

Union Calendar No. 743

118TH CONGRESS
2D SESSION

H. R. 3049

[Report No. 118-909]

To provide for the exchange of certain Federal land and State land in
the State of Utah.

IN THE HOUSE OF REPRESENTATIVES

MAY 2, 2023

Mr. CURTIS (for himself, Mr. STEWART, Mr. MOORE of Utah, and Mr. OWENS) introduced the following bill; which was referred to the Committee on Natural Resources

DECEMBER 18, 2024

Additional sponsor: Ms. MALOY

DECEMBER 18, 2024

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

A BILL

To provide for the exchange of certain Federal land and
State land in the State of Utah.

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 “Utah School and Insti-
5 tutional Trust Lands Administration Exchange Act of
6 2023”.

7 **SEC. 2. DEFINITIONS.**

8 In this Act:

9 (1) ADMINISTRATION.—The term “Administra-
10 tion” means the Utah School and Institutional Trust
11 Lands Administration.

12 (2) AGREEMENT.—The term “Agreement”
13 means the agreement between the Administration,
14 the State, and the Secretary to exchange certain
15 Federal land and interests in Federal land for cer-
16 tain State land and interests in State land managed
17 by the Administration entitled “Memorandum of
18 Understanding—Exchange of Lands” and dated
19 March 17, 2023.

20 (3) LEGAL DESCRIPTION.—The term “Legal
21 Description” means a legal description that is in-
22 cluded in Exhibit A to the Agreement and that is
23 part of the Agreement as of the date of the convey-
24 ance of the applicable land under this Act.

1 (4) MAP.—The term “Map” means the map de-
2 scribed in the Agreement.

3 (5) SECRETARY.—The term “Secretary” means
4 the Secretary of the Interior.

5 (6) STATE.—The term “State” means the State
6 of Utah.

7 **SEC. 3. RATIFICATION OF AGREEMENT BETWEEN THE AD-**
8 **MINISTRATION, THE STATE OF UTAH, AND**
9 **THE SECRETARY OF THE INTERIOR.**

10 (a) RATIFICATION.—All terms, conditions, proce-
11 dures, covenants, reservations, and other provisions in-
12 cluded in the Agreement—

13 (1) shall be considered to be in the public inter-
14 est;

15 (2) are incorporated by reference into this Act;

16 (3) are ratified and confirmed by Congress; and

17 (4) set forth the obligations of the United
18 States, the State, and the Administration under the
19 Agreement as a matter of Federal law.

20 (b) IMPLEMENTATION.—The Secretary shall imple-
21 ment the Agreement.

22 **SEC. 4. CONVEYANCES.**

23 (a) PUBLIC INTEREST DETERMINATION.—The land
24 exchange directed by the Agreement shall be considered
25 to be in the public interest.

1 (b) AUTHORIZATION.—

2 (1) CONVEYANCES.—Notwithstanding any other
3 provision of law, the conveyances of land and inter-
4 ests in land described in paragraphs (2), (3), and
5 (5) of the Agreement shall be executed in accordance
6 with this Act and the Agreement.

7 (2) DEADLINE FOR CERTAIN CONVEYANCES.—
8 The conveyances of land and interests in land de-
9 scribed in paragraphs (2) and (3) of the Agreement
10 shall be completed not later than 45 days after the
11 date of enactment of this Act.

12 (3) REQUIREMENT.—If necessary, the convey-
13 ances of land and interests in land described in the
14 Agreement shall be equalized in accordance with sec-
15 tion 5(b).

16 (c) MAP AND LEGAL DESCRIPTIONS.—

17 (1) PUBLIC AVAILABILITY.—The Map and
18 Legal Descriptions shall be on file and available for
19 public inspection in the offices of the Secretary and
20 the State Director of the Bureau of Land Manage-
21 ment.

22 (2) CONFLICT.—In the case of any conflict be-
23 tween the Map and the Legal Descriptions, the
24 Legal Descriptions shall control.

1 (3) TECHNICAL CORRECTIONS.—Nothing in this
2 Act prevents the Secretary and the Administration
3 from agreeing to the correction of technical errors or
4 omissions in the Map or Legal Descriptions.

5 (d) ADEQUACY OF APPLICABLE PLANS.—A convey-
6 ance of Federal land or an interest in Federal land to the
7 State under the Agreement shall be considered to comply
8 with any applicable land use plan developed under section
9 202 of the Federal Land Policy and Management Act of
10 1976 (43 U.S.C. 1712).

11 **SEC. 5. EQUALIZATION OF THE EXCHANGE.**

12 (a) APPRAISAL.—

13 (1) IN GENERAL.—Not later than 18 months
14 after the date of execution of the exchange under
15 section 4, the total value of the land exchanged shall
16 be determined by an appraisal in accordance with
17 paragraph (5) of the Agreement, that shall—

18 (A) be based on land and mineral values
19 determined as of the date of enactment of this
20 Act;

21 (B) be conducted in accordance with sec-
22 tion 206(d) of the Federal Land Policy and
23 Management Act of 1976 (43 U.S.C. 1716(d));
24 and

1 (C) use nationally recognized appraisal
2 standards, including—

3 (i) the Uniform Appraisal Standards
4 for Federal Land Acquisitions; and

5 (ii) the Uniform Standards of Profes-
6 sional Appraisal Practice.

7 (2) MINERALS.—

8 (A) MINERAL REPORTS.—The appraisals
9 conducted under paragraph (1) may take into
10 account mineral and technical reports provided
11 by the Secretary and the Administration in the
12 evaluation of mineral deposits in the land and
13 interests in land exchanged under the Agree-
14 ment.

