

113TH CONGRESS
1ST SESSION

H. R. 1168

To direct the Secretary of the Interior, acting through the Bureau of Land Management, to convey to the City of Carlin, Nevada, in exchange for consideration, all right, title, and interest of the United States, to any Federal land within that city that is under the jurisdiction of that agency, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 14, 2013

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

A BILL

To direct the Secretary of the Interior, acting through the Bureau of Land Management, to convey to the City of Carlin, Nevada, in exchange for consideration, all right, title, and interest of the United States, to any Federal land within that city that is under the jurisdiction of that agency, 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. CONVEYANCE OF CERTAIN FEDERAL LAND TO**
4 **CITY OF CARLIN, NEVADA.**

5 (a) DEFINITIONS.—

1 (1) CITY.—The term “City” means the City of
2 Carlin, Nevada.

3 (2) FEDERAL LAND.—The term “Federal land”
4 means the land located in the City of Carlin, Ne-
5 vada, that is identified on the map as “Carlin Se-
6 lected Parcels”.

7 (3) MAP.—The term “map” means the map en-
8 titled “Proposed Carlin, Nevada Land Sales” map
9 dated January 4, 2013.

10 (b) CONVEYANCE REQUIRED.—Subject to valid exist-
11 ing rights and not later than 180 days after the date on
12 which the Secretary of the Interior receives an offer from
13 the City to purchase the Federal land, the Secretary, act-
14 ing through the Bureau of Land Management, shall con-
15 vey, notwithstanding the land use planning requirements
16 of sections 202 and 203 of the Federal Land Policy and
17 Management Act of 1976 (43 U.S.C. 1712, 1713), to the
18 City, in exchange for consideration in an amount equal
19 to the fair market value of the Federal land, all right, title,
20 and interest of the United States, to such Federal land.

21 (c) APPRAISAL TO DETERMINE FAIR MARKET
22 VALUE.—The Secretary shall determine the fair market
23 value of the Federal land to be conveyed—

1 (1) in accordance with the Federal Land Policy
2 and Management Act of 1976 (43 U.S.C. 1701 et
3 seq.); and

4 (2) based on an appraisal that is conducted in
5 accordance with nationally recognized appraisal
6 standards, including—

7 (A) the Uniform Appraisal Standards for
8 Federal Land Acquisition; and

9 (B) the Uniform Standards of Professional
10 Appraisal Practice.

11 (d) AVAILABILITY OF MAP.—The map shall be on file
12 and available for public inspection in the appropriate of-
13 fices of the Bureau of Land Management.

14 (e) COSTS.—The City shall, at closing for the convey-
15 ance authorized under subsection (b), pay or reimburse
16 the Secretary, as appropriate, for the reasonable trans-
17 action and administrative personnel costs associated with
18 the conveyance authorized under such subsection, includ-
19 ing the costs of appraisal, title searches, maps, and bound-
20 ary and cadastral surveys.

21 (f) CONVEYANCE NOT A MAJOR FEDERAL ACTION.—
22 A conveyance or combination of conveyances made under
23 this section shall not be considered a major Federal action
24 for purposes of section 102(2) of the National Environ-
25 mental Policy Act of 1969 (42 U.S.C. 4332(2)).

1 (g) RELEASE OF UNITED STATES.—Upon making
2 the conveyance under subsection (b), notwithstanding any
3 other provision of law, the United States is released from
4 any and all liabilities or claims of any kind or nature arising
5 from the presence, release, or threat of release of any
6 hazardous substance, pollutant, contaminant, petroleum
7 product (or derivative of a petroleum product of any kind),
8 solid waste, mine materials or mining related features (including
9 tailings, overburden, waste rock, mill remnants,
10 pits, or other hazards resulting from the presence of mining
11 related features) on the Federal land in existence on
12 or before the date of the conveyance.

○