AMENDMENT NO._____ Calendar No._____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—119th Cong., 2d Sess.

S. 5359

To direct the Secretary of Agriculture to convey to Pennington County, South Dakota, certain National Forest System land.

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:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Pennington County Land Conveyance Act''.

SEC. 2. CONVEYANCE OF FEDERAL LAND TO PENNINGTON COUNTY, SOUTH DAKOTA.

(a) DEFINITIONS.—In this section:

(1) COUNTY.—The term ''County'' means Pennington County, South Dakota.

(2) FEDERAL LAND.—The term ''Federal land'' means—

(A) the parcel of approximately 8.97 acres of National Forest System land within the boundary of the Black Hills National Forest, as generally depicted as ''Parcel to be Conveyed'' on the map entitled ''Pennington County (SD) Highway Maintenance Facility Land Conveyance'' and dated June 22, 2026; and

(B) any improvements to the National Forest System land described in subparagraph (A).

(3) SECRETARY.—The term ''Secretary'' means the Secretary of Agriculture, acting through the Chief of the Forest Service.

(b) CONVEYANCE.—As soon as practicable after the date of enactment of this Act, the Secretary shall convey to the County, without consideration and subject to any terms and conditions that the Secretary determines to be appropriate, all right, title, and interest of the United States in and to the Federal land, to be used by the County for public purposes, including a public works facility.

(c) BOUNDARY MODIFICATION.—On the conveyance of the Federal land to the County under subsection (b), the Secretary shall modify the boundary of the Black Hills

National Forest to reflect the conveyance of the Federal land.

(d) REVERSION.—

(1) IN GENERAL.—If the Secretary, after consultation with the State of South Dakota, determines that the Federal land conveyed under subsection (b) was used by the County for a use not authorized under that subsection, all right, title, and interest in and to the Federal land shall revert to the United States, at the discretion of the Secretary.

(2) REQUIREMENTS.—Prior to a determination under paragraph (1), the Secretary shall—

(A) notify the County of the nonconforming use;

(B) provide an opportunity for a hearing, at the request of the County;

(C) provide public notice and an opportunity for public comment; and

(D) provide the County a reasonable opportunity to correct any identified uses that could result in reversion under that paragraph.