

112TH CONGRESS
1ST SESSION

S. 869

To provide for an exchange of land between the Department of Homeland Security and the South Carolina State Ports Authority.

IN THE SENATE OF THE UNITED STATES

MAY 3, 2011

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

JULY 12, 2011

Committee discharged; referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To provide for an exchange of land between the Department of Homeland Security and the South Carolina State Ports Authority.

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 “Former Charleston
5 Naval Base Land Exchange Act of 2011”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

1 (1) FEDERAL LAND.—The term “Federal land”
2 means the parcels consisting of approximately
3 10.499 acres of land (including improvements) that
4 are owned by the United States, located on the
5 former U.S. Naval Base Complex in North Charles-
6 ton, South Carolina, and described on the map enti-
7 tled “Charleston County Assessors Map” as Tax
8 Map Number 400-00-00-004, with the deed recorded
9 in the Charleston County RMC Office on Book X23,
10 at page 245.

11 (2) NON-FEDERAL LAND.—The term “non-Fed-
12 eral land” means the 3 parcels of land (including
13 improvements) to be conveyed to the United States
14 under this Act.

15 (3) SECRETARY.—The term “Secretary” means
16 the Secretary of Homeland Security.

17 (4) STATE PORTS AUTHORITY.—The term
18 “State Ports Authority” means the South Carolina
19 State Ports Authority, an agency of the State of
20 South Carolina.

21 **SEC. 3. LAND EXCHANGE.**

22 In exchange for the conveyance to the Secretary of
23 the non-Federal land owned by the State Ports Authority,
24 the Secretary is authorized to convey to the State Ports

1 Authority, by quitclaim deed, all right, title, and interest
2 of the United States in and to the Federal land.

3 (a) LAND EXCHANGE REQUIRED.—If the State Ports
4 Authority offers to convey to the Secretary all right, title,
5 and interest of the State Ports Authority in and to the
6 non-Federal parcels identified in subsection (b)—

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

8 (2) the Secretary shall simultaneously convey to
9 the State Ports Authority all right, title, and inter-
10 est of the United States in and to approximately
11 10.499 acres of Federal land.

12 (b) NON-FEDERAL LAND DESCRIBED.—The non-
13 Federal land (including improvements) to be conveyed
14 under this section consists of—

15 (1) the approximately 18.736 acres of land that
16 is owned by the State Ports Authority, located on S.
17 Hobson Avenue, and depicted on the map entitled
18 “Charleston Country Assessors Map” as Tax Map
19 Number 400-00-00-051, with the deed recorded in
20 the Charleston County RMC Office in Book EL, at
21 page 280;

22 (2) the approximately 4.069 acres of land that
23 is owned by the State Ports Authority, located on
24 Juneau Avenue and the Cooper River, and depicted
25 on the map entitled “Charleston County Assessors

1 Map” as a Tax Map Number 400-00-00-004, with
2 the deed recorded in the Charleston County RMC
3 Office in Book L09, at page 0391; and

4 (3) the approximately 2.568 acres of land that
5 is owned by the State Ports Authority, located on
6 Partridge Avenue, and depicted on the map entitled
7 “Charleston County Assessors Map” as Tax Map
8 Number 400-00-00-004, with the deed recorded in
9 the Charleston County RMC Office in Book L09, at
10 page 0391.

11 (c) LAND TITLE.—Title to the non-Federal land con-
12 veyed to the Secretary under this section shall—

13 (1) be acceptable to the Secretary; and

14 (2) conform to the title approval standards of
15 the Attorney General of the United States applicable
16 to land acquisitions by the Federal Government.

17 **SEC. 4. EXCHANGE TERMS AND CONDITIONS.**

18 (a) IN GENERAL.—The conveyance of Federal land
19 under section 3 shall be subject to—

20 (1) any valid existing rights; and

21 (2) any additional terms and conditions that
22 the Secretary determines to be appropriate to pro-
23 tect the interests of the United States.

1 (b) COSTS.—The costs of carrying out the exchange
2 of land under section 3 shall be shared equally by the Sec-
3 retary and the State Ports Authority.

4 (c) EQUAL VALUE EXCHANGE.—Notwithstanding the
5 appraised value of the land exchanged under section 3,
6 the values of the Federal and non-Federal land in the land
7 exchange under section 3 shall be considered to be equal.

8 **SEC. 5. BOUNDARY ADJUSTMENT.**

9 On acceptance of title to the non-Federal land by the
10 Secretary—

11 (1) the non-Federal land shall be added to and
12 administered as part of the Federal Law Enforce-
13 ment Training Center; and

14 (2) the boundaries of the Federal Law Enforce-
15 ment Training Center shall be adjusted to exclude
16 the exchanged Federal land.