Public Law 100–326 (16 U.S.C. 1132 note;
18 102 Stat. 584; 114 Stat. 2057; 123 Stat. 1002).

19 (2) WILDERNESS DESIGNATION.—The potential
20 wilderness area designated by paragraph (1) shall be
21 designated as wilderness and incorporated in the
22 Rich Hole Wilderness Area designated by section
23 1(2) of Public Law 100–326 (16 U.S.C. 1132 note;
24 102 Stat. 584; 114 Stat. 2057; 123 Stat. 1002) on
25 the earlier of—

1 (A) the date on which the Secretary pub-
2 lishes in the Federal Register notice that the
3 activities permitted under paragraph (4) have
4 been completed; or

5 (B) the date that is 5 years after the date
6 of enactment of this Act.

7 (3) MANAGEMENT.—Except as provided in
8 paragraph (4), the Secretary shall manage the po-
9 tential wilderness area designated by paragraph (1)
10 in accordance with the Wilderness Act (16 U.S.C.
11 1131 et seq.).

12 (4) WATER QUALITY IMPROVEMENT ACTIVI-
13 TIES.—

14 (A) IN GENERAL.—To enhance natural
15 ecosystems within the potential wilderness area
16 designated by paragraph (1) by implementing
17 certain activities to improve water quality and
18 aquatic passage, as set forth in the Forest
19 Service document entitled “Decision Notice for
20 the Lower Cowpasture Restoration and Man-
21 agement Project” and dated December 2015,
22 the Secretary may use motorized equipment
23 and mechanized transport in the potential wil-
24 derness area until the date on which the poten-
25 tial wilderness area is incorporated into the

1 Rich Hole Wilderness Area under paragraph
2 (2).

3 (B) REQUIREMENT.—In carrying out sub-
4 paragraph (A), the Secretary, to the maximum
5 extent practicable, shall use the minimum tool
6 or administrative practice necessary to carry
7 out that subparagraph with the least amount of
8 adverse impact on wilderness character and re-
9 sources.

10 **SEC. 7. KISATCHIE NATIONAL FOREST LAND CONVEYANCE.**

11 (a) FINDING.—Congress finds that it is in the public
12 interest to authorize the conveyance of certain Federal
13 land in the Kisatchie National Forest in the State of Lou-
14 isiana for market value consideration.

15 (b) DEFINITIONS.—In this section:

16 (1) COLLINS CAMP PROPERTIES.—The term
17 “Collins Camp Properties” means Collins Camp
18 Properties, Inc., a corporation incorporated under
19 the laws of the State.

20 (2) STATE.—The term “State” means the State
21 of Louisiana.

22 (c) AUTHORIZATION OF CONVEYANCES, KISATCHIE
23 NATIONAL FOREST, LOUISIANA.—

24 (1) AUTHORIZATION.—

1 (A) IN GENERAL.—Subject to valid exist-
2 ing rights and paragraph (2), the Secretary
3 may convey the Federal land described in sub-
4 paragraph (B) by quitclaim deed at public or
5 private sale, including competitive sale by auc-
6 tion, bid, or other methods.

7 (B) DESCRIPTION OF LAND.—The Federal
8 land referred to in subparagraph (A) consists
9 of—

10 (i) all Federal land within sec. 9, T.
11 10 N., R. 5 W., Winn Parish, Louisiana;
12 and

13 (ii) a 2.16-acre parcel of Federal land
14 located in the SW¹/₄ of sec. 4, T. 10 N.,
15 R. 5 W., Winn Parish, Louisiana, as de-
16 picted on a certificate of survey dated
17 March 7, 2007, by Glen L. Cannon, P.L.S.
18 4436.

