AMENDMENT NO. ____________  Calendar No. ______

Purpose: In the nature of a substitute.


S. 131

To provide for the exchange of certain National Forest System land and non-Federal land in the State of Alaska, and for other purposes.

Referred to the Committee on ________________ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended to be proposed by ____________

Viz:

1. Strike all after the enacting clause and insert the follow:

2. ________________

3. **SECTION 1. SHORT TITLE.**

4. This Act may be cited as the “Alaska Mental Health

5. Trust Land Exchange Act of 2017”.

6. **SEC. 2. PURPOSE.**

7. The purpose of this Act is to facilitate and expedite

8. the exchange of land between the Alaska Mental Health

9. Trust and the Secretary of Agriculture in accordance with

10. this Act—
(1) to secure Federal ownership and protection of non-Federal land in the State of Alaska that has significant natural, scenic, watershed, recreational, wildlife, and other public values by—

(A) retaining the undeveloped natural character of the non-Federal land; and

(B) preserving recreational trails for hiking, biking, and skiing;

(2) to create jobs and provide economic opportunities for resource use in more remote areas of the State; and

(3) to facilitate the goals and objectives of the Alaska Mental Health Trust.

SEC. 3. DEFINITIONS.

In this Act:

(1) ALASKA MENTAL HEALTH TRUST.—The term “Alaska Mental Health Trust” means the Alaska Mental Health Trust Authority, an agency of the State.

(2) FEDERAL LAND.—The term “Federal land” means the following 7 parcels of National Forest System land, as generally depicted on maps 7 through 9, comprising a total of approximately 20,580 acres:
(A) The parcel generally depicted as “Naukati Phase 1” on map 8, comprising approximately 2,400 acres.

(B) The parcel generally depicted as “West Naukati” on map 8, comprising approximately 4,182 acres.

(C) The parcel generally depicted as “North Naukati” on map 8, comprising approximately 1,311 acres.

(D) The parcel generally depicted as “East Naukati/2016 Naukati addition” on map 8, comprising approximately 1,067 acres.

(E) The parcel generally depicted as “Central Naukati” on map 8, comprising approximately 1,858 acres.

(F) The parcel generally depicted as “Hollis” on map 9, comprising approximately 1,538 acres.

(G) The parcel generally depicted as “Shelter Cove Area” on map 7, comprising approximately 8,224 acres.

(3) Map.—The term “map” means the applicable map prepared by the Alaska Region of the Forest Service to accompany this Act—
(A) numbered 1, 2, 3, 4, 5, 6, 7, 8, or 9 and dated March 3, 2017; or

(B) numbered 10 and dated March 9, 2017.

(4) NON-FEDERAL LAND.—The term “non-Federal land” means the following 20 parcels of non-Federal land, as generally depicted on maps 1 through 6 and map 10, comprising a total of approximately 18,258 acres:

(A) The parcel generally depicted as parcel K–1 on map 1, comprising approximately 1,878 acres.

(B) The parcel generally depicted as parcel K–2 on map 1, comprising approximately 707 acres.

(C) The parcel generally depicted as parcel K–3 on map 1, comprising approximately 901 acres, including the 12-acre conservation easement described in section 4(c)(1).

(D) The parcel generally depicted as parcel K–4A on map 1, comprising approximately 3,180 acres.

(E) The parcel generally depicted as parcel P–1A on map 2, comprising approximately
3,174 acres, including the administrative site
described in section 5(c).

(F) The parcel generally depicted as parcel
P–1B on map 2, comprising approximately 144
acres.

(G) The parcel generally depicted as parcel
P–2B on map 2, comprising approximately 181
acres.

(H) The parcel generally depicted as parcel
P–3B on map 2, comprising approximately 92
acres.

(I) The parcel generally depicted as parcel
P–4 on map 2, comprising approximately 280
acres.

(J) The parcel generally depicted as parcel
W–1 on map 3, comprising approximately 204
acres.

(K) The parcel generally depicted as parcel
W–2 on map 3, comprising approximately 104
acres.

(L) The parcel generally depicted as parcel
W–3 on map 3, comprising approximately 63
acres.
(M) The parcel generally depicted as parcel W–4 on map 3, comprising approximately 700 acres.

(N) The parcel generally depicted as parcel S–2 on map 4, comprising approximately 284 acres.

(O) The parcel generally depicted as parcel S–3 on map 4, comprising approximately 109 acres.

(P) The parcel generally depicted as parcel S–4 on map 4, comprising approximately 26 acres.

(Q) The parcel generally depicted as parcel MC–1 on map 5, comprising approximately 169 acres.

(R) The parcel generally depicted as parcel J–1B on map 6, comprising approximately 2,261 acres.

(S) The parcel generally depicted as parcel J–1A on map 6, comprising approximately 428 acres.

(T) The parcel generally depicted as parcel NB-1 on map 10, comprising approximately 3,374 acres.
(5) **SECRETARY.**—The term “Secretary” means the Secretary of Agriculture.

(6) **STATE.**—The term “State” means the State of Alaska.

**SEC. 4. LAND EXCHANGE.**

(a) **In General.**—If the Alaska Mental Health Trust offers to convey to the Secretary, in the 2 phases described in subsection (n), all right, title, and interest of the Alaska Mental Health Trust in and to the non-Federal land, the Secretary shall—

(1) accept the offer; and

(2) offer to exchange with the Alaska Mental Health Trust, in the 2 phases described in subsection (n), all right, title, and interest of the United States in and to the Federal land.

