

Calendar No. 300

118TH CONGRESS
1ST SESSION

S. 2136

[Report No. 118–148]

To require the Secretary of the Interior and the Secretary of Agriculture to convey certain Federal land to the State of Utah for inclusion in certain State parks, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 22, 2023

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

DECEMBER 20, 2023

Reported by Mr. MANCHIN, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

A BILL

To require the Secretary of the Interior and the Secretary of Agriculture to convey certain Federal land to the State of Utah for inclusion in certain State parks, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Utah State Parks Ad-
3 justment Act”.

4 **SEC. 2. CONVEYANCE OF CERTAIN FEDERAL LAND TO THE**
5 **STATE OF UTAH.**

6 (a) ANTELOPE ISLAND STATE PARK CONVEY-
7 ANCE.—Not later than 90 days after the date of enact-
8 ment of this Act, the Secretary of the Interior shall con-
9 vey, without consideration and by quitclaim deed, to the
10 State of Utah, for inclusion in Antelope Island State Park,
11 all right, title, and interest of the United States in and
12 to the Bureau of Land Management land depicted on the
13 map entitled “Antelope Island State Park Proposal: Utah
14 State Park Additions” and dated February 28, 2023, that
15 is identified as land proposed for conveyance on that map.

16 (b) WASATCH MOUNTAIN STATE PARK CONVEY-
17 ANCE.—Not later than 90 days after the date of enact-
18 ment of this Act, the Secretary of the Interior shall con-
19 vey, without consideration and by quitclaim deed, to the
20 State of Utah, for inclusion in Wasatch Mountain State
21 Park, all right, title, and interest of the United States in
22 and to the Bureau of Land Management land depicted on
23 the map entitled “Wasatch Mountain State Park Pro-
24 posal: Utah State Park Additions” and dated February
25 28, 2023, that is identified as land proposed for convey-
26 ance on that map.

1 (c) ~~FREMONT INDIAN STATE PARK CONVEYANCE.—~~
2 Not later than 90 days after the date of enactment of this
3 Act, the Secretary of Agriculture shall convey, without
4 consideration and by quitclaim deed, to the State of Utah,
5 for inclusion in Fremont Indian State Park, all right, title,
6 and interest of the United States in and to the Forest
7 Service land depicted on the map entitled “Fremont In-
8 dian State Park Federal Land Transfer” and dated Feb-
9 ruary 3, 2023, that is identified as an area requested for
10 land transfer on that map.

11 (d) ~~MODIFICATIONS TO MAPS.—~~For the purposes of
12 a conveyance required by this Act, the Secretary of the
13 Interior or the Secretary of Agriculture, as applicable, may
14 make minor modifications to the applicable map described
15 in subsection (a), (b), or (c) to ensure the full conveyance
16 of any inholdings within the applicable Bureau of Land
17 Management land or Forest Service land.

18 **SECTION 1. SHORT TITLE.**

19 *This Act may be cited as the “Utah State Parks Ad-*
20 *justment Act”.*

21 **SEC. 2. CONVEYANCE OF CERTAIN FEDERAL LAND TO THE**
22 **STATE OF UTAH.**

23 (a) *ANTELOPE ISLAND STATE PARK CONVEYANCE.—*
24 *Not later than 180 days after the date of enactment of this*
25 *Act, the Secretary of the Interior shall convey, subject to*

1 *valid existing rights, without consideration, and by quit-*
 2 *claim deed, to the State of Utah (referred to in this section*
 3 *as the “State”), for inclusion in Antelope Island State*
 4 *Park, all right, title, and interest of the United States in*
 5 *and to the Bureau of Land Management land depicted on*
 6 *the map entitled “Antelope Island State Park Proposal:*
 7 *Utah State Park Additions” and dated February 28, 2023,*
 8 *that is identified as land proposed for conveyance on that*
 9 *map.*

10 (b) *WASATCH MOUNTAIN STATE PARK CONVEY-*
 11 *ANCE.—Not later than 180 days after the date of enactment*
 12 *of this Act, the Secretary of the Interior shall convey, subject*
 13 *to valid existing rights, without consideration, and by quit-*
 14 *claim deed, to the State, for inclusion in Wasatch Mountain*
 15 *State Park, all right, title, and interest of the United States*
 16 *in and to the Bureau of Land Management land depicted*
 17 *on the map entitled “Wasatch Mountain State Park Pro-*
 18 *posal: Utah State Park Additions” and dated September*
 19 *13, 2023, that is identified as land proposed for conveyance*
 20 *on that map.*

