

TO PROVIDE FOR THE CONVEYANCE OF A SMALL PAR-  
CEL OF COCONINO NATIONAL FOREST LAND IN THE  
STATE OF ARIZONA

DECEMBER 15, 2020.—Committed to the Committee of the Whole House on the State  
of the Union and ordered to be printed

Mr. GRIJALVA, from the Committee on Natural Resources,  
submitted the following

R E P O R T

[To accompany H.R. 7099]

The Committee on Natural Resources, to whom was referred the bill (H.R. 7099) to provide for the conveyance of a small parcel of Coconino National Forest land in the State of Arizona, having considered the same, reports favorably thereon with an amendment and recommends that the bill as amended do pass.

The amendment is as follows:

Strike all after the enacting clause and insert the following:

**SECTION 1. COCONINO NATIONAL FOREST LAND CONVEYANCE, ARIZONA.**

(a) DEFINITIONS.—In this section:

(1) ABOR.—The term “ABOR” means the Arizona Board of Regents, on behalf of the University of Arizona Experiment Station.

(2) FEDERAL LAND.—The term “Federal land and interests in land” means—

(A) the approximately 13.3 acres of land within the Coconino National Forest, in Yavapai County, Arizona as generally depicted on the map entitled “Act to Convey Certain NFS Land and non-Federal Land in Arizona Winter Quarters” and dated June 20, 2019; and

(B) an easement on Forest Service Road 9201D from its junction with Forest Service Road 0618 (commonly known as “Beaver Creek”).

(3) NON-FEDERAL LAND.—The term “non-Federal land” means the approximately 7.5 acres of land generally depicted on the map entitled “Act to Convey Certain NFS Land and non-Federal Land in Arizona Summer Quarters” and dated June 20, 2019.

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

(5) STATE.—The term “State” means the State of Arizona.

(b) LAND EXCHANGE.—

(1) CONVEYANCE OF LAND.—Subject to the provisions of this Act, if the ABOR offers to convey to the United States all right, title, and interest of the ABOR in and to the non-Federal land, the Secretary shall, subject to valid existing rights, convey to the ABOR all right, title, and interest of the United States in and to the Federal land and interests in land.

(2) COMPLIANCE WITH EXISTING LAW.—Except as otherwise provided in this Act, the Secretary shall carry out the land exchange under this Act in accordance with section 206 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1716).

(3) CONDITIONS ON ACCEPTANCE.—

(A) TITLE.—As a condition of the land exchange under this subsection, title to the non-Federal land to be acquired by the Secretary under this subsection shall be acceptable to the Secretary.

(B) TERMS AND CONDITIONS.—The conveyance of the Federal land and interests in land and non-Federal land shall be subject to such terms and conditions as the Secretary may require.

(4) SURVEYS.—

(A) IN GENERAL.—The exact acreage and legal description of the Federal land and interests in land and non-Federal land shall be determined by surveys approved by the Secretary.

(B) COSTS.—The Arizona Board of Regents shall be responsible for the costs of any surveys carried out under subparagraph (A) and any other administrative costs of carrying out the land exchange.

(c) VALUATION AND APPRAISALS.—

(1) VALUATION.—The value of the Federal land and interests in land and the non-Federal land—

(A) shall be equal, as determined by appraisals conducted in accordance with paragraph (2); or

(B) if the value is not equal, shall be equalized in accordance with subsection (d)(2).

(2) APPRAISALS.—

(A) IN GENERAL.—As soon as practicable after the date of enactment of this Act, the Secretary shall select an appraiser to conduct an appraisal of the Federal land and interests in land and the non-Federal land.

(B) REQUIREMENTS.—An appraisal under subparagraph (A) shall be conducted in accordance with nationally recognized appraisal standards including—

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

(ii) the Uniform Standards of Professional Appraisal Practice.

(d) EQUAL VALUE AND CASH EQUALIZATION.—

(1) EQUAL VALUE LAND EXCHANGE.—The land exchange under this section shall be for equal value, or the values shall be equalized by a cash payment as provided for under this subsection or an adjustment in acreage. At the option of the ABOR, any excess value of the non-Federal lands may be considered a gift to the United States.

(2) EQUALIZATION.—If the value of the Federal land and the non-Federal land to be conveyed in a land exchange under this subsection is not equal, the value may be equalized by—

(A) making a cash equalization payment to the Secretary or to the owner of the non-Federal land, as appropriate, in accordance with section 206(b) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1716(b)); or

(B) increasing or reducing the acreage of the Federal land or the non-Federal land to be exchanged, as appropriate.

(3) DEPOSIT AND USE OF FUNDS RECEIVED FROM ABOR.—Any cash equalization payment received by the Secretary under this subsection shall be deposited in the fund established under Public Law 90-171 (16 U.S.C. 484a; commonly known as the “Sisk Act”). The funds so deposited shall remain available to the Secretary, until expended, for the acquisition of lands, waters, and interests in land for the Coconino National Forest.

(e) TIMELINE.—It is the intent of Congress that the land exchange under subsection (b) shall be completed by not later than 3 years after the date of enactment of this Act.