(b) **Condition on Acceptance.**—Title to any non-Federal land conveyed by the Alaska Mental Health Trust to the Secretary under subsection (a) shall be in a form that is acceptable to the Secretary.

(c) **Valid Existing Rights.**—The conveyances under subsection (a) shall be subject to any valid existing rights, reservations, rights-of-way, or other encumbrances of third parties in, to, or on the Federal land and the non-Federal land as of the date of enactment of this Act.

(d) **Reciprocal Road Easements.**—
(1) IN GENERAL.—The Secretary and the Alaska Mental Health Trust shall exchange at no cost reciprocal easements on existing roads as necessary to access the parcels each party acquires in the exchange.

(2) PUBLIC ACCESS.—The reciprocal easements exchanged under paragraph (1) shall provide for public access.

(3) COST-SHARE AGREEMENT.—The Secretary and the Alaska Mental Health Trust may enter into a separate cost-share agreement to cover the cost of road maintenance with respect to the reciprocal easements exchanged under paragraph (1).

(e) K–3 PARCEL LANDFILL BUFFER.—

(1) IN GENERAL.—As a condition of the exchange under subsection (a), in conveying the parcel of non-Federal land described in section 3(4)(C) to the United States, the Alaska Mental Health Trust shall grant to the United States a 300-foot conservation easement abutting that parcel along the interface of the parcel and the City of Ketchikan landfill (as in existence on the date of enactment of this Act), as generally depicted on map 1.

(2) DEVELOPMENT AND OWNERSHIP.—The conservation easement described in paragraph (1)
shall provide that the land covered by the easement
remains undeveloped and in the ownership of the
Alaska Mental Health Trust.

(3) **EQUALIZATION.**—The value of the conserva-
tion easement described in paragraph (1) shall be in-
cluded in the value of the non-Federal land for pur-
poses of equalizing the values of the Federal land
and the non-Federal land under subsection (j).

(f) **RESEARCH EASEMENTS.**—

(1) **IN GENERAL.**—In order to allow time for
the completion of research activities of the Forest
Service that are ongoing as of the date of enactment
of this Act, in conveying the Federal land to the
Alaska Mental Health Trust under subsection (a),
the Secretary shall reserve research easements for
the following Forest Service study plots (as in exist-
ence on the date of enactment of this Act):

(A) The Sarkar research easement study
plot on the parcel of Federal land described in
section 3(2)(B), as generally depicted on map
8, to remain in effect for the 10-year period be-
inning on the date of enactment of this Act.

(B) The Naukati commercial thinning
study plot on the parcel of Federal land de-
scribed in section 3(2)(B), as generally depicted
on map 8, to remain in effect for the 15-year period beginning on the date of enactment of this Act.

(C) The POW Yatuk study plot on the parcel of Federal land described in section 3(2)(A), as generally depicted on map 8, to remain in effect for the 10-year period beginning on the date of enactment of this Act.

(D) The POW Naukati study plot on the parcel of Federal land described in section 3(2)(D), as generally depicted on map 8, to remain in effect for the 10-year period beginning on the date of enactment of this Act.

(E) The Revilla George study plot on the parcel of Federal land described in section 3(2)(G), as generally depicted on map 8, to remain in effect for the 10-year period beginning on the date of enactment of this Act.

(2) Prohibited activities.—The Alaska Mental Health Trust shall not construct any new road or harvest timber on any study plot covered by a research easement described in paragraph (1) during the period described in subparagraph (A), (B), (C), (D), or (E) of that paragraph, as applicable.

(g) Area of Karst Concern.—
(1) In general.—In conveying the parcels of Federal land described in subparagraphs (A) and (D) of section 3(2) to the Alaska Mental Health Trust under subsection (a), the Secretary shall reserve to the United States a conservation easement that shall protect the aquatic and riparian habitat within the area labeled “Conservation Easement”, as generally depicted on map 8.

(2) Prohibited activities.—The conservation easement described in paragraph (1) shall prohibit within the area covered by the conservation easement—

(A) new road construction and timber harvest within 100 feet of any anadromous water bodies (including underground water bodies); and

(B) commercial mineral extraction.

(h) Compliance with applicable law.—Prior to completing each phase of the land exchange described in subsection (n), the Secretary shall complete, for the land to be conveyed in the applicable phase, any necessary land surveys and required preexchange clearances, reviews, mitigation activities, and approvals relating to—

(1) threatened and endangered species;

(2) cultural and historic resources;
(3) wetland and floodplains; and

(4) hazardous materials.

(i) APPRAISALS.—

(1) IN GENERAL.—Not later than 90 days after
the date of enactment of this Act—

(A) the Secretary and the Alaska Mental
Health Trust shall select an appraiser to con-
duct appraisals of the Federal land and the
non-Federal land; and

(B) the Secretary shall issue all appraisal
instructions for those appraisals.

(2) REQUIREMENTS.—

(A) IN GENERAL.—All appraisals under
paragraph (1) 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 Profes-
sional Appraisal Practice.

(B) FINAL APPRAISED VALUE.—

(i) IN GENERAL.—During the 3-year
period beginning on the date on which the
final appraised values of the Federal land
and the non-Federal land for each phase of
the exchange described in subsection (n)
are approved by the Secretary, the Sec-
retary shall not be required to reappraise
or update the final appraised values of the

(ii) Exchange agreement.—After
the date on which an agreement to ex-
change the Federal land and non-Federal
is entered into under this Act, no re-
appraisal or updates to the final appraised
values of the Federal land and the non-
Federal land approved by the Secretary
shall be required.

