

**AMENDMENT TO H.R. 5780**

**OFFERED BY MR. [REDACTED] Polis of Colorado**

Page 118, strike line 22 and all that follows through page 125, line 17 (section 103 (other than subsection (a)) and sections 104 through 107), and insert the following new subsections:

1           (b) **APPLICABLE LAW.**—The exchange authorized  
2 under subsection (a) shall be carried out in accordance  
3 with section 206 of the Federal Land Policy and Manage-  
4 ment Act of 1976 (43 U.S.C. 1716), including the require-  
5 ment that the Secretary determine that the public interest  
6 will be well served by making the exchange.

7           (c) **REMOVAL OF PARCELS FROM EXCHANGE.**—The  
8 Secretary may remove a specific parcel identified on the  
9 maps from the requirements of the land exchange author-  
10 ized by subsection (a) if the Secretary determines that the  
11 parcel is not suitable for disposal.

12           (d) **CONDITIONS.**—The exchange authorized under  
13 subsection (a) shall be subject to—

14                   (1) valid existing rights;

15                   (2) the condition that the owner make the offer  
16 to convey all or part of the non-Federal land during

1 the 3-year period beginning on the date of enact-  
2 ment of this Act;

3 (3) the condition that the owner of the non-  
4 Federal land pay not less than 50 percent of all  
5 costs relating to the land exchange, including the  
6 costs of appraisals, surveys, and any necessary envi-  
7 ronmental clearances;

8 (4) the condition that title to the non-Federal  
9 land be acceptable to the Secretary and in conform-  
10 ance with the title approval standards applicable to  
11 Federal land acquisitions; and

12 (5) such terms and conditions as the Secretary  
13 may require.

14 (e) VALUATION, APPRAISALS, AND EQUALIZATION.—

15 (1) IN GENERAL.—The value of the Federal  
16 land and the non-Federal land to be conveyed in the  
17 exchange authorized under subsection (a)—

18 (A) shall be equal, as determined by ap-  
19 praisals conducted in accordance with para-  
20 graph (2); or

21 (B) if not equal, shall be equalized in ac-  
22 cordance with paragraph (3).

23 (2) APPRAISALS.—

24 (A) IN GENERAL.—The Federal land and  
25 the non-Federal land to be exchanged under

1           this section shall be appraised by an inde-  
2           pendent, qualified appraiser that is agreed to by  
3           the Secretary and the State.

4           (B) REQUIREMENTS.—An appraisal under  
5           subparagraph (A) shall be conducted in accord-  
6           ance with—

7                   (i) the Uniform Appraisal Standards  
8                   for Federal Land Acquisitions; and

9                   (ii) the Uniform Standards of Profes-  
10                  sional Appraisal Practice.

11          (3) EQUALIZATION.—If the value of the Federal  
12          land and the non-Federal land to be exchanged  
13          under this section is not equal, the value may be  
14          equalized—

15                   (A) by making a cash equalization pay-  
16                   ment to the Secretary or to the owner of the  
17                   non-Federal land, as appropriate, in accordance  
18                   with section 206(b) of the Federal Land Policy  
19                   and Management Act of 1976 (43 U.S.C.  
20                   1716(b)); or

21                   (B) by reducing the acreage of the Federal  
22                   land or the non-Federal land to be exchanged,  
23                   as appropriate.

