

105TH CONGRESS
2D SESSION

S. 2505

AN ACT

To direct the Secretary of the Interior to convey title to the Tunnison Lab Hagerman Field Station in Gooding County, Idaho, to the University of Idaho.

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 TUNNISON LAB HAGERMAN**
2 **FIELD STATION, HAGERMAN, IDAHO, TO THE**
3 **UNIVERSITY OF IDAHO.**

4 (a) IN GENERAL.—Not later than 180 days after the
5 date of enactment of this Act, the Secretary of the Interior
6 shall convey to the University of Idaho, without reimburse-
7 ment, all right, title, and interest of the United States in
8 and to the property described in subsection (b) for use
9 by the University of Idaho for fish research.

10 (b) DESCRIPTION OF PROPERTY.—

11 (1) IN GENERAL.—The property referred to in
12 subsection (a) consists of approximately 4 acres of
13 land, the Tunnison Lab Hagerman Field Station in
14 Gooding County, Idaho, located thereon, and all im-
15 provements and related personal property, excluding
16 water rights vested in the United States and nec-
17 essary access and utility easements and rights-of-
18 way.

19 (2) SURVEY.—The exact acreage and legal de-
20 scription of the property described under paragraph
21 (1) shall be determined by a survey that is satisfac-
22 tory to the Secretary.

23 (c) REVERSIONARY INTEREST IN THE UNITED
24 STATES.—

25 (1) REQUIREMENT.—If any property conveyed
26 to the University of Idaho under this section is used

1 for any purpose other than the use authorized under
2 subsection (a), all right, title, and interest in and to
3 all property conveyed under this section shall revert
4 to the United States.

5 (2) CONDITION OF PROPERTY ON REVER-
6 SION.—In the case of a reversion of property under
7 paragraph (1), the University of Idaho shall ensure
8 that all property reverting to the United States
9 under this subsection is in substantially the same
10 condition as, or in better condition than, on the date
11 of conveyance under subsection (a).

12 (d) COMPLIANCE WITH OTHER LAWS.—In connec-
13 tion with property conveyed under this section, the Univer-
14 sity of Idaho shall—

15 (1) comply with the National Historic Preserva-
16 tion Act (16 U.S.C. 470 et seq.) for all ground dis-
17 turbing activities, with special emphases on compli-
18 ance with sections 106, 110, and 112 (16 U.S.C.
19 470f, 470h–2, 470h–4); and

20 (2) protect prehistoric and historic resources in
21 accordance with the Archaeological Resources Pro-
22 tection Act of 1979 (16 U.S.C. 470aa et seq.).

23 (e) LIABILITY.—

24 (1) IN GENERAL.—Except as provided in para-
25 graph (2), as a condition of the conveyance of prop-

1 erty under this section, the University of Idaho shall
2 hold the United States harmless, and shall indem-
3 nify the United States, for all claims, costs, dam-
4 ages, and judgments arising out of any act or omis-
5 sion relating to the property conveyed under this
6 section.

7 (2) EXCEPTIONS.—Paragraph (1) shall not
8 apply to a claim, cost, damage, or judgment arising
9 from an act of negligence committed by the United
10 States, or by an employee, agent, or contractor of
11 the United States, prior to the date of the convey-
12 ance under this section, for which the United States
13 is found liable under chapter 171 of title 28, United
14 States Code.

Passed the Senate October 5 (legislative day, Octo-
ber 2), 1998.

Attest:

Secretary.

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