(3) Public review.—Before completing each
phase of the land exchange described in subsection
(n), the Secretary shall make available for public re-
view summaries of the appraisals of the Federal land
and the non-Federal land for the applicable phase.

(j) Equal Value Land Exchange.—

(1) In general.—The value of the Federal
land and the non-Federal land to be exchanged
under subsection (a) shall be—

(A) equal; or

(B) equalized in accordance with this sub-
section.
(2) Surplus of Federal land value.—

(A) In General.—If the final appraised value of the Federal land exceeds the final appraised value of the non-Federal land in phase 2 of the exchange (after applying any cash equalization credit or debit from phase 1 of the exchange under subsection (n)(2)), the Federal land shall be adjusted by removing 1 or more parcels, or 1 or more portions of parcels, as determined by the Alaska Mental Health Trust, with the concurrence of the Secretary, in accordance with subparagraph (B) until, to the maximum extent practicable, approximate equal value of the Federal land and non-Federal land is achieved.

(B) Order of Priority.—The parcels of Federal land shall be removed under subparagraph (A) in the reverse order in which the parcels are listed in section 3(2), beginning with subparagraph (G).

(3) Surplus of non-Federal land value.—

(A) In General.—If the final appraised value of the non-Federal land exceeds the final appraised value of the Federal land in phase 2 of the exchange (after applying any cash equali-
15

zation credit or debit from phase 1 of the exchange under subsection (n)(2)), the non-Federal land shall be adjusted by removing 1 or more parcels, or 1 or more portions of parcels, as determined by the Alaska Mental Health Trust, with the concurrence of the Secretary, in accordance with subparagraph (B) until, to the maximum extent practicable, approximate equal value of the Federal land and non-Federal land is achieved.

(B) ORDER OF PRIORITY.—The parcels of non-Federal land shall be removed under subparagraph (A) in the reverse order in which the parcels are listed in section 3(4), beginning with subparagraph (T).

(C) WAIVER OF CASH EQUALIZATION.—In order to expedite completion of the exchange, if the values of the Federal land and the non-Federal land cannot be equalized under this paragraph, the Alaska Mental Health Trust may, at its sole discretion, elect to waive any cash equalization payment that would otherwise be due from the United States under paragraph (4).
(4) REMAINING DIFFERENCE.—Any remaining
difference in value after adjusting the Federal land
or non-Federal land under paragraph (2)(A) or
(3)(A), respectively, shall be equalized by—

(A) removal of a portion of a parcel of the
Federal land or the non-Federal land, as appli-
cable, as determined by the Alaska Mental
Health Trust, with the concurrence of the Sec-
retary;

(B) the payment of a cash equalization, as
necessary, by the Secretary or the Alaska Men-
tal Health Trust, 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

(C) a combination of the methods de-
scribed in subparagraphs (A) and (B), as deter-
mined by the Alaska Mental Health Trust, with
the concurrence of the Secretary.

(k) Costs.—As a condition of the land exchange
under this Act, the Alaska Mental Health Trust shall
agree to pay, without compensation, all costs that are as-
associated with each phase of the exchange described in sub-
section (n), including—
(1) all costs to complete the land surveys, appraisals, and environmental reviews described in subsection (h) such that the exchange may be completed in accordance with the deadlines described in subsection (n); and

(2) on request of the Secretary, reimbursement of costs for agency staff, additional agency staff, or third-party contractors appropriate such that the exchange may be completed in accordance with the deadlines described in subsection (n).

(l) LAND SURVEYS, APPROVALS, USES.—

(1) SURVEY INSTRUCTIONS.—Not later than 90 days after the date of enactment of this Act, the Secretary of the Interior shall issue survey instructions to assist in the timely completion of all land surveys necessary to complete the land exchange under subsection (a) in accordance with the deadlines described in subsection (n).

(2) SURVEYS.—Unless otherwise agreed to by the Secretary and the Alaska Mental Health Trust, after consultation with the Secretary of the Interior, land surveys shall not be required for—

(A) any portion of the boundaries of the non-Federal land that is contiguous to—
(i) National Forest System land, as in existence on the date of enactment of this Act; or
(ii) land that has been surveyed or lotted as of the date of enactment of this Act;
(B) any portion of the boundaries of the Federal land that is contiguous to—
(i) land owned as of the date of enactment of this Act by—
(I) the Alaska Mental Health Trust; or
(II) the State; or
(ii) land that has been surveyed or lotted as of the date of enactment of this Act;
(C) any portion of the boundaries that the Secretary and the Alaska Mental Health Trust agree, after consultation with the Secretary of the Interior, is adequately defined by a survey, mapping, or aliquot part, or other legal description; and
(D) any portion of the boundaries of the non-Federal land that—
(i) the United States tentatively conveyed to the State without survey;
(ii) is being reconveyed to the United States in the land exchange under subsection (a); and
(iii) is not surveyed as of the date of enactment of this Act.

(m) PARCEL ADJUSTMENT.—If a portion of a parcel of the Federal land or the non-Federal land to be conveyed under subsection (a) cannot be conveyed due to the presence of hazardous materials—

(1) the portion shall be removed from the exchange; and

(2) the final exchange values shall be equalized in accordance with subsection (j).

