

115TH CONGRESS  
1ST SESSION

# H. R. 3371

To provide for the conveyance of an obsolete Over-the-Horizon Backscatter Radar System receiving station in Modoc County, California, to promote economic development of the site.

---

## IN THE HOUSE OF REPRESENTATIVES

JULY 24, 2017

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

---

## A BILL

To provide for the conveyance of an obsolete Over-the-Horizon Backscatter Radar System receiving station in Modoc County, California, to promote economic development of the site.

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 “Modoc County Land  
5 Transfer and Economic Development Act of 2017”.

1 **SEC. 2. LAND CONVEYANCE, OVER-THE-HORIZON**  
2 **BACKSCATTER RADAR SYSTEM RECEIVING**  
3 **STATION, MODOC COUNTY, CALIFORNIA.**

4 (a) CONVEYANCE REQUIRED.—The Secretary of Ag-  
5 riculture shall convey, without consideration, to Modoc  
6 County, California (in this section referred to as the  
7 “County”), all right, title, and interest of the United  
8 States in and to a parcel of National Forest System land,  
9 including improvements thereon, consisting of approxi-  
10 mately 927 acres in Modoc National Forest in the State  
11 of California and containing an obsolete Over-the-Horizon  
12 Backscatter Radar System receiving station established on  
13 the parcel pursuant to a memorandum of agreement be-  
14 tween the Department of the Air Force and Forest Service  
15 dated May 18 and 23, 1987.

16 (b) PURPOSE OF CONVEYANCE.—The purpose of the  
17 conveyance under this section is to preserve and utilize  
18 the improvements constructed on the parcel of National  
19 Forest System land described in subsection (a) and to per-  
20 mit the County to use the conveyed property, including  
21 improvements thereon, for economic development pur-  
22 poses.

23 (c) PAYMENT OF COSTS OF CONVEYANCE.—

24 (1) PAYMENT REQUIRED.—The Secretary of  
25 Agriculture shall require the County to cover costs  
26 (except costs for environmental remediation of the

1 property) to be incurred by the Secretary, or to re-  
2 imburse the Secretary for such costs incurred by the  
3 Secretary, to carry out the conveyance under sub-  
4 section (a), including survey costs, costs for environ-  
5 mental documentation, and any other administrative  
6 costs related to the conveyance. If amounts are col-  
7 lected from the County in advance of the Secretary  
8 incurring the actual costs, and the amount collected  
9 exceeds the costs actually incurred by the Secretary  
10 to carry out the conveyance, the Secretary shall re-  
11 fund the excess amount to the County.

12 (2) TREATMENT OF AMOUNTS RECEIVED.—  
13 Amounts received as reimbursement under para-  
14 graph (1) shall be credited to the fund or account  
15 that was used to cover those costs incurred by the  
16 Secretary in carrying out the conveyance. Amounts  
17 so credited shall be merged with amounts in such  
18 fund or account, and shall be available for the same  
19 purposes, and subject to the same conditions and  
20 limitations, as amounts in such fund or account.

21 (d) ENVIRONMENTAL REMEDIATION.—To expedite  
22 the conveyance of the parcel of National Forest System  
23 land described in subsection (a), including improvements  
24 thereon, environmental remediation of the land by the De-  
25 partment of the Air Force shall be limited to the removal

1 of the perimeter wooden fence, which was treated with an  
2 arsenic-based weatherproof coating, and treatment of soil  
3 affected by leaching of such chemical.

4 (e) DESCRIPTION OF PROPERTY.—The exact acreage  
5 and legal description of the property to be conveyed under  
6 subsection (a) shall be determined by a survey satisfactory  
7 to the Secretary of Agriculture.

○