15 (B) MINING CLAIMS.—The appraisal of
16 any parcel of Federal land or interest in Fed-
17 eral land that is encumbered by a mining claim,
18 mill site, or tunnel site located under the min-
19 ing laws shall be conducted in accordance with
20 standard appraisal practices, including, as ap-
21 propriate, the Uniform Appraisal Standards for
22 Federal Land Acquisition.

23 (C) VALIDITY EXAMINATIONS.—Nothing in
24 this paragraph requires the United States to
25 conduct a mineral examination for any mining

1 claim on the Federal land or interest in Federal
2 land conveyed under the Agreement.

3 (3) ADJUSTMENT.—

4 (A) IN GENERAL.—If value is attributed to
5 any parcel of Federal land or interest in Fed-
6 eral land through an appraisal under paragraph
7 (1) based on the presence of minerals subject to
8 leasing under the Mineral Leasing Act (30
9 U.S.C. 181 et seq.), the value of the parcel or
10 interest in Federal land (as otherwise estab-
11 lished under this subsection) shall be reduced
12 by the percentage of the applicable Federal rev-
13 enue sharing obligation under section 35(a) of
14 the Mineral Leasing Act (30 U.S.C. 191(a)).

15 (B) LIMITATION.—Any adjustment under
16 subparagraph (A) shall not be considered to be
17 a property right of the State.

18 (4) APPROVAL; DURATION.—An appraisal con-
19 ducted under paragraph (1) shall—

20 (A) be submitted to the Secretary and the
21 Administration for approval; and

22 (B) remain valid for 3 years after the date
23 on which the appraisal is approved by the Sec-
24 retary and the Administration under subpara-
25 graph (A).

1 (5) DISPUTE RESOLUTION.—If, by the date
2 that is 90 days after the date of submission of an
3 appraisal for review and approval under paragraph
4 (4)(A), the Secretary and the Administration do not
5 agree to accept the findings of the appraisal with re-
6 spect to any parcel of land or interest in land to be
7 exchanged, the dispute shall be resolved in accord-
8 ance with section 206(d)(2) of the Federal Land
9 Policy and Management Act of 1976 (43 U.S.C.
10 1716(d)(2)).

11 (b) EQUALIZATION OF VALUES.—If the total value
12 of the State land described in paragraph (2) of the Agree-
13 ment and the total value of the Federal land and interests
14 in Federal land described in paragraph (3) of the Agree-
15 ment, as determined under subsection (a), are not equal—

16 (1) the value shall be equalized in accordance
17 with paragraph (5) of the Agreement; and

18 (2) the conveyance of equalization parcels, in
19 accordance with paragraph (5) of the Agreement,
20 shall occur not later than 45 days after the date of
21 the identification of the appraised equalization par-
22 cels or portions of parcels to be conveyed to ensure
23 that the exchange is of equal value.

1 **SEC. 6. WITHDRAWALS.**

2 (a) WITHDRAWAL OF FEDERAL LAND FROM MIN-
3 ERAL ENTRY PRIOR TO EXCHANGE.—Subject to valid ex-
4 isting rights, the Federal land and interests in Federal
5 land to be conveyed to the State under section 4(b) are
6 withdrawn from mineral location, entry, and patent under
7 the mining laws pending conveyance of the Federal land
8 and interests in Federal land to the State.

9 (b) WITHDRAWAL OF STATE LAND CONVEYED TO
10 THE UNITED STATES.—Subject to valid existing rights,
11 on the date of acquisition by the United States, the State
12 land described in paragraph (2) of the Agreement acquired
13 by the United States under section 4(b), to the extent not
14 subject to previous withdrawals, is permanently withdrawn
15 from all forms of appropriation and disposal under—

16 (1) the public land laws (including the mining
17 and mineral leasing laws); and

18 (2) the Geothermal Steam Act of 1970 (30
19 U.S.C. 1001 et seq.).

20 (c) WITHDRAWAL REVOCATION.—Any withdrawal of
21 the parcels of Federal land and interests in Federal land
22 described in paragraph (3) of the Agreement to be con-
23 veyed to the State under section 4(b) from appropriation
24 or disposal under a public land law shall be revoked to
25 the extent necessary to permit the conveyance of the Fed-

1 eral land parcel to the State free of any encumbrances
2 associated with power site reserves or classifications.

3 **SEC. 7. SUNNYSIDE, UTAH, WATER SUPPLY PROVISIONS.**

4 The Act of January 7, 1921 (41 Stat. 1087, chapter
5 13), is amended by adding at the end the following:

6 **“SEC. 5. CERTAIN EXCLUSIONS.**

7 “Notwithstanding any other provision of this Act, the
8 provisions of this Act of shall not apply to the following:

9 “(1) $S^{1/2}SW^{1/4}$ sec 34, T. 13 S., R. 14 E., of
10 the Salt Lake Meridian.

11 “(2) Lots 1–4, T. 14 S., R. 14 E., sec. 11,
12 $S^{1/2}N^{1/2}$ and $S^{1/2}$, of the Salt Lake Meridian.

13 “(3) Lots 3 and 4, T. 14 S., R. 14 E., sec. 12,
14 $S^{1/2}NW^{1/4}$ and $SW^{1/4}$, of the Salt Lake Meridian.

15 “(4) Lots 1 and 2, T. 14 S., R. 14 E., sec. 13,
16 $NE^{1/4}$, $W^{1/2}$, and $N^{1/2}SE^{1/4}$, of the Salt Lake Merid-
17 ian.

18 “(5) T. 14 S., R. 14 E., sec. 14, of the Salt
19 Lake Meridian.”.

Union Calendar No. 743

118TH CONGRESS
2^D Session

H. R. 3049

[Report No. 118-909]

A BILL

To provide for the exchange of certain Federal land
and State land in the State of Utah.

DECEMBER 18, 2024

Committed to the Committee of the Whole House on the
State of the Union and ordered to be printed