(n) LAND EXCHANGE PHASES.—

(1) IN GENERAL.—The land exchange under subsection (a) shall be completed in 2 phases, as specifically described in paragraphs (2) and (3).

(2) PHASE 1.—

(A) IN GENERAL.—Subject to subparagraph (B), not later than 1 year after the date of enactment of this Act—

(i) the Secretary shall convey to the Alaska Mental Health Trust the parcel of
Federal land described in section 3(2)(A);
and

(ii) the Alaska Mental Health Trust shall simultaneously convey to the United States the parcels of non-Federal land described in subparagraphs (A) and (B) of section 3(4).

(B) CONDITIONS.—Subparagraph (A) shall be subject to the following conditions:

(i) The land conveyed under this sub-
paragraph shall be appraised—

(I) separately from the land described in paragraph (3); but

(II) in accordance with the nationally recognized appraisal standards described in subsection (i)(2)(A).

(ii) Any cash equalization payment that would otherwise be necessary to be paid by the Secretary or the Alaska Mental Health Trust on the completion of the conveyance under this paragraph shall be—

(I) deferred until the completion of the conveyance under paragraph (3); and
(II) debited or credited, as appropriate, to any final land or cash
equalization that may be due from either party on the completion of the
conveyance under paragraph (3).

(3) PHASE 2.—Subject to subsection (j), not later than 2 years after the date of enactment of this Act—

(A) the Secretary shall convey to the Alaska Mental Health Trust the Federal land described in subparagraphs (B) through (G) of section 3(2); and

(B) the Alaska Mental Health Trust shall simultaneously convey to the United States the non-Federal land described in subparagraphs (C) through (T) of section 3(4).

SEC. 5. USE OF THE FEDERAL LAND AND NON-FEDERAL LAND.

(a) FEDERAL LAND CONVEYED TO THE ALASKA MENTAL HEALTH TRUST.—On conveyance of the Federal land to the Alaska Mental Health Trust under this Act, the Federal land shall—

(1) become the property of the Alaska Mental Health Trust; and
(2) be available for any use permitted under applicable law (including regulations).

(b) **Non-Federal Land Acquired by the Secretary.**—

(1) **In general.**—On acquisition of the non-Federal land by the Secretary under this Act, the non-Federal land shall—

(A) become part of the Tongass National Forest;

(B) be administered in accordance with the laws applicable to the National Forest System; and

(C) be managed—

(i) to preserve—

(I) the undeveloped natural character of the non-Federal land, except as provided in paragraph (3); and

(II) the wildlife, watershed, and scenic values of the non-Federal land; and

(ii) to provide for recreational opportunities consistent with the purposes and values of the non-Federal land to be preserved under clause (i), including the de-
development or maintenance of recreational
trails as described in paragraph (3).

(2) BOUNDARY REVISION.—On acquisition of
the non-Federal land by the Secretary under this
Act, the boundaries of the Tongass National Forest
shall be modified to reflect the inclusion of the non-
Federal land.

(3) RECREATIONAL TRAILS.—Nothing in this
subsection precludes the development or mainte-
nance of recreational trails for hiking, biking, or ski-
ing.

(c) ADMINISTRATIVE SITE.—On acquisition of the
 parcel of non-Federal land described in section 3(4)(E),
 the Secretary shall set aside 42 acres of the parcel, in the
 location generally depicted on map 2, as an administrative
 site for purposes of the future administrative needs of the
Tongass National Forest.

SEC. 6. WITHDRAWAL.

Subject to valid existing rights, the non-Federal land
acquired by the Secretary under this Act shall be with-
drawn from all forms of—

(1) entry, appropriation, or disposal under the
 public land laws;

(2) location, entry, and patent under the mining
 laws; and
disposition under the mineral leasing, mineral materials, and geothermal leasing laws.

SEC. 7. MISCELLANEOUS PROVISIONS.

(a) Revocation of Orders; Withdrawal.—

(1) Revocation of orders.—Any public land order or administrative action that withdraws the Federal land from appropriation or disposal under a public land law shall be revoked to the extent necessary to permit the conveyance of the Federal land.

(2) Withdrawal.—

(A) In general.—If the Federal land or any Federal interest in the non-Federal land is not withdrawn or segregated from entry and appropriation under a public land law (including logging and mineral leasing laws and the Geothermal Steam Act of 1970 (30 U.S.C. 1001 et seq.)) as of the date of enactment of this Act, the Federal land or Federal interest in the non-Federal land shall be withdrawn, without further action by the Secretary, from entry and appropriation.

(B) Termination.—The withdrawal under subparagraph (A) shall be terminated—

(i) on the date of the completion of the phase of the land exchange described
in section 4(n) covering the applicable Fed-
eral land; or

(ii) if the Alaska Mental Health Trust
notifies the Secretary in writing that the
Alaska Mental Health Trust elects to with-
draw from the land exchange under section
206(d) of the Federal Land Policy and
Management Act of 1976 (43 U.S.C.
1716(d)), on the date on which the Sec-
retary receives the notice of the election.

(b) MAPS, ESTIMATES, DESCRIPTIONS.—

(1) MINOR ERRORS.—The Secretary and the
Alaska Mental Health Trust, by mutual agreement,
may correct minor errors in any map, acreage esti-
mate, or description of any land conveyed or ex-
changed under this Act.

(2) CONFLICT.—If there is a conflict between a
map, acreage estimate, or description of land in this
Act, the map shall be given effect unless the Sec-
retary and the Alaska Mental Health Trust mutually
agree otherwise.

