

Union Calendar No. 71

106TH CONGRESS
1ST SESSION

H. R. 150

[Report No. 106-132]

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.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 6, 1999

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

MAY 10, 1999

Additional sponsors: Mr. STUMP, Mr. GIBBONS, Mr. UNDERWOOD, Mr. McDERMOTT, Mr. GOODLATTE, Mrs. CHENOWETH, Mr. SCHAFFER, and Mr. GARY MILLER of California

MAY 10, 1999

Reported with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on January 6, 1999]

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 agen-

cies 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”.*

6 **SEC. 2. CONVEYANCE OF NATIONAL FOREST SYSTEM LANDS**

7 **FOR EDUCATIONAL PURPOSES.**

8 (a) *AUTHORITY TO CONVEY.*—*Upon application, the*
9 *Secretary of Agriculture may convey National Forest Sys-*
10 *tem lands for use for educational purposes if the Secretary*
11 *determines that—*

12 (1) *the entity seeking the conveyance will use the*
13 *conveyed land for a public or publicly funded elemen-*
14 *tary or secondary school, to provide grounds or facili-*
15 *ties related to such a school, or for both purposes;*

16 (2) *the conveyance will serve the public interest;*

17 (3) *the land to be conveyed is not otherwise need-*
18 *ed for the purposes of the National Forest System;*
19 *and*

20 (4) *the total acreage to be conveyed does not ex-*
21 *ceed the amount reasonably necessary for the proposed*
22 *use.*

23 (b) *ACREAGE LIMITATION.*—*A conveyance under this*
24 *section may not exceed 80 acres. However, this limitation*

1 *shall not be construed to preclude an entity from submitting*
2 *a subsequent application under this section for an addi-*
3 *tional land conveyance if the entity can demonstrate to the*
4 *Secretary a need for additional land.*

5 *(c) COSTS AND MINERAL RIGHTS.—A conveyance*
6 *under this section shall be for a nominal cost. The convey-*
7 *ance may not include the transfer of mineral rights.*

8 *(d) REVIEW OF APPLICATIONS.—When the Secretary*
9 *receives an application under this section, the Secretary*
10 *shall—*

11 *(1) before the end of the 14-day period beginning*
12 *on the date of the receipt of the application, provide*
13 *notice of that receipt to the applicant; and*

14 *(2) before the end of the 120-day period begin-*
15 *ning on that date—*

16 *(A) make a final determination whether or*
17 *not to convey land pursuant to the application,*
18 *and notify the applicant of that determination;*
19 *or*

20 *(B) submit written notice to the applicant*
21 *containing the reasons why a final determina-*
22 *tion has not been made.*

23 *(e) REVERSIONARY INTEREST.—If at any time after*
24 *lands are conveyed pursuant to this section, the entity to*
25 *whom the lands were conveyed attempts to transfer title to*

- 1 *or control over the lands to another or the lands are devoted*
- 2 *to a use other than the use for which the lands were con-*
- 3 *veyed, without the consent of the Secretary, title to the lands*
- 4 *shall revert to the United States.*

Amend the title so as to read: “A bill to authorize the Secretary of Agriculture to convey National Forest System lands for use for educational purposes, and for other purposes.”.

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