

107TH CONGRESS  
1ST SESSION

# H. R. 176

To provide for the implementation of the agreement between the Secretary of the Interior and the Governor of Arizona to facilitate a land exchange of Federal and State lands between the United States and the State of Arizona pending a State referendum regarding the agreement in 2002.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 3, 2001

Mr. SHADEGG introduced the following bill; which was referred to the  
Committee on Resources

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## A BILL

To provide for the implementation of the agreement between the Secretary of the Interior and the Governor of Arizona to facilitate a land exchange of Federal and State lands between the United States and the State of Arizona pending a State referendum regarding the agreement in 2002.

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. CONSTITUTIONAL AUTHORITY.**

4       The constitutional authority on which this Act rests  
5       is the power of Congress to dispose of and make all need-  
6       ful Rules and Regulations respecting the Territory or

1 other Property belonging to the United States, as enumer-  
2 ated in article IV, section 3 of the United States Constitu-  
3 tion, and the power of Congress to make all laws which  
4 are necessary and proper for carrying into execution the  
5 powers vested by the Constitution in the Government of  
6 the United States, or in any Department or officer thereof,  
7 as enumerated in article I, section 8 of the Constitution.

8 **SEC. 2. PREPARATION FOR FUTURE LAND EXCHANGE BE-**  
9 **TWEEN THE STATE OF ARIZONA AND THE**  
10 **UNITED STATES.**

11 (a) DEFINITION.—In this section, the term “Agree-  
12 ment” means the Agreement to Facilitate a Land Ex-  
13 change of Federal and State Lands Between the United  
14 States of America and the State of Arizona entered into  
15 by the Secretary of the Interior and the Governor of Ari-  
16 zona on October 20, 2000.

17 (b) PURPOSE.—It is the purpose of this section to  
18 provide for the implementation of a land exchange between  
19 the United States and the State of Arizona according to  
20 the Agreement at such time as the exchange can be legally  
21 accomplished.

22 (c) ACTIVITIES OF THE SECRETARY OF THE INTE-  
23 RIOR.—(1) Pending the results of a referendum regarding  
24 the Agreement conducted in the State of Arizona during  
25 2002, the Secretary of the Interior, in cooperation with

1 the Governor of Arizona, shall proceed with the implemen-  
2 tation of section 5 and the other provisions of the Agree-  
3 ment, except the actual conveyance or acquisition of real  
4 property by the United States under the Agreement.

5 (2) The Secretary shall complete the appraisal proc-  
6 ess agreed to in section 6 of the Agreement before the  
7 referendum referred to in paragraph (1) is conducted.

8 (d) REFERENDUM.—(1) If a referendum is held re-  
9 garding the Agreement during 2002 and the land ex-  
10 change contemplated by the Agreement is authorized, the  
11 parties to the Agreement shall complete the implementa-  
12 tion of the Agreement.

13 (2) If a referendum is not held regarding the Agree-  
14 ment during 2002, or such a referendum is held during  
15 2002 but the land exchange contemplated by the Agree-  
16 ment is rejected, the rights of each party to the Agreement  
17 with respect to real property under consideration for inclu-  
18 sion in the land exchange shall return to the status in ex-  
19 istence on the day before the date of the enactment of  
20 this Act.

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