(3) AVAILABILITY.—On the date of enactment
of this Act, the Secretary shall file and make avail-
able for public inspection in the office of the Super-
visor of the Tongass National Forest each map.
April __, 2017

RULES COMMITTEE PRINT 115--

TEXT OF THE HOUSE AMENDMENT TO SENATE
AMENDMENT NUMBERED 1 TO H.R. 244, THE
HONORING INVESTMENTS IN RECRUITING
AND EMPLOYING AMERICAN VETERANS ACT
OF 2017

[Showing the text of the Consolidated Appropriations Act,
2017.]

In lieu of the matter proposed to be stricken by Senate
amendment numbered 1, insert the following:

1 SECTION 1. SHORT TITLE.

This Act may be cited as the “Consolidated Appropri-
ations Act, 2017”.

4 SEC. 2. TABLE OF CONTENTS.

Sec. 1. Short title.
Sec. 2. Table of contents.
Sec. 3. References.
Sec. 4. Explanatory statement.
Sec. 5. Statement of appropriations.
Sec. 6. Availability of funds.
Sec. 7. Technical allowance for estimating differences.
Sec. 8. Correction.

DIVISION A—AGRICULTURE, RURAL DEVELOPMENT, FOOD AND
DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIA-
TIONS ACT, 2017

Title I—Agricultural Programs
Title II—Conservation Programs
Title III—Rural Development Programs
Title IV—Domestic Food Programs
Title V—Foreign Assistance and Related Programs
INCORPORATION BY REFERENCE

SEC. 431. (a) The provisions of the following bills of the 115th Congress are hereby enacted into law:


(2) S. 131 (the Alaska Mental Health Trust Land Exchange Act of 2017), as ordered to be reported on March 30, 2017, by the Committee on Energy and Natural Resources of the Senate.

(3) S. 847 (the Women's Suffrage Centennial Commission Act), as introduced on April 5, 2017.

(b) In publishing this Act in slip form and in the United States Statutes at Large pursuant to section 112 of title 1, United States Code, the Archivist of the United States shall include after the date of approval at the end an appendix setting forth the text of the bills referred to in subsection (a).

This division may be cited as the “Department of the Interior, Environment, and Related Agencies Appropriations Act, 2017”.

AN ACT

Authorizing a land exchange with the federal government in which certain Alaska mental health trust land is exchanged for certain national forest land and relating to the costs of the exchange; and providing for an effective date.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

THE ACT FOLLOWS ON PAGE 1
AN ACT

Authorizing a land exchange with the federal government in which certain Alaska mental health trust land is exchanged for certain national forest land and relating to the costs of the exchange; and providing for an effective date.

* Section 1. The uncodified law of the State of Alaska is amended by adding a new section to read:

PURPOSE. In accordance with the Alaska Mental Health Trust Land Exchange Act of 2017 or a federal Act with similar terms, the purposes of this Act are to

(1) authorize the Department of Natural Resources, acting on behalf of the Alaska Mental Health Trust Authority, to exchange mental health trust land managed by the Department of Natural Resources for United States Forest Service land of equal or comparable value;

(2) aid the Alaska Mental Health Trust Authority in achieving its goals and objectives, including increasing trust revenue;
(3) contribute to the economic health of communities in Southeast Alaska; and
(4) preserve land adjacent to the communities of Ketchikan, Petersburg, Wrangell, Sitka, Juneau, and Meyers Chuck.

* Sec. 2. The uncodified law of the State of Alaska is amended by adding a new section to read:

EXCHANGE OF MENTAL HEALTH TRUST LAND FOR FEDERAL LAND. (a) Notwithstanding AS 38.05.801, AS 38.50, or any other provision of law, and subject to the provisions of this Act, the Alaska Mental Health Trust Land Exchange Act of 2017 or a federal Act with similar terms, and any valid existing rights, reservations, rights-of-way, or other encumbrances in, to, or on land conveyed under this Act, the Department of Natural Resources may convey all right, title, and interest of certain mental health trust land described in sec. 3(a) of this Act to the federal government in exchange for the conveyance of certain federal land described in sec. 3(b) of this Act.

(b) The Alaska Mental Health Trust Authority shall pay all costs of the exchange, including

(1) the costs incurred completing the land surveys, appraisals, and environmental reviews described in the Alaska Mental Health Trust Land Exchange Act of 2017 or a federal Act with similar terms; and

(2) upon request of the United States Secretary of Agriculture, the costs of federal agency staff, additional federal agency staff, or third-party contractors hired by the federal government to effect the exchange as described in the Alaska Mental Health Trust Land Exchange Act of 2017 or a federal Act with similar terms.

(c) All surveys required to complete the exchange shall be conducted in the manner described in the Alaska Mental Health Trust Land Exchange Act of 2017 or a federal Act with similar terms.

(d) In accordance with the Alaska Mental Health Trust Land Exchange Act of 2017 or a federal Act with similar terms, conveyance of both federal and mental health trust land under this Act is subject to

(1) reciprocal easements on existing roads as necessary to access the parcels that each party acquires in the exchange; the easements must also provide for public access; and
(2) conservation and research easements and related land use limitations
described in the Alaska Mental Health Trust Land Exchange Act of 2017 or a federal Act with
similar terms that

(A) provide a buffer adjacent to the Ketchikan landfill;
(B) allow for the completion of United States Forest Service research
on designated study plots; and
(C) protect certain karst areas of concern.

