

**AMENDMENT TO
RULES COMMITTEE PRINT 115-70
OFFERED BY MS. MCSALLY OF ARIZONA**

Page 874, insert after line 7 the following (and re-designate the succeeding provisions accordingly):

1 **SEC. 2821. LAND EXCHANGE, AIR FORCE PLANT 44, TUCSON,**
2 **ARIZONA.**

3 (a) LAND CONVEYANCE AND RESTORATION OF REAL
4 PROPERTY IMPROVEMENTS AUTHORIZED.—In connection
5 with a project planned by the Tucson Airport Authority
6 (in this section referred to as “TAA”) to relocate and ex-
7 tend a parallel runway and make other airfield safety en-
8 hancements at the Tucson International Airport, the Sec-
9 retary of the Air Force (in this section referred to as the
10 “Secretary”) may—

11 (1) convey to TAA all right, title, and interest
12 of the United States in and to all or any part of a
13 parcel of real property, including any improvements
14 thereon, consisting of approximately 58 acres on Air
15 Force Plant 44, Arizona, and located adjacent to
16 Tucson International Airport;

17 (2) agree to terminate all or a portion of any
18 deed restrictions made for the benefit of the United

1 States that limit construction on Tucson Inter-
2 national Airport within 750 feet of the Airport's
3 southwest property boundary with Air Force Plant
4 44; and

5 (3) using cash or in-kind consideration as pro-
6 vided in subsection (b)—

7 (A) construct new explosives storage facili-
8 ties to replace the explosives storage facilities
9 located on the land described in paragraph (1)
10 and explosives storage facilities located on Air
11 Force Plant 44 within the end-of-runway clear
12 zone associated with the TAA airfield enhance-
13 ment project; and

14 (B) construct new fencing as necessary to
15 accommodate the changes in the boundary of
16 Air Force Plant 44.

17 (b) CONSIDERATION.—As consideration for the land
18 conveyance, deed restriction termination, replacement of
19 real property improvements, and installation of fencing
20 authorized under subsection (a), the following consider-
21 ation must be received by the United States before the
22 Secretary may make any conveyance or termination of real
23 property interests of the United States as described in
24 subsection (a):

1 (1) All right, title, and interest of the owner or
2 owners thereof to the parcels of real property con-
3 sisting of approximately 160 acres directly adjacent
4 to the south boundary of Air Force Plant 44.

5 (2) The cost to the Secretary, in accordance
6 with current design standards, of—

7 (A) replacing the real property structures
8 on Air Force Plant 44 made unusable due to
9 the land transfers and termination of deed re-
10 strictions, with structures of at least equivalent
11 capacity and functionality; and

12 (B) installing the necessary boundary fenc-
13 ing due to the changes in the boundary of Air
14 Force Plant 44.

15 (c) DIRECT PAYMENT OF CONSIDERATION TO GOV-
16 ERNMENT CONTRACTORS.—The Secretary may require
17 that any cash consideration to be received under this sec-
18 tion be paid, directly or through the Air Force design and
19 construction agent, to the contractors performing design
20 or construction of the real property improvements de-
21 scribed in subsection (a)(3).

22 (d) PAYMENT OF COSTS OF CONVEYANCES.—

23 (1) PAYMENT REQUIRED.—The Secretary may
24 require TAA to cover costs to be incurred by the
25 Secretary to carry out the land exchange and other

1 transactions authorized under this section, or to re-
2 imburse the Secretary for such costs, including sur-
3 vey costs, appraisal costs, costs related to environ-
4 mental documentation, and other administrative
5 costs related to the conveyances. If amounts are col-
6 lected from TAA in advance of the Secretary incur-
7 ring the actual costs, and the amount collected ex-
8 ceeds the costs actually incurred by the Secretary to
9 carry out such transactions, the Secretary shall re-
10 fund the excess amount to TAA.

11 (2) TREATMENT OF AMOUNTS RECEIVED.—
12 Amounts received as reimbursements under para-
13 graph (1) shall be used in accordance with section
14 2695(e) of title 10, United States Code.

15 (e) DESCRIPTION OF PROPERTY.—The exact acreage
16 and legal description of the real property to be exchanged
17 under this section shall be determined by a survey satis-
18 factory to the Secretary.

19 (f) ADDITIONAL TERMS AND CONDITIONS.—The Sec-
20 retary may require such additional terms and conditions
21 in connection with the land exchange and other trans-
22 actions under this section as the Secretary considers ap-
23 propriate to protect the interests of the United States.
24 Without limiting the foregoing, the Secretary may estab-
25 lish a deed restriction on any part of the 58 acres de-

1 scribed in subsection (a)(1) to accommodate existing

2 Quantity Distance arcs.

