

105<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4166

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IN THE SENATE OF THE UNITED STATES

SEPTEMBER 16, 1998

Received; read twice and referred to the Committee on Energy and Natural  
Resources

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## AN ACT

To amend the Idaho Admission Act regarding the sale or  
lease of school land.

1        *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SALE, LEASE, OR EXCHANGE OF IDAHO**  
2 **SCHOOL LAND.**

3 The Act of July 3, 1890 (commonly known as the  
4 “Idaho Admission Act”) (26 Stat. 215, chapter 656), is  
5 amended by striking section 5 and inserting the following:

6 **“SEC. 5. SALE, LEASE, OR EXCHANGE OF SCHOOL LAND.**

7 “(a) SALE.—

8 “(1) IN GENERAL.—Except as provided in sub-  
9 section (c), all land granted under this Act for edu-  
10 cational purposes shall be sold only at public sale.

11 “(2) USE OF PROCEEDS.—

12 “(A) IN GENERAL.—Proceeds of the sale  
13 of school land—

14 “(i) except as provided in clause (ii),  
15 shall be deposited in the public school per-  
16 manent endowment fund and expended  
17 only for the support of public schools; and

18 “(ii)(I) may be deposited in a land  
19 bank fund to be used to acquire, in accord-  
20 ance with State law, other land in the  
21 State for the benefit of the beneficiaries of  
22 the public school permanent endowment  
23 fund; or

24 “(II) if the proceeds are not used to  
25 acquire other land in the State within a  
26 period specified by State law, shall be

1 transferred to the public school permanent  
2 endowment fund.

3 “(B) EARNINGS RESERVE FUND.—Earn-  
4 ings on amounts in the public school permanent  
5 endowment fund shall be deposited in an earn-  
6 ings reserve fund to be used for the support of  
7 public schools of the State in accordance with  
8 State law.

9 “(b) LEASE.—Land granted under this Act for edu-  
10 cational purposes may be leased in accordance with State  
11 law.

12 “(c) EXCHANGE.—

13 “(1) IN GENERAL.—Land granted for edu-  
14 cational purposes under this Act may be exchanged  
15 for other public or private land.

16 “(2) VALUATION.—The values of exchanged  
17 lands shall be approximately equal, or, if the values  
18 are not approximately equal, the values shall be  
19 equalized by the payment of funds by the appro-  
20 priate party.

21 “(3) EXCHANGES WITH THE UNITED STATES.—

22 “(A) IN GENERAL.—A land exchange with  
23 the United States shall be limited to Federal  
24 land within the State that is subject to ex-

1 change under the law governing the administra-  
2 tion of the Federal land.

3 “(B) PREVIOUS EXCHANGES.—All land ex-  
4 changes made with the United States before the  
5 date of enactment of this paragraph are ap-  
6 proved.

7 “(d) RESERVATION FOR SCHOOL PURPOSES.—Land  
8 granted for educational purposes, whether surveyed or  
9 unsurveyed, shall not be subject to preemption, homestead  
10 entry, or any other form of entry under the land laws of  
11 the United States, but shall be reserved for school pur-  
12 poses only.”.

Passed the House of Representatives September 15,  
1998.

Attest:

ROBIN H. CARLE,  
*Clerk.*