(e) The Department of Natural Resources may enter into a cost-share agreement to
cover the cost of road maintenance with respect to any reciprocal road easements exchanged
under (d)(1) of this section.

* Sec. 3. The uncodified law of the State of Alaska is amended by adding a new section to
read:

       LAND TO BE EXCHANGED. (a) Subject to the provisions of this Act, the following
mental health trust land, as generally depicted on maps one through six and 10, comprising a
total of approximately 18,258 acres, may be exchanged for the federal land described in (b) of
this section:

       (1) land generally depicted as parcel K-1 on map 1, comprising approximately
1,878 acres;
       (2) land generally depicted as parcel K-2 on map 1, comprising approximately
707 acres;
       (3) land generally depicted as parcel K-3 on map 1, comprising approximately
901 acres, including the depicted conservation easement area;
       (4) land generally depicted as parcel K-4A on map 1, comprising
approximately 3,180 acres;
       (5) land generally depicted as parcel P-1A on map 2, comprising
approximately 3,174 acres;
       (6) land generally depicted as parcel P-1B on map 2, comprising
approximately 144 acres;
       (7) land generally depicted as parcel P-2B on map 2, comprising
approximately 181 acres;
       (8) land generally depicted as parcel P-3B on map 2, comprising
approximately 92 acres;

(9) land generally depicted as parcel P-4 on map 2, comprising approximately 280 acres;

(10) land generally depicted as parcel W-1 on map 3, comprising approximately 204 acres;

(11) land generally depicted as parcel W-2 on map 3, comprising approximately 104 acres;

(12) land generally depicted as parcel W-3 on map 3, comprising approximately 63 acres;

(13) land generally depicted as parcel W-4 on map 3, comprising approximately 700 acres;

(14) land generally depicted as parcel S-2 on map 4, comprising approximately 284 acres;

(15) land generally depicted as parcel S-3 on map 4, comprising approximately 109 acres;

(16) land generally depicted as parcel S-4 on map 4, comprising approximately 26 acres;

(17) land generally depicted as parcel MC-1 on map 5, comprising approximately 169 acres;

(18) land generally depicted as parcel J-1B on map 6, comprising approximately 2,261 acres;

(19) land generally depicted as parcel J-1A on map 6, comprising approximately 428 acres; and

(20) land generally depicted as parcel NB-1 on map 10, comprising approximately 3,374 acres.

(b) Subject to the provisions of this Act, the mental health trust land described in (a) of this section may be exchanged, in the manner provided in secs. 4 and 5 of this Act, for the following United States Forest Service land, comprising a total of approximately 20,580 acres, as generally depicted on maps seven through nine:

(1) land generally depicted as the "Naukati Phase 1" parcel on map 8, comprising approximately 2,400 acres;
(2) land generally depicted as the "West Naukati" parcel on map 8, comprising approximately 4,182 acres;

(3) land generally depicted as the "North Naukati" parcel on map 8, comprising approximately 1,311 acres;

(4) land generally depicted as the "East Naukati/2016 Naukati addition" parcel on map 8, comprising approximately 1,067 acres;

(5) land generally depicted as the "Central Naukati" parcel on map 8, comprising approximately 1,858 acres;

(6) land generally depicted as the "Hollis" parcel on map 9, comprising approximately 1,538 acres; and

(7) land generally depicted as the "Shelter Cove Area" parcel on map 7, comprising approximately 8,224 acres.

(c) The Department of Natural Resources may, by mutual agreement with the United States Secretary of Agriculture, correct minor errors in any map, acreage estimate, or description of land subject to exchange under this section.

(d) If there is a conflict between a map, acreage estimate, or description of land subject to exchange under this section, the map shall be given effect unless the Department of Natural Resources and the United States Secretary of Agriculture mutually agree otherwise.

(e) In this section, "map" means the applicable map prepared by the Alaska Region of the United States Forest Service entitled "Alaska Mental Health Trust Act of 2017," numbered

(1) 1 - 9, and dated March 3, 2017; or

(2) 10, and dated March 9, 2017.

* Sec. 4. The uncodified law of the State of Alaska is amended by adding a new section to read:

LAND EXCHANGE PHASES. (a) Subject to the time limitations of the Alaska Mental Health Trust Land Exchange Act of 2017 or a federal Act with similar terms, the land described in sec. 3(a) and (b) of this Act shall be exchanged in two phases, as described in this section.

(b) Subject to sec. 5 of this Act, if the United States Secretary of Agriculture has conveyed the parcel of federal land described in sec. 3(b)(1) of this Act to the Alaska Mental
Enrolled SB 88 -6-

Health Trust Authority, the Department of Natural Resources shall convey the parcels of trust land described in sec. 3(a)(1) and (2) of this Act to the federal government.

(c) Land to be conveyed under (b) of this section shall be appraised before land to be conveyed under (e) of this section.

(d) Notwithstanding sec. 5 of this Act, any cash equalization payment due under sec. 5 of this Act shall be

(1) deferred until the completion of land conveyances under (e) of this section; and

(2) debited or credited, as appropriate, to any final land or cash equalization that may be required under sec. 5 of this Act from either party upon completion of the conveyances under (e) of this section.

(e) Subject to sec. 5 of this Act, if the United States Secretary of Agriculture has conveyed the parcels of federal land described in sec. 3(b)(2) - (7) of this Act to the Alaska Mental Health Trust Authority, the Department of Natural Resources shall convey the parcels of trust land described in sec. 3(a)(3) - (20) of this Act to the federal government.