19 (2) FIRST RIGHT OF PURCHASE.—Subject to
20 valid existing rights and subsection (e), during the
21 1-year period beginning on the date of enactment of
22 this Act, on the provision of consideration by the
23 Collins Camp Properties to the Secretary, the Sec-
24 retary shall convey, by quitclaim deed, to Collins

1 Camp Properties all right, title and interest of the
2 United States in and to—

3 (A) not more than 47.92 acres of Federal
4 land comprising the Collins Campsites within
5 sec. 9, T. 10 N., R. 5 W., in Winn Parish, Lou-
6 isiana, as generally depicted on a certificate of
7 survey dated February 28, 2007, by Glen L.
8 Cannon, P.L.S. 4436; and

9 (B) the parcel of Federal land described in
10 paragraph (1)(B)(ii).

11 (3) TERMS AND CONDITIONS.—The Secretary
12 may—

13 (A) configure the Federal land to be con-
14 veyed under this section—

15 (i) to maximize the marketability of
16 the conveyance; or

17 (ii) to achieve management objectives;
18 and

19 (B) establish any terms and conditions for
20 the conveyances under this section that the Sec-
21 retary determines to be in the public interest.

22 (4) CONSIDERATION.—Consideration for a con-
23 veyance of Federal land under this section shall be—

24 (A) in the form of cash; and

1 (B) in an amount equal to the market
2 value of the Federal land being conveyed, as de-
3 termined under paragraph (5).

4 (5) MARKET VALUE.—The market value of the
5 Federal land conveyed under this section shall be de-
6 termined—

7 (A) in the case of Federal land conveyed
8 under paragraph (2), by an appraisal that is—

9 (i) conducted in accordance with the
10 Uniform Appraisal Standards for Federal
11 Land Acquisitions; and

12 (ii) approved by the Secretary; or

13 (B) if conveyed by a method other than the
14 methods described in paragraph (2), by com-
15 petitive sale.

16 (6) HAZARDOUS SUBSTANCES.—

17 (A) IN GENERAL.—In any conveyance of
18 Federal land under this section, the Secretary
19 shall meet disclosure requirements for haz-
20 ardous substances, but shall otherwise not be
21 required to remediate or abate the substances.

22 (B) EFFECT.—Nothing in this subsection
23 otherwise affects the application of the Com-
24 prehensive Environmental Response, Compensa-

1 tion, and Liability Act of 1980 (42 U.S.C. 9601
2 et seq.) to the conveyances of Federal land.

3 (d) PROCEEDS FROM THE SALE OF LAND.—The Sec-
4 retary shall deposit the proceeds of a conveyance of Fed-
5 eral land under subsection (c) in the fund established
6 under Public Law 90-171 (commonly known as the “Sisk
7 Act”) (16 U.S.C. 484a).

8 (c) ADMINISTRATION.—

9 (1) COSTS.—As a condition of a conveyance of
10 Federal land to Collins Camp Properties under sub-
11 section (c), the Secretary shall require Collins Camp
12 Properties to pay at closing—

13 (A) reasonable appraisal costs; and

14 (B) the cost of any administrative and en-
15 vironmental analyses required by law (including
16 regulations).

17 (2) PERMITS.—

18 (A) IN GENERAL.—An offer by Collins
19 Camp Properties for the acquisition of the Fed-
20 eral land under subsection (c) shall be accom-
21 panied by a written statement from each holder
22 of a Forest Service special use authorization
23 with respect to the Federal land that specifies
24 that the holder agrees to relinquish the special

1 use authorization on the conveyance of the Fed-
2 eral land to Collins Camp Properties.

3 (B) SPECIAL USE AUTHORIZATIONS.—If
4 any holder of a special use authorization de-
5 scribed in subparagraph (A) fails to provide a
6 written authorization in accordance with that
7 subparagraph, the Secretary shall require, as a
8 condition of the conveyance, that Collins Camp
9 Properties administer the special use authoriza-
10 tion according to the terms of the special use
11 authorization until the date on which the spe-
12 cial use authorization expires.

