

107TH CONGRESS
1ST SESSION

S. 1240

To provide for the acquisition of land and construction of an interagency administrative and visitor facility at the entrance to American Fork Canyon, Utah, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 25, 2001

Mr. BENNETT introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To provide for the acquisition of land and construction of an interagency administrative and visitor facility at the entrance to American Fork Canyon, Utah, 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 “Timpanogos Inter-
5 agency Land Exchange Act of 2001”.

6 **SEC. 2. FINDINGS.**

7 (a) FINDINGS.—Congress finds that—

1 (1) the facility that houses the administrative
2 office of the Pleasant Grove Ranger District of the
3 Uinta National Forest can no longer properly serve
4 the purpose of the facility;

5 (2) a fire destroyed the Timpanogos Cave Na-
6 tional Monument Visitor Center and administrative
7 office in 1991, and the temporary structure that is
8 used for a visitor center cannot adequately serve the
9 public; and

10 (3) combining the administrative office of the
11 Pleasant Grove Ranger District with a new
12 Timpanogos Cave National Monument visitor center
13 and administrative office in 1 facility would—

14 (A) facilitate interagency coordination;

15 (B) serve the public better; and

16 (C) improve cost effectiveness.

17 (b) PURPOSES.—The purposes of this Act are—

18 (1) to authorize the Secretary of Agriculture to
19 acquire by exchange non-Federal land located in
20 Highland, Utah as the site for an interagency ad-
21 ministrative and visitor facility;

22 (2) to direct the Secretary of the Interior to
23 construct an administrative and visitor facility on
24 the non-Federal land acquired by the Secretary of
25 Agriculture; and

1 (3) to direct the Secretary of Agriculture and
2 the Secretary of the Interior to cooperate in the de-
3 velopment, construction, operation, and maintenance
4 of the facility.

5 **SEC. 3. DEFINITIONS.**

6 In this Act:

7 (1) FACILITY.—The term “facility” means the
8 facility constructed under section 7 to house—

9 (A) the administrative office of the Pleas-
10 ant Grove Ranger District of the Uinta Na-
11 tional Forest; and

12 (B) the visitor center and administrative
13 office of the Timpanogos Cave National Monu-
14 ment.

15 (2) FEDERAL LAND.—The term “Federal land”
16 means the parcels of land and improvements to the
17 land in the Salt Lake Meridian comprising—

18 (A) approximately 237 acres located in T.
19 5 S., R. 3 E., sec. 13, lot 1, SW¹/₄, NE¹/₄, E¹/₂,
20 NW¹/₄ and E¹/₂, SW¹/₄, as depicted on the map
21 entitled “Long Hollow-Provo Canyon Parcel”,
22 dated March 12, 2001;

23 (B) approximately 0.18 acre located in T.
24 7 S., R. 2 E., sec. 12, NW¹/₄, as depicted on

1 the map entitled “Provo Sign and Radio Shop”,
2 dated March 12, 2001;

3 (C) approximately 20 acres located in T. 3
4 S., R. 1 E., sec. 33, SE $\frac{1}{4}$, as depicted on the
5 map entitled “Corner Canyon Parcel”, dated
6 March 12, 2001;

7 (D) approximately 0.18 acre located in T.
8 29 S., R. 7 W., sec. 15, S $\frac{1}{2}$, as depicted on the
9 map entitled “Beaver Administrative Site”,
10 dated March 12, 2001;

11 (E) approximately 7.37 acres located in T.
12 7 S., R. 3 E., sec. 28, NE $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$, as
13 depicted on the map entitled “Springville Par-
14 cel”, dated March 12, 2001; and

15 (F) approximately 0.83 acre located in T.
16 5 S., R. 2 E., sec. 20, as depicted on the map
17 entitled “Pleasant Grove Ranger District Par-
18 cel”, dated March 12, 2001.

19 (3) NON-FEDERAL LAND.—The term “non-Fed-
20 eral land” means the parcel of land in the Salt Lake
21 Meridian comprising approximately 37.42 acres lo-
22 cated at approximately 4,400 West, 11,000 North
23 (SR–92), Highland, Utah in T. 4 S., R. 2 E., sec.
24 31, NW $\frac{1}{4}$, as depicted on the map entitled “The
25 Highland Property”, dated March 12, 2001.

1 (4) SECRETARY.—The term “Secretary” means
2 the Secretary of Agriculture.

3 **SEC. 4. AVAILABILITY OF MAPS.**

4 The maps described in paragraphs (2) and (3) of sec-
5 tion 3 shall be on file and available for public inspection
6 in the Office of the Chief of the Forest Service until the
7 land depicted in the maps is exchanged under this Act.

8 **SEC. 5. EXCHANGE OF LAND FOR FACILITY SITE.**

9 (a) IN GENERAL.—Subject to subsection (b), the Sec-
10 retary may, under such terms and conditions as the Sec-
11 retary may prescribe, convey by quitclaim deed all right,
12 title, and interest of the United States in and to the Fed-
13 eral land in exchange for the conveyance of the non-Fed-
14 eral land.