21 (c) *FREMONT INDIAN STATE PARK CONVEYANCE.—*

22 (1) *IN GENERAL.—Not later than 180 days after*
 23 *the date of enactment of this Act, the Secretary of Ag-*
 24 *riculture shall convey, subject to valid existing rights,*
 25 *without consideration, and by quitclaim deed, to the*

1 *State, for inclusion in Fremont Indian State Park,*
2 *all right, title, and interest of the United States in*
3 *and to—*

4 *(A) the National Forest System land de-*
5 *scribed on the map entitled “S. 2136—Utah State*
6 *Parks Adjustment Act” and dated September 12,*
7 *2023, that is identified as an area selected for*
8 *land transfer on that map; and*

9 *(B) any improvements to the National For-*
10 *est System land described in subparagraph (A).*

11 *(2) EASEMENTS.—As a condition of the convey-*
12 *ance under paragraph (1), the Secretary of Agri-*
13 *culture shall reserve easements to the conveyed land*
14 *for all National Forest System roads and trails that*
15 *originate at, terminate at, or traverse the conveyed*
16 *land.*

17 *(3) WATER RIGHTS.—As a condition of the con-*
18 *veyance under paragraph (1), the Secretary of Agri-*
19 *culture shall convey to the State only those water*
20 *rights held by the United States identified as 63-44,*
21 *63-1607, and 63-2817 in the water rights database of*
22 *the Utah State Engineer that provide water to the*
23 *Castle Rock Campground and the Belknap Historic*
24 *Guard Station interpretive site.*

25 *(4) SURVEY.—*

1 (A) *IN GENERAL.*—If determined by the
 2 Secretary of Agriculture to be necessary, the
 3 exact acreage and legal description of the Na-
 4 tional Forest System land to be conveyed under
 5 paragraph (1) shall be determined by a survey
 6 approved by the Secretary of Agriculture.

7 (B) *COSTS.*—As a condition of the convey-
 8 ance under paragraph (1), the State shall pay
 9 the reasonable survey costs associated with the
 10 survey under subparagraph (A).

11 (5) *ADDITIONAL TERMS AND CONDITIONS.*—The
 12 Secretary of Agriculture may enter into an agreement
 13 with the State with respect to additional terms and
 14 conditions applicable to the conveyance under para-
 15 graph (1), including—

16 (A) the management and maintenance of
 17 the Belknap Historic Guard Station interpretive
 18 site;

19 (B) the use and maintenance of roads and
 20 trails on the conveyed parcel of National Forest
 21 System land;

22 (C) the continued use of permitted livestock
 23 grazing on the conveyed parcel of National For-
 24 est System land;

1 (D) continued Forest Service access to, and
 2 use and maintenance of, any water rights re-
 3 tained by the United States in the area of the
 4 conveyed parcel of National Forest System land;
 5 and

6 (E) any other terms and conditions nec-
 7 essary to clarify management and maintenance
 8 of the parcel of National Forest System land
 9 after the date of conveyance.

10 (d) MODIFICATIONS TO MAPS.—For the purposes of a
 11 conveyance required by this section, the Secretary of the In-
 12 terior or the Secretary of Agriculture, as applicable, may
 13 make minor modifications to the applicable map described
 14 in subsection (a), (b), or (c)(1)(A) , including changes re-
 15 flecting any applicable surveys conducted under this sec-
 16 tion.

17 (e) USE OF CONVEYED LAND.—

18 (1) IN GENERAL.—The State shall use any Fed-
 19 eral land conveyed under this section for public pur-
 20 poses, including parks, campgrounds, recreation, and
 21 permitted livestock grazing.

22 (2) REVERSIONARY INTEREST.—If a parcel of
 23 Federal land conveyed to the State under this section
 24 ceases to be used for public purposes described in
 25 paragraph (1), the parcel shall, at the discretion of

- 1 *the Secretary of Agriculture or Secretary of the Inte-*
- 2 *rior, as applicable, revert to the United States.*

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