

107TH CONGRESS
2^D SESSION

H. R. 2054

IN THE SENATE OF THE UNITED STATES

JUNE 12, 2002

Received; read twice and referred to the Committee on the Judiciary

AN ACT

To give the consent of Congress to an agreement or compact between Utah and Nevada regarding a change in the boundaries of those States, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. CONSENT TO AGREEMENT OR COMPACT.**

2 (a) CONSENT GIVEN.—The consent of the Congress
3 of the United States is given to Utah and Nevada to enter
4 into an agreement or compact that meets the following
5 requirements:

6 (1) The agreement or compact is consented to
7 by the legislatures of Utah and Nevada and such
8 consent is evidenced through Acts enacted by the
9 legislatures of Utah and Nevada not later than De-
10 cember 31, 2006.

11 (2) The agreement or compact is not in conflict
12 with any Federal law.

13 (3) The agreement or compact does not change
14 the boundary of any other State.

15 (4) The agreement or compact does not result
16 in the transfer to Nevada of more than a total of
17 10,000 acres of lands that are located within Utah
18 on the date of the enactment of this Act.

19 (5) The agreement or compact is entered into
20 for the primary purpose of changing the boundaries
21 of Utah and Nevada so that the lands located within
22 the municipal boundaries of the city of Wendover,
23 Utah, on the date of the enactment of this Act, in-
24 cluding the municipal airport, shall, after the imple-
25 mentation of the agreement or compact, be located
26 within the boundaries of Nevada. This paragraph

1 shall not prohibit the agreement or compact from in-
2 cluding provisions that are reasonably related to the
3 following:

4 (A) A change in the boundaries of Utah
5 and Nevada for the purposes described in this
6 paragraph.

7 (B) Including other Utah lands imme-
8 diately surrounding the municipal boundaries of
9 Wendover, Utah, as described in this para-
10 graph, in a transfer to Nevada if such inclusion
11 would—

12 (i) facilitate the management of lands
13 transferred under the agreement or com-
14 pact or the placement of the boundaries of
15 Utah or Nevada; or

16 (ii) minimize the likelihood of future
17 residential development on remaining Utah
18 lands.

19 (C) Any other provision in the agreement
20 or compact regarding a change in ownership of,
21 management of, or other responsibilities or obli-
22 gations related to—

23 (i) providing State, county, or munic-
24 ipal services;

25 (ii) public utilities;

- 1 (iii) public schools; or
2 (iv) the municipal airport referred to
3 in this paragraph.

4 (6) The agreement or compact is consented to
5 by a majority of the registered qualified electors who
6 cast a vote on the agreement or compact held in
7 each of the cities of West Wendover, Nevada, and
8 Wendover, Utah, on the date of the regularly sched-
9 uled general election for Federal office in 2002. The
10 question in the vote held in each of the cities of
11 West Wendover, Nevada, and Wendover, Utah,
12 under this paragraph shall contain the same lan-
13 guage to the extent allowed by local law. Such lan-
14 guage shall explain, with specificity sufficient to in-
15 form voters, all components of the agreement or
16 compact regarding changes in ownership of, manage-
17 ment of, or other responsibilities, costs, or obliga-
18 tions related to—

19 (A) State, county, and municipal social
20 and public services;

21 (B) public utilities;

22 (C) land use;

23 (D) community economics;

24 (E) public schools; and

25 (F) the local municipal airport.

1 (b) EFFECTIVE DATE OF AGREEMENT OR COM-
2 PACT.—An agreement or compact entered into in accord-
3 ance with subsection (a) shall become effective upon the
4 fulfillment of the requirement of subsection (a)(1) without
5 further consent or ratification on the part of the Congress
6 of the United States.

7 **SEC. 2. UNITED STATES OWNERSHIP AND JURISDICTION**
8 **RETAINED.**

9 Nothing in this Act or in the agreement or compact
10 consented to under this Act shall be construed to impair
11 or in any manner affect the ownership or jurisdiction of
12 the United States in and over any lands within the bound-
13 aries of Utah or Nevada.

Passed the House of Representatives June 11, 2002.

Attest:

JEFF TRANDAHL,

Clerk.

By MARTHA C. MORRISON,

Deputy Clerk.