

107TH CONGRESS
2^D SESSION

H. R. 5295

To direct the Secretary of the Interior to convey to the State of Florida certain lands under the administrative jurisdiction of the United States Fish and Wildlife Service, for use as a State Park.

IN THE HOUSE OF REPRESENTATIVES

JULY 26, 2002

Mr. DAN MILLER of Florida (for himself, Mr. YOUNG of Florida, and Mr. DAVIS of Florida) introduced the following bill; which was referred to the Committee on Resources

A BILL

To direct the Secretary of the Interior to convey to the State of Florida certain lands under the administrative jurisdiction of the United States Fish and Wildlife Service, for use as a State Park.

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. CONVEYANCE OF EGMONT KEY, FLORIDA.**

4 (a) **AUTHORITY TO CONVEY.**—The Secretary of the
5 Interior shall, upon request by the Governor of the State
6 of Florida and in accordance with a memorandum of
7 agreement between the Secretary and an appropriate offi-
8 cial of the State, convey to the State of Florida, without

1 consideration and subject to all valid existing rights, all
2 right, title, and interest of the United States in and to
3 real property (including any improvements thereon) that
4 is under the administrative jurisdiction of the United
5 States Fish and Wildlife Service on Egmont Key, Florida,
6 located in the entrance of Tampa Bay north of Anna
7 Maria Island.

8 (b) CONDITIONS.—

9 (1) USE FOR STATE PARK.—The conveyance
10 under subsection (a) shall be subject to the condition
11 that the State use the property conveyed only for a
12 State park.

13 (2) PRESERVATION OF HABITAT.—The Sec-
14 retary may not make the conveyance under sub-
15 section (a) unless the Secretary determines that the
16 State will continue to preserve and manage wildlife
17 and wildlife habitat on Egmont Key in accordance
18 with an agreement with the Secretary.

19 (3) HISTORIC RESOURCES.—The Secretary may
20 not require, as a condition of any conveyance under
21 this section, that the State restore or preserve any
22 historic resource on the property conveyed.

23 (c) REVERSION.—

24 (1) IN GENERAL.—Subject to paragraph (2), if
25 the Secretary determines at any time that the prop-

1 erty conveyed under subsection (a) is not being used
2 in accordance with the terms and conditions of the
3 conveyance that are consistent with subsection (b)—

4 (A) all right, title, and interest in and to
5 the property, including any improvements there-
6 on, shall revert to the United States, and shall
7 be administered by the United States Fish and
8 Wildlife Service as part of the National Wildlife
9 Refuge System; and

10 (B) the United States shall have the right
11 of immediate entry thereon.

12 (2) NOTIFICATION.—Before exercising author-
13 ity under paragraph (1), the Secretary shall provide
14 to the State written notification and an opportunity
15 to take corrective action.

16 (d) DESCRIPTION OF PROPERTY.—The exact acreage
17 and legal description of the property conveyed under sub-
18 section (a) shall be determined by a survey satisfactory
19 to the Secretary. The cost of the survey shall be borne
20 by the State.

21 (e) ADDITIONAL TERMS AND CONDITIONS.—The
22 Secretary may require such additional terms and condi-
23 tions with respect to the conveyance under subsection (a)
24 as the Secretary considers appropriate to protect the inter-
25 ests of the United States.

1 (f) AUTHORIZATION OF APPROPRIATIONS.—There
2 are authorized to be appropriated to the State of Florida
3 \$5,000,000, to remain available until expended, for gen-
4 eral management, operations, maintenance, and adminis-
5 tration of the property conveyed to the State under this
6 section.

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