

AMENDMENT TO H.R. 4579
OFFERED BY MR. LOWENTHAL OF CALIFORNIA

Page 27, strike line 14 and all that follows through page 30, line 22, and insert the following (and redesignate the succeeding provisions accordingly):

1 (b) APPLICABLE LAW.—The land exchange under
2 subsection (a) shall be carried out in accordance with sec-
3 tion 206 of the Federal Land Policy and Management Act
4 of 1976 (43 U.S.C. 1716), including the requirement that
5 the Secretary determine that the public interest will be
6 well-served by making the exchange. The Secretary may
7 remove specific parcels identified on the maps from the
8 requirements of the land exchange authorized in subpara-
9 graph (a) if those parcels are deemed not suitable for dis-
10 posal.

11 (c) CONDITIONS.—The land exchange under sub-
12 section (a) shall be subject to—

13 (1) valid existing rights;

14 (2) the condition that the State make the offer
15 to convey all or part of the non-Federal land during
16 the 3-year period beginning on the date of enact-
17 ment of this Act;

1 (3) the condition that the State pay not less
2 than 50 percent of all costs relating to the land ex-
3 change, including the costs of appraisals, surveys,
4 and any necessary environmental clearances;

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

9 (5) such terms and conditions as the Secretary
10 may require.

11 (d) VALUATION, APPRAISALS, AND EQUALIZATION.—

12 (1) IN GENERAL.—The value of the Federal
13 land and the non-Federal land to be conveyed in
14 each land exchange under this section—

15 (A) shall be equal, as determined by ap-
16 praisals conducted in accordance with para-
17 graph (2); or

18 (B) if not equal, shall be equalized pursu-
19 ant to subsection (e).

20 (2) APPRAISALS.—

21 (A) IN GENERAL.—The Federal land and
22 the non-Federal land to be exchanged under
23 this section shall be appraised by an inde-
24 pendent, qualified appraiser that is agreed to by
25 the Secretary and the State.

1 (B) REQUIREMENTS.—An appraisal under
2 subparagraph (A) shall be conducted in accord-
3 ance with—

4 (i) the Uniform Appraisal Standards
5 for Federal Land Acquisitions; and

6 (ii) the Uniform Standards of Profes-
7 sional Appraisal Practice.

