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**Calendar No. 56**

107TH CONGRESS, *1st Session* | SENATE | REPORT 107–21

# CARSON CITY, NEVADA

JUNE 5, 2001.—Ordered to be printed

Mr. MURKOWSKI, from the Committee on Energy and Natural Resources, submitted the following

# REPORT

[To accompany S. 230]

The Committee on Energy and Natural Resources, to which was referred the bill (S. 230) to direct the Secretary of the Interior to convey a former Bureau of Land Management administrative site to the City of Carson City, Nevada, for use as a senior center, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

## PURPOSE OF THE MEASURE

The purpose of S. 230 is to direct the Secretary of the Interior to convey a former Bureau of Land Management (BLM) administrative site to the city of Carson City, Nevada, for use as a senior center.

## BACKGROUND AND NEED

S. 230 would convey approximately five acres of BLM land to Carson City, Nevada, in order to expand an existing senior center. The Federal land is a former BLM storage yard that is no longer used by BLM. The BLM has already conveyed approximately 10 acres to Carson City for the senior center under the authority of the Recreation and Public Purposes Act (R&PP). The senior center wishes to expand its facility to include an assisted living center. Because this type of use is not authorized under the R&PP Act, legislation is necessary to effect the transfer.

## LEGISLATIVE HISTORY

S. 230 was referred to the Committee on Energy and Natural resources on January 31, 2001. The Committee on Energy and Natural Resources favorably reported S. 230 May 16, 2001. Hearings

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have not been held on this bill. However, during the 106th Congress, the Subcommittee on Forests and Public Land Management held a hearing on S. 408, an identical bill on October 14, 1999. On February 10, 2000, the Committee on Energy and Natural Resources ordered S. 408 reported favorably without amendment. S. 408 passed the Senate by unanimous consent on April 13, 2000, although no further action was taken on the bill.

## COMMITTEE RECOMMENDATION AND TABULATION OF VOTES

The Senate Committee on Energy and Natural Resources, in open business session on March 16, 2001, ordered S. 230 to be favorably reported by a unanimous voice vote without amendment.

## SECTION-BY-SECTION ANALYSIS

Section (1)(a) requires the Secretary of the Interior to convey, without consideration, and no later than 120 days after the date of enactment of this Act, certain described lands to the city of Carson City, Nevada.

Subsection (b) subjects the conveyed property to reversion to the United States if the property is used for a purpose other than a senior assisted living center or a related public purpose.

## COST AND BUDGETARY CONSIDERATIONS

The following estimate of costs of this measure has been provided by the Congressional Budget Office (CBO):

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
*Washington, DC, May 17, 2001.*

Hon. FRANK H. MURKOWSKI,
*Chairman, Committee on Energy and Natural Resources,*
*U.S. Senate, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for S. 230, a bill to direct the Secretary of the Interior to convey a former Bureau of Land Management administrative site to the city of Carson City, Nevada, for use as a senior center.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Megan Carroll.

Sincerely,

BARRY B. ANDERSON,
(For Dan L. Crippen, Director).

Enclosure.

*S. 230—A bill to direct the Secretary of the Interior to convey a former Bureau of Land Management administrative site to the city of Carson City, Nevada, for use as a senior center*

S. 230 would direct the Secretary of the Interior to convey, without consideration, a former administrative site of the Bureau of Land Management (BLM) to the city of Carson City, Nevada, for use as a senior center or a related public purpose. According to BLM, the abandoned site currently generates no receipts, and the agency does not expect the land to generate any significant receipts over the next 10 years.

Based on information from BLM, CBO estimates that enacting S. 230 would have no significant impact on the Federal budget. The bill would not affect direct spending or receipts; therefore, pay-as-you-go procedures would not apply. S. 230 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would impose no costs on State, local, or tribal governments. The city of Carson City would benefit from the opportunity to acquire this property at no cost.

The CBO staff contact for this estimate is Megan Carroll, who can be reached at 226–2860. This estimate was approved by Peter H. Fontaine, Deputy Assistant Director for Budget Analysis.

## REGULATORY IMPACT EVALUATION

In compliance with paragraph 11(b) of rule XXVI of the Standing Rules of the Senate, the Committee makes the following evaluation of the regulatory impact which would be incurred in carrying out S. 230.

The bill is not a regulatory measure in the sense of imposing Government-established standards or significant economic responsibilities on private individuals and businesses.

No personal information would be collected in administering the program. Therefore, there would be no impact on personal privacy.

Little, if any, additional paperwork would result from the enactment of S. 230, as ordered reported.

## EXECUTIVE COMMUNICATIONS

On May 18, 2001 the committee on Energy and Natural Resources requested legislative reports from the Department of Interior and the Office of Management and Budget setting forth Executive agency recommendations on S. 230. These reports had not been received at the time the report on S. 230 was filed. When the reports become available, the Chairman will request that they be printed in the Congressional Record for the advice of the Senate. The testimony provided by the Bureau of Land Management at the Subcommittee hearing on S. 408 during the 106th Congress follows:

### STATEMENT OF CARSON (PETE) CULP, ASSISTANT DIRECTOR OF MINERALS, REALTY, AND RESOURCE PROTECTION, BUREAU OF LAND MANAGEMENT

Mr. Chairman and members of the subcommittee, I appreciate the opportunity to appear before you today to testify on S. 408, the conveyance of certain BLM lands in Carson City, Nevada for use as a senior center. The BLM does not object to the conveyance in Nevada as described in S. 408.

The BLM does not object to S. 408, the conveyance of a 4.48 acre BLM administrative site in Carson City, Nevada, for use as a senior center. The administrative site was used as a vehicle and ware yard in conjunction with the BLM Carson City Field Office. The BLM site is vacant and the city of Carson City desires to acquire the parcel for an assisted living center in conjunction with existing controlled health care facilities. The existing Senior Center

> and intensive care facility are currently adjacent to the subject property. In May 1998, the city of Carson City submitted an application under the Recreation and Public Purposes Act (R&PP) for a residential and domicile facility associated with extended care. However, the residential aspect of the assisted living facility did not qualify under the R&PP Act. An additional option considered was disposal of the property by direct sale at fair market value, however, the city indicated they could not afford to purchase the parcel as the subject property is in downtown Carson City where real estate values could easily exceed $300,000.

Mr. Chairman, I appreciate this opportunity to appear before the Subcommittee and discuss these bills. I will be glad to answer any questions.

## CHANGES IN EXISTING LAW

In compliance with paragraph 12 of rule XXVI of the Standing Rules of the Senate, the Committee notes that no changes in existing law are made by S. 230, as ordered reported.

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