13 **SEC. 8. PURCHASE OF NATURAL RESOURCES CONSERVA-**
14 **TION SERVICE PROPERTY, RIVERSIDE COUN-**
15 **TY, CALIFORNIA.**

16 (a) FINDINGS.—Congress finds as follows:

17 (1) Since 1935, the United States has owned a
18 parcel of land in Riverside, California, consisting of
19 approximately 8.75 acres, more specifically described
20 in subsection (b)(1) (in this section referred to as
21 the “property”).

22 (2) The property is under the jurisdiction of the
23 Department of Agriculture and has been variously
24 used for research and plant materials purposes.

1 (3) Since 1998, the property has been adminis-
2 tered by the Natural Resources Conservation Service
3 of the Department of Agriculture.

4 (4) Since 2002, the property has been co-man-
5 aged under a cooperative agreement between the
6 Natural Resources Conservation Service and the
7 Riverside Corona Resource Conservation District,
8 which is a legal subdivision of the State of California
9 under section 9003 of the California Public Re-
10 sources Code.

11 (5) The Conservation District wishes to pur-
12 chase the property and use it for conservation, envi-
13 ronmental, and related educational purposes.

14 (6) As provided in subsection (b), the purchase
15 of the property by the Conservation District would
16 promote the conservation education and related ac-
17 tivities of the Conservation District and result in
18 savings to the Federal Government.

19 (b) LAND PURCHASE, NATURAL RESOURCES CON-
20 SERVATION SERVICE PROPERTY, RIVERSIDE COUNTY,
21 CALIFORNIA.—

22 (1) PURCHASE AUTHORIZED.—The Secretary
23 shall sell and quitclaim to the Riverside Corona Re-
24 source Conservation District (in this section referred
25 to as the “Conservation District”) all right, title,

1 and interest of the United States in and to a parcel
2 of real property, including improvements thereon,
3 that is located at 4500 Glenwood Drive in Riverside,
4 California, consists of approximately 8.75 acres, and
5 is administered by the Natural Resources Conserva-
6 tion Service of the Department of Agriculture. As
7 necessary or desirable to facilitate the purchase of
8 the property under this subsection, the Secretary or
9 the Conservation District may survey all or portions
10 of the property.

11 (2) CONSIDERATION.—As consideration for the
12 purchase of the property under this subsection, the
13 Conservation District shall pay to the Secretary an
14 amount equal to the appraised value of the property.

15 (3) PROHIBITION ON RESERVATION OF INTER-
16 EST.—The Secretary shall not reserve any future in-
17 terest in the property to be conveyed under this sub-
18 section, except such interest as may be acceptable to
19 the Conservation District.

20 (4) HAZARDOUS SUBSTANCES.—Notwith-
21 standing section 120(h) of the Comprehensive Envi-
22 ronmental Response, Compensation, and Liability
23 Act of 1980 (42 U.S.C. 9620(h)) or the Solid Waste
24 Disposal Act (42 U.S.C. 6901 et seq.), in the case
25 of the property purchased by the Conservation Dis-

1 trict under this subsection, the Secretary shall be
2 only required to meet the disclosure requirements for
3 hazardous substances, pollutants, or contaminants,
4 but shall otherwise not be required to remediate or
5 abate any such releases of hazardous substances,
6 pollutants, or contaminants, including petroleum and
7 petroleum derivatives.

8 (5) COOPERATIVE AUTHORITY.—

9 (A) LEASES, CONTRACTS, AND COOPERA-
10 TIVE AGREEMENTS AUTHORIZED.—In conjunc-
11 tion with, or in addition to, the purchase of the
12 property by the Conservation District under
13 this subsection, the Secretary may enter into
14 leases, contracts and cooperative agreements
15 with the Conservation District.

16 (B) SOLE SOURCE.—Notwithstanding sec-
17 tions 3105, 3301, and 3303 to 3305 of title 41,
18 United States Code, or any other provision of
19 law, the Secretary may lease real property from
20 the Conservation District on a noncompetitive
21 basis.

22 (C) NON-EXCLUSIVE AUTHORITY.—The
23 authority provided by this subsection is in addi-
24 tion to any other authority of the Secretary.