15 (b) TITLE TO NON-FEDERAL LAND.—Before the
16 land exchange takes place under subsection (a), the Sec-
17 retary shall determine that title to the non-Federal land
18 is acceptable based on the approval standards applicable
19 to Federal land acquisitions.

20 (c) VALUATION OF NON-FEDERAL LAND.—

21 (1) DETERMINATION.—The fair market value
22 of the land and the improvements on the land ex-
23 changed under this Act shall be determined by an
24 appraisal that—

25 (A) is approved by the Secretary; and

1 (B) conforms with the Federal appraisal
2 standards, as defined in the publication entitled
3 the “Uniform Appraisal Standards for Federal
4 Land Acquisitions” published in 1992 by the
5 Interagency Land Acquisition Conference.

6 (2) SEPARATE APPRAISALS.—

7 (A) IN GENERAL.—Each parcel of Federal
8 land described in section subparagraphs (A)
9 through (F) of section 3(2) shall be appraised
10 separately.

11 (B) INDIVIDUAL PROPERTY VALUES.—The
12 property values of each parcel shall not be af-
13 fected by the unit rule described in the Uniform
14 Appraisal Standards for Federal Land Acquisi-
15 tions.

16 (d) CASH EQUALIZATION.—Notwithstanding section
17 206(b) of the Federal Land Policy and Management Act
18 of 1976 (43 U.S.C. 1716(b))—

19 (1) if the value of the non-Federal land is less
20 than the value of the Federal land, the Secretary
21 may accept a cash equalization payment in excess of
22 25 percent of the value of the Federal land; or

23 (2) if the value of the Federal land is less than
24 the value of the non-Federal land, the Secretary may
25 make a cash equalization payment in excess of 25

1 percent of the value of the Federal land equal to the
2 difference in value between the Federal land and the
3 value of the non-Federal property.

4 (e) ADMINISTRATION OF LAND ACQUIRED BY
5 UNITED STATES.—

6 (1) BOUNDARY ADJUSTMENT.—

7 (A) IN GENERAL.—On acceptance of title
8 by the Secretary—

9 (i) the non-Federal land conveyed to
10 the United States shall become part of the
11 Uinta National Forest; and

12 (ii) the boundaries of the national for-
13 est shall be adjusted to include the land.

14 (B) ALLOCATION OF LAND AND WATER
15 CONSERVATION FUND MONEYS.—For purposes
16 of section 7 of the Land and Water Conserva-
17 tion Fund Act of 1965 (16 U.S.C. 460l–9), the
18 boundaries of the national forest, as adjusted
19 under this section, shall be considered to be
20 boundaries of the national forest as of January
21 1, 1965.

22 (2) APPLICABLE LAW.—Subject to valid exist-
23 ing rights, the Secretary shall manage any land ac-
24 quired under this section in accordance with—

1 (A) the Act of March 1, 1911 (16 U.S.C.
2 480 et seq.) (commonly known as the “Weeks
3 Act”); and

4 (B) other laws (including regulations) that
5 apply to National Forest System land.

6 **SEC. 6. DISPOSITION OF FUNDS.**

7 (a) DEPOSIT.—The Secretary shall deposit any cash
8 equalization funds received in the land exchange in the
9 fund established under Public Law 90–171 (16 U.S.C.
10 484a) (commonly known as the “Sisk Act”).

11 (b) USE OF FUNDS.—Funds deposited under sub-
12 section (a) shall be available to the Secretary, without fur-
13 ther appropriation, for the acquisition of land and inter-
14 ests in land for administrative sites in the State of Utah
15 and land for the National Forest System.

16 **SEC. 7. CONSTRUCTION AND OPERATION OF FACILITY.**

17 (a) CONSTRUCTION.—

18 (1) IN GENERAL.—Subject to paragraph (2), as
19 soon as practicable after funds are made available to
20 carry out this Act, the Secretary of the Interior shall
21 construct, and bear responsibility for all costs of
22 construction of, a facility and all necessary infra-
23 structure on non-Federal land acquired under sec-
24 tion 5.

1 (2) DESIGN AND SPECIFICATIONS.—Prior to
2 construction, the design and specifications of the fa-
3 cility shall be approved by the Secretary and the
4 Secretary of the Interior.

5 (b) OPERATION AND MAINTENANCE OF FACILITY.—
6 The facility shall be occupied, operated, and maintained
7 jointly by the Secretary (acting through the Chief of the
8 Forest Service) and the Secretary of the Interior (acting
9 through the Director of the National Park Service) under
10 terms and conditions agreed to by the Secretary and the
11 Secretary of the Interior.

12 **SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

13 There are authorized to be appropriated such sums
14 as are necessary to carry out this Act.

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