

106TH CONGRESS  
2D SESSION

# H. R. 4086

To amend the National Trails System Act to require that property owners be compensated when certain railbanked trails are developed for purposes of public use, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 23, 2000

Mr. RYUN of Kansas (for himself, Mr. STENHOLM, Mr. ARMEY, Mr. BOSWELL, Mr. HILLEARY, Mr. HALL of Texas, Mr. SENSENBRENNER, Mr. TRAFICANT, Mr. WATKINS, Mr. POMBO, Mr. CAMPBELL, Mr. BUYER, Mr. GREEN of Wisconsin, Mr. PITTS, Mr. TAUZIN, Mr. HEFLEY, Mr. TIAHRT, Mr. HERGER, Mrs. CUBIN, Mr. DOOLITTLE, Mr. PAUL, Mr. ROGAN, Mr. LARGENT, Mr. BRADY of Texas, Mr. HOSTETTLER, Mr. SESSIONS, Mr. HANSEN, Mr. THORNBERRY, Mr. COLLINS, Mr. HILL of Montana, Mr. SCHAFFER, Mr. COBURN, Mrs. CHENOWETH-HAGE, Mr. JONES of North Carolina, Mr. BURTON of Indiana, Mr. SOUDER, Mr. HAYWORTH, Mr. GIBBONS, Mr. PETERSON of Pennsylvania, Mr. SHIMKUS, Mr. CANNON, Mr. TANCREDO, Mr. CALVERT, Mr. NETHERCUTT, Mr. RADANOVICH, Mr. DELAY, Mr. HAYES, Mr. DUNCAN, Mr. GALLEGLY, Mr. PETERSON of Minnesota, Mr. WALDEN of Oregon, Ms. DANNER, and Mr. ORTIZ) introduced the following bill; which was referred to the Committee on Resources

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## A BILL

To amend the National Trails System Act to require that property owners be compensated when certain railbanked trails are developed for purposes of public use, 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,*

1 **SECTION 1. COMPENSATION FOR PUBLIC USE OF**  
2 **RAILBANKED TRAILS.**

3 Section 8(d) of the National Trails System Act (16  
4 U.S.C. 1247(d)) is amended by inserting “(1)” after “(d)”  
5 and by adding the following at the end thereof:

6 “(2) Whenever any right-of-way is subject to the in-  
7 terim use provisions of paragraph (1), no such right-of-  
8 way may be developed for purposes of public use as a trail  
9 unless fair and reasonable compensation for such use has  
10 been tendered to the person to whom such right-of-way  
11 would revert upon abandonment for railroad purposes.”

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