

## Calendar No. 644

105TH CONGRESS  
2D SESSION**H. R. 4166**

---

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 16, 1998

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

SEPTEMBER 25, 1998

Reported by Mr. MURKOWSKI, without amendment

---

**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,*

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

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

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

9 “(a) SALE.—

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

4           “(2) USE OF PROCEEDS.—

5           “(A) IN GENERAL.—Proceeds of the sale  
6           of school land—

7           “(i) except as provided in clause (ii),  
8           shall be deposited in the public school per-  
9           manent endowment fund and expended  
10          only for the support of public schools; and

11          “(ii)(I) may be deposited in a land  
12          bank fund to be used to acquire, in accord-  
13          ance with State law, other land in the  
14          State for the benefit of the beneficiaries of  
15          the public school permanent endowment  
16          fund; or

17          “(II) if the proceeds are not used to  
18          acquire other land in the State within a  
19          period specified by State law, shall be  
20          transferred to the public school permanent  
21          endowment fund.

22          “(B) EARNINGS RESERVE FUND.—Earn-  
23          ings on amounts in the public school permanent  
24          endowment fund shall be deposited in an earn-  
25          ings reserve fund to be used for the support of

1 public schools of the State in accordance with  
2 State law.

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

6 “(c) EXCHANGE.—

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

10 “(2) VALUATION.—The values of exchanged  
11 lands shall be approximately equal, or, if the values  
12 are not approximately equal, the values shall be  
13 equalized by the payment of funds by the appro-  
14 priate party.

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

16 “(A) IN GENERAL.—A land exchange with  
17 the United States shall be limited to Federal  
18 land within the State that is subject to ex-  
19 change under the law governing the administra-  
20 tion of the Federal land.

21 “(B) PREVIOUS EXCHANGES.—All land ex-  
22 changes made with the United States before the  
23 date of enactment of this paragraph are ap-  
24 proved.

1       “(d) RESERVATION FOR SCHOOL PURPOSES.—Land  
2 granted for educational purposes, whether surveyed or  
3 unsurveyed, shall not be subject to preemption, homestead  
4 entry, or any other form of entry under the land laws of  
5 the United States, but shall be reserved for school pur-  
6 poses only.”.

Passed the House of Representatives September 15,  
1998.

Attest:

ROBIN H. CARLE,  
*Clerk.*



Calendar No. 644

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

**H. R. 4166**

---

---

**AN ACT**

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

---

---

SEPTEMBER 25, 1998

Reported without amendment