* Sec. 5. The uncodified law of the State of Alaska is amended by adding a new section to read:

EQUAL VALUE OF LAND AND OTHER CONSIDERATION EXCHANGED. (a) The value of the mental health trust land and other consideration exchanged for federal land and other consideration under this Act shall be equalized under this section when the Department of Natural Resources completes the land exchange described in sec. 4(e) of this Act.

(b) If the final appraised value of all of the federal land described in sec. 3(b) of this Act exceeds the final appraised value of all of the mental health trust land described in sec. 3(a) of this Act, the Department of Natural Resources may, in consultation with the United States Secretary of Agriculture,

(1) consent to the removal of one or more parcels of federal land described in sec. 3(b) of this Act from the exchange, beginning in the reverse order that the parcels are listed under that subsection until, to the maximum extent practicable, approximate equal value is achieved in the exchange; and

(2) equalize any remaining difference in value by
(A) removing a portion of a parcel of the federal land described in sec. 3(b) of this Act from the exchange;

(B) making a cash payment to the federal government that is equal to the difference in value; or

(C) using both methods described in (A) and (B) of this paragraph.

c) If the final appraised value of all of the mental health trust land described in sec. 3(a) of this Act exceeds the final appraised value of all of the federal land described in sec. 3(b) of this Act, the Department of Natural Resources may, in consultation with the United States Secretary of Agriculture,

(1) remove one or more parcels of mental health trust land described in sec. 3(a) of this Act from the exchange, beginning in the reverse order that the parcels are listed under that subsection, until, to the maximum extent practicable, approximate equal value is achieved in the exchange; and

(2) equalize any remaining difference in value by

(A) removing a portion of a parcel of the mental health trust land described in sec. 3(a) of this Act from the exchange;

(B) accepting a cash payment from the federal government that is equal to the difference in value; or

(C) using both methods described in (A) and (B) of this paragraph.

d) If a portion of a parcel of the federal land or the mental health trust land to be conveyed under sec. 3 of this Act cannot be conveyed by the federal government or the Department of Natural Resources because of the presence of hazardous material,

(1) that portion may be removed from the exchange; and

(2) the final values of the land exchanged under this Act shall be equalized under this section.

e) To expedite completion of the exchange, if the values of the federal land and the mental health trust land cannot be exactly equalized under this section, the Department of Natural Resources may, if the public officer in the Department of Natural Resources who is responsible for the management of the land assets of the Alaska Mental Health Trust Authority under AS 38.05.801 determines that it is in the best interests of the trust established under the Alaska Mental Health Enabling Act of 1956, P.L. 84-830, 70 Stat. 709, waive any
cash equalization payment due from the federal government under (c)(2) of this section.

(f) All land exchanged under this Act shall be appraised

(1) in accordance with nationally recognized appraisal standards, including the Uniform Appraisal Standards for Federal Land Acquisitions and the Uniform Standards of Professional Appraisal Practice; and

(2) subject to any appraisal instructions issued by the United States Secretary of Agriculture under the Alaska Mental Health Trust Land Exchange Act of 2017 or a federal Act with similar terms.

(g) Once the value of a parcel of federal land or mental health trust land subject to exchange under sec. 3 of this Act is approved as the final appraised value of the parcel by both the federal government and the Department of Natural Resources under this section, the state may not require the land to be reappraised or revalued.

* Sec. 6. The uncodified law of the State of Alaska is amended by adding a new section to read:

CONDITIONAL EFFECT; DUTY TO NOTIFY. (a) This Act takes effect only if

(1) the Alaska Mental Health Trust Land Exchange Act of 2017 or a federal Act with similar terms is passed by the 115th United States Congress and enacted into law;

(2) on or before January 1, 2024, the public officer in the Department of Natural Resources who is responsible for the management of the land assets of the Alaska Mental Health Trust Authority under AS 38.05.801 determines that the exchange authorized by this Act is in the best interests of the trust established under the Alaska Mental Health Enabling Act of 1956, P.L. 84-830, 70 Stat. 709; and

(3) on or before January 1, 2024, the Alaska Mental Health Trust Authority approves the exchange authorized by this Act.

(b) The chair of the board of trustees of the Alaska Mental Health Trust Authority shall certify in writing to the lieutenant governor and the revisor of statutes if, on or before January 1, 2024, the Alaska Mental Health Trust Authority determines that the conditions in (a) of this section have occurred.

* Sec. 7. If, under sec. 6 of this Act, this Act takes effect, it takes effect on the day after the date on which the chair of the board of trustees of the Alaska Mental Health Trust Authority makes the certification to the revisor of statutes under sec. 6 of this Act.
K-3 Conservation Easement, 300 Ft. Width

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References
Data acquired from a variety of sources of differing accuracy, precision and reliability. Features represented by the data may not represent accurate geographic locations.

Disclaimer
The USDA Forest Service makes no warranty, expressed or implied regarding the data displayed on this map, and reserves the right to correct, update, modify, or replace this information without notification.

Map Creation Date - 09-19-2016
Map Revision Date - 03-03-2017

Alaska Mental Health Trust Act of 2017
Legislative Map Bill Numbers: S131 & HR513
Ketchikan Area
6666 Approximate Acres
U.S. Forest Service - Alaska Region
Tongass National Forest
Alaska At-Large U.S. Congressional District

Copies of this map are available for public inspection in the Office of the Regional Forester, R10, Juneau, Alaska.

