

106TH CONGRESS  
1ST SESSION

# H. R. 150

To amend the Act popularly known as the Recreation and Public Purposes Act to authorize disposal of certain public lands or national forest lands to local education agencies for use for elementary or secondary schools, including public charter schools, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 6, 1999

Mr. HAYWORTH introduced the following bill; which was referred to the Committee on Resources

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## A BILL

To amend the Act popularly known as the Recreation and Public Purposes Act to authorize disposal of certain public lands or national forest lands to local education agencies for use for elementary or secondary schools, including public charter schools, 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.**

4 This Act may be cited as the “Education Land Grant  
5 Act”.

1 **SEC. 2. DISPOSAL OF PUBLIC LANDS OR NATIONAL FOREST**  
2 **LANDS FOR USE FOR ELEMENTARY AND SEC-**  
3 **ONDARY SCHOOLS.**

4 (a) IN GENERAL.—Section 1 of the Act entitled “An  
5 Act to authorize acquisition or use of public lands by  
6 States, counties, or municipalities for recreational pur-  
7 poses”, approved June 14, 1926 (Chapter 578; 44 Stat.  
8 741; 43 U.S.C. 869), popularly known as the Recreation  
9 and Public Purposes Act, is amended—

10 (1) in subsection (a)—

11 (A) by striking “Secretary of the Interior”  
12 each place it appears and inserting “Secretary”;

13 (B) by inserting “or national forest lands”  
14 after “public lands” each place it appears; and

15 (C) by inserting “including to a local edu-  
16 cation agency for use for an elementary or sec-  
17 ondary school, including a public charter  
18 school,” after “public purposes,”;

19 (2) in subsection (b)(i)(C) by striking “Sec-  
20 retary of the Interior” and inserting “Secretary”;

21 (3) in subsection (c)—

22 (A) by inserting “or the Department of  
23 Agriculture” after “Department of the Inte-  
24 rior” the first place it appears; and

25 (B) by striking “in any national forest, na-  
26 tional park, or national monument, or national

1 wildlife refuge,” and inserting “in the National  
2 Park System, the National Wildlife Refuge Sys-  
3 tem, the National Wilderness Preservation Sys-  
4 tem, the National Wild and Scenic Rivers Sys-  
5 tem, the National Trails System, any Bureau of  
6 Land Management area of critical environ-  
7 mental concern, or any national recreation  
8 area,”; and

9 (4) by adding at the end the following:

10 “(d) DEADLINE FOR CONSIDERATION OF APPLICA-  
11 TION FOR USE FOR SCHOOL.—If the Secretary receives  
12 an application from a duly qualified applicant that is a  
13 local education agency seeking a conveyance of land under  
14 this Act for use for an elementary or secondary school,  
15 including a public charter school, the Secretary shall—

16 “(1) before the end of the 10-day period begin-  
17 ning on the date of that receipt, provide notice of  
18 that receipt to the applicant; and

19 “(2) before the end of the 60-day period begin-  
20 ning on the date of that receipt—

21 “(A) determine whether or not to convey  
22 land pursuant to the application, and notify the  
23 applicant of that determination; or

1           “(B) report to the Congress and the appli-  
2           cant the reasons that determination has not  
3           been made.”.

4           (b) SECRETARY DEFINED.—Section 1 of such Act  
5 (43 U.S.C. 869) is further amended by adding at the end  
6 the following:

7           “(e) SECRETARY DEFINED.—In this Act, the term  
8 ‘Secretary’ means—

9           “(1) the Secretary of Agriculture, with respect  
10          to any disposal of national forest lands under this  
11          Act; and

12          “(2) the Secretary of the Interior, with respect  
13          to any disposal of public lands under this Act.”.

14          (c) CONFORMING AMENDMENTS.—Such Act is fur-  
15          ther amended—

16                 (1) in section 2 (43 U.S.C. 869–1) by striking  
17                 “Secretary of the Interior” each place it appears and  
18                 inserting “Secretary”; and

19                 (2) in section 3 (43 U.S.C. 869–2)—

20                         (A) in subsection (a) by striking “Sec-  
21                         retary of the Interior” and inserting “Sec-  
22                         retary”; and

23                         (B) in subsection (b)(6)(B) in the last sen-  
24                         tence by striking “public lands” and inserting  
25                         “public lands or national forest lands that are

1 under the administrative jurisdiction of the Sec-  
2 retary,”.

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