(f) MANAGEMENT AND STATUS OF ACQUIRED LAND.—Any non-Federal land acquired by the Secretary under subsection (b) shall be managed by the Secretary in accordance with—

(1) the Act of March 1, 1911 (commonly known as the “Weeks Law”) (36 Stat. 961, chapter 186; 16 U.S.C. 480 et seq.); and

(2) any other laws (including regulations) applicable to the National Forest System.

## PURPOSE OF THE BILL

The purpose of H.R. 7099 is to provide for the conveyance of a small parcel of Coconino National Forest land in the State of Arizona.

## BACKGROUND AND NEED FOR LEGISLATION

H.R. 7099 would authorize a land exchange between the University of Arizona's Board of Regents, on behalf of the Arizona Experiment Station (ABOR), and the U.S. Forest Service (USFS) for two parcels of land in the Coconino National Forest. ABOR currently operates cattle ranching facilities on the 13.3-acre V-V Ranch Winter Headquarters under a special use authorization. The University seeks clear title to the land to develop new facilities, including dorms and classroom space, to support the University's recently accredited College of Veterinary Medicine. Hands-on experience at the Winter Headquarters will be a required portion of the College's curriculum, but this work cannot be accommodated until new facilities are developed. In exchange for title to the parcel, ABOR would provide USFS with a portion of the roughly 43-acre V-V Ranch Summer Headquarters appraised to be of equal value.

## COMMITTEE ACTION

H.R. 7099 was introduced on June 4, 2020, by Chair Raúl M. Grijalva (D-AZ). The bill was referred solely to the Committee on Natural Resources, and within the Committee to the Subcommittee on National Parks, Forests, and Public Lands. On June 18, 2020, the Subcommittee held a hearing on the bill. On September 30, 2020, the Natural Resources Committee met to consider the bill. The Subcommittee was discharged by unanimous consent. Chair Grijalva offered an amendment designated Grijalva #1. The amendment was agreed to by voice vote. The bill, as amended, was adopted and ordered favorably reported to the House of Representatives by voice vote.

## HEARINGS

For the purposes of section 103(i) of H.Res. 6 of the 116th Congress—the following hearing was used to develop or consider H.R. 7099: legislative hearing by the Subcommittee on National Parks, Forests, and Public Lands held on June 18, 2020.

## COMMITTEE OVERSIGHT FINDINGS AND RECOMMENDATIONS

Regarding clause 2(b)(1) of rule X and clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee on Natural Resources' oversight findings and recommendations are reflected in the body of this report.

## COMPLIANCE WITH HOUSE RULE XIII AND CONGRESSIONAL BUDGET ACT

1. *Cost of Legislation and the Congressional Budget Act.* With respect to the requirements of clause 3(c)(2) of rule XIII of the Rules of the House of Representatives and section 308(a) of the Congressional Budget Act of 1974 and with respect to requirements of clause (3)(c)(3) of rule XIII of the Rules of the House of Representa-

tives and section 402 of the Congressional Budget Act of 1974, the Committee has requested but not received a cost estimate for this bill from the Director of Congressional Budget Office. The Committee adopts as its own cost estimate the forthcoming cost estimate of the Director of the Congressional Budget Office, should such cost estimate be made available before House passage of the bill.

The Committee has requested but not received from the Director of the Congressional Budget Office a statement as to whether this bill contains any new budget authority, spending authority, credit authority, or an increase or decrease in revenues or tax expenditures.

2. *General Performance Goals and Objectives.* As required by clause 3(c)(4) of rule XIII, the general performance goals and objectives of this bill are to provide for the conveyance of a small parcel of Coconino National Forest land in the State of Arizona.

#### EARMARK STATEMENT

This bill does not contain any Congressional earmarks, limited tax benefits, or limited tariff benefits as defined under clause 9(e), 9(f), and 9(g) of rule XXI of the Rules of the House of Representatives.

#### UNFUNDED MANDATES REFORM ACT STATEMENT

An estimate of Federal mandates prepared by the Director of the Congressional Budget Office pursuant to section 423 of the Unfunded Mandates Reform Act was not made available to the Committee in time for the filing of this report. The Chair of the Committee shall cause such estimate to be printed in the *Congressional Record* upon its receipt by the Committee.

#### EXISTING PROGRAMS

This bill does not establish or reauthorize a program of the federal government known to be duplicative of another program.

#### APPLICABILITY TO LEGISLATIVE BRANCH

The Committee finds that the legislation does not relate to the terms and conditions of employment or access to public services or accommodations within the meaning of section 102(b)(3) of the Congressional Accountability Act.

#### PREEMPTION OF STATE, LOCAL, OR TRIBAL LAW

Any preemptive effect of this bill over state, local, or tribal law is intended to be consistent with the bill's purposes and text and the Supremacy Clause of Article VI of the U.S. Constitution.

#### CHANGES IN EXISTING LAW

If enacted, this bill would make no changes to existing law.

#### SUPPLEMENTAL, MINORITY, ADDITIONAL, OR DISSENTING VIEWS

None.