

104TH CONGRESS
1ST SESSION

H. R. 1358

IN THE SENATE OF THE UNITED STATES

OCTOBER 31, 1995

Received; read twice and referred to the Committee on Commerce, Science,
and Transportation

AN ACT

To require the Secretary of Commerce to convey to the Commonwealth of Massachusetts the National Marine Fisheries Service laboratory located on Emerson Avenue in Gloucester, Massachusetts.

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. CONVEYANCE OF NATIONAL MARINE FIS-**
2 **ERIES SERVICE LABORATORY AT GLOUCES-**
3 **TER, MASSACHUSETTS.**

4 (a) CONVEYANCE REQUIRED.—

5 (1) IN GENERAL.—The Secretary of Commerce
6 shall convey to the Commonwealth of Massachusetts,
7 all right, title, and interest of the United States in
8 and to the property comprising the National Marine
9 Fisheries Service laboratory located on Emerson
10 Avenue in Gloucester, Massachusetts.

11 (2) TERMS.—A conveyance of property under
12 paragraph (1) shall be made—

13 (A) without payment of consideration; and

14 (B) subject to the terms and conditions
15 specified under subsections (b) and (c).

16 (b) CONDITIONS FOR TRANSFER.—

17 (1) IN GENERAL.—As a condition of any con-
18 veyance of property under this section, the Common-
19 wealth of Massachusetts shall assume full respon-
20 sibility for maintenance of the property for as long
21 as the Commonwealth retains the rights and title to
22 that property.

23 (2) CONTINUED USE OF PROPERTY BY NMFS.—

24 The Secretary may enter into a memorandum of un-
25 derstanding with the Commonwealth of Massachu-
26 setts under which the National Marine Fisheries

1 Service is authorized to occupy existing laboratory
2 space on the property conveyed under this section,
3 if—

4 (A) the term of the memorandum of un-
5 derstanding is for a period of not longer than
6 5 years beginning on the date of enactment of
7 this Act; and

8 (B) the square footage of the space to be
9 occupied by the National Marine Fisheries
10 Service does not conflict with the needs of, and
11 is agreeable to, the Commonwealth of Massa-
12 chusetts.

13 (c) REVERSIONARY INTEREST.—All right, title, and
14 interest in and to all property and interests conveyed
15 under this section shall revert to the United States on the
16 date on which the Commonwealth of Massachusetts uses
17 any of the property for any purpose other than the Com-
18 monwealth of Massachusetts Division of Marine Fisheries
19 resource management program.

20 (d) RESTRICTION.—Amounts provided by the South
21 Essex Sewage District may not be used by the Common-
22 wealth of Massachusetts to transfer existing activities to,

1 or conduct activities at, property conveyed under this sec-
2 tion.

Passed the House of Representatives October 30,
1995.

Attest:

ROBIN H. CARLE,

Clerk.