

112TH CONGRESS
2D SESSION

H. R. 241

IN THE SENATE OF THE UNITED STATES

JUNE 6, 2012

Received; read twice and referred to the Committee on Energy and Natural
Resources

AN ACT

To authorize the conveyance of certain National Forest System lands in the Los Padres National Forest in California.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. DEFINITIONS.**

2 In this Act:

3 (1) FEDERAL LAND.—The term “Federal land”
4 means the approximately 5 acres of National Forest
5 System land in Santa Barbara County, California,
6 as generally depicted on the map.

7 (2) FOUNDATION.—The term “Foundation”
8 means the White Lotus Foundation, a nonprofit
9 foundation located in Santa Barbara, California.

10 (3) MAP.—The term “map” means the map en-
11 titled “San Marcos Pass Encroachment for Consid-
12 eration of Legislative Remedy” and dated June 1,
13 2009.

14 (4) SECRETARY.—The term “Secretary” means
15 the Secretary of Agriculture.

16 **SEC. 2. LAND CONVEYANCE.**

17 (a) IN GENERAL.—Subject to the provisions of this
18 section, if the Foundation offers to convey to the Secretary
19 all right, title, and interest of the Foundation in and to
20 a parcel of non-Federal land that is acceptable to the Sec-
21 retary—

22 (1) the Secretary shall accept the offer; and

23 (2) on receipt of acceptable title to the non-
24 Federal land, the Secretary shall convey to the
25 Foundation all right, title, and interest of the United
26 States in and to the Federal land.

1 (b) APPLICABLE LAW.—The land exchange author-
2 ized under subsection (a) shall be subject to section 206
3 of the Federal Land Policy and Management Act of 1976
4 (43 U.S.C. 1716).

5 (c) TIME FOR COMPLETION OF LAND EXCHANGE.—
6 It is the intent of Congress that the land exchange under
7 subsection (a) shall be completed not later than 2 years
8 after the date of enactment of this Act.

9 (d) AUTHORITY OF SECRETARY TO CONDUCT SALE
10 OF FEDERAL LAND.—If the land exchange under sub-
11 section (a) is not completed by the date that is 2 years
12 after the date of enactment of this Act, the Secretary may
13 offer to sell to the Foundation the Federal land for fair
14 market value.

15 (e) ADDITIONAL TERMS AND CONDITIONS.—The
16 land exchange under subsection (a) and any sale under
17 subsection (d) shall be subject to—

18 (1) valid existing rights;

19 (2) the Secretary finding that the public inter-
20 est would be well served by making the exchange or
21 sale;

22 (3) any terms and conditions that the Secretary
23 may require; and

24 (4) the Foundation paying the reasonable costs
25 of any surveys, appraisals, and any other adminis-

1 trative costs associated with the land exchange or
2 sale.

3 (f) APPRAISALS.—

4 (1) IN GENERAL.—The land conveyed under
5 subsection (a) or (d) shall be appraised by an inde-
6 pendent appraiser selected by the Secretary.

7 (2) REQUIREMENTS.—An appraisal under para-
8 graph (1) shall be conducted in accordance with na-
9 tionally recognized appraisal standards, including—

10 (A) the Uniform Appraisal Standards for
11 Federal Land Acquisitions; and

12 (B) the Uniform Standards of Professional
13 Appraisal Practice.

14 (g) MANAGEMENT AND STATUS OF ACQUIRED
15 LAND.—Any non-Federal land acquired by the Secretary
16 under this Act shall be managed by the Secretary in ac-
17 cordance with—

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