Data used to create this map are on file with the Supervisor's Office, Tongass National Forest, Ketchikan, AK. Map file sources can be found at https://gis/DOE/Alaska/MentalHealthTrustAct/2016MentalHealthTrustAct2017Map_POR.pdf

RMC 10-26-2017
FS Proposed Admin Site Designation

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Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), swisstopo, © OpenStreetMap contributors, and the GIS User Community.

Disclaimer

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Access to the map is subject to the terms of use of the map and data sources.
Vicinity Map

Southeast Alaska

References
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Disclaimer
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ID | ACRES
---|---
W-1 | 204
W-2 | 104
W-3 | 63
W-4 | 700

Alaska Mental Health Trust Act of 2017
Legislative Map Bill Numbers: S131 & HR513
Wrangell Area
1071 Approximate Acres

U.S. Forest Service - Alaska Region
Tongass National Forest
Alaska At-Large U.S. Congressional District

Copies of this map are available for public inspection in the Office of the Regional Forester, R16, Juneau, Alaska.

Exhibit D - Maps of Exchange Parcels
References
Data acquired from a variety of sources of differing accuracy, precision and reliability. Features represented by the data may not represent accurate geographic locations.

Disclaimer
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Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), swisstopo, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

Alaska Mental Health Trust Act of 2017
Legislative Map Bill Numbers: S131 & HR513
Sitka Area
419 Approximate Acres
U.S. Forest Service - Alaska Region
Tongass National Forest
Alaska At-Large U.S. Congressional District

Copy of this map are available for public inspection in the Office of the Regional Forester, R16, Juneau, Alaska.

Sheet 4 of 10
Map Creation Date - 02-14-2017
Map Revision Date - 03-03-2017

ID | PARCEL NAME | ACRES
---|-------------|--------
S-2 | Indian Creek E | 284
S-3 | Indian Creek W | 109
S-4 | Cascade Creek | 26

ID PARCEL NAME ACRES
S-2 Indian Creek E 284
S-3 Indian Creek W 109
S-4 Cascade Creek 26

Surface Ownership
- Alaska Mental Health Trust Authority To Be Exchanged
- State of Alaska
- National Forest System Lands
- Non - National Forest System Lands

Miles
0 0.225 0.45 0.9

Exhibit D - Maps of Exchange Parcels

Data used or derived from this map are on file with the Supervisor's Office, Tongass National Forest, Juneau, Alaska. For more information, contact: Tongass National Forest, Supervisor's Office, P.O. Box 1405, Juneau, Alaska 99811. For information about land ownership or permits: Visit: https://www.fs.fed.us/landmanagement/ownership/GIS/AR/AlaskaMentalHealthTrustAct2016/MentalHealthTrustAct2016Ownership/PORT (8.5x11).mxd

RMC 10-26-2017
References
Data acquired from a variety of sources of differing accuracy, precision and reliability. Features represented by the data may not represent accurate geographic locations.

Disclaimer
The USDA Forest Service makes no warranty, expressed or implied regarding the data displayed on this map, and reserves the right to correct, update, modify, or replace this information without notification.

ID | PARCEL NAME | ACRES
---|-------------|------
MC-1 | Meyers Chuck | 169

Alaska Mental Health Trust Act of 2017
Legislative Map Bill Numbers: S131 & HR513
Meyers Chuck Area
169 Approximate Acres

U.S. Forest Service - Alaska Region
Tongass National Forest
Alaska At-Large U.S. Congressional District

Copies of this map are available for public inspection in the Office of the Regional Forester, R16, Juneau, Alaska.

Map Creation Date - 09-19-2016
Map Revision Date - 03-03-2017

0 0.1 0.2 0.4 Miles

Data used in creation of this map are on file with the Supervisor's Office, Tongass National Forest, Ketchikan, AK...
Revilla George W Easement - 10 Years

Sources: Esri, HERE, DeLorme, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), swisstopo, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

Alaska Mental Health Trust Act of 2016
Shelter Cove Area
Map 7

References
Data acquired from a variety of sources of differing accuracy, precision and reliability. Features represented by the data may not represent accurate geographic locations.

Disclaimer
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Legislative Map Bill Numbers: S131 & HR513
Shelter Cove Area
8224 Approximate Acres

Copies of this map are available for public inspection in the Office of the Regional Forester, R16, Juneau, Alaska.
Tebenkof Bay Wilderness
T.62S., R.73E., 12
T.62S., R.74E., 12
T.61S., R.73E., 12
T.61S., R.74E., 12
T.63S., R.73E., 12
T.63S., R.74E., 12

Southeast
Alaska

References
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Alaska Mental Health Trust Act of 2017
Legislative Map Bill Numbers: S131 & HR513

No Name Bay Area
3374 Approximate Acres

U.S. Forest Service - Alaska Region
Tongass National Forest
Alaska At-Large U.S. Congressional District

Copies of this map are available for public inspection in the Office of the Regional Forester, R10, Juneau, Alaska.
Projected Costs for AMHT - USFS Land Exchange

Though significant progress has been made, the exact scope of work for many of the tasks is still in development, but the budget has been prepared to reflect the highest anticipated costs to complete. The TLO has achieved many milestones including entering into a CCA to complete the appraisal process, negotiation and, pending approval of this budget, signing of the CCA to complete necessary surveys and reports. Moreover, continued dialog and cooperation with our exchange partner are anticipated to yield additional savings.

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<td>Survey of Federal Lands $ 725,000</td>
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