

# Union Calendar No. 216

112<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 443

**[Report No. 112-318, Part I]**

To provide for the conveyance of certain property from the United States  
to the Maniilaq Association located in Kotzebue, Alaska.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 25, 2011

Mr. YOUNG of Alaska introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

DECEMBER 8, 2011

Reported from the Committee on Natural Resources with an amendment

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on January 25, 2011]

DECEMBER 8, 2011

The Committee on Energy and Commerce discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

# **A BILL**

To provide for the conveyance of certain property from the United States to the Maniilaq Association located in Kotzebue, Alaska.

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

3 **SECTION 1. CONVEYANCE OF PROPERTY.**

4 *(a) IN GENERAL.—As soon as practicable after the*  
5 *date of the enactment of this Act, but not later than 180*  
6 *days after such date, the Secretary of Health and Human*  
7 *Services (in this Act referred to as the “Secretary”) shall*  
8 *convey to the Maniilaq Association located in Kotzebue,*  
9 *Alaska, all right, title, and interest of the United States*  
10 *in and to the property described in section 2 for use in*  
11 *connection with health and social services programs. The*  
12 *Secretary’s conveyance of title by warranty deed under this*  
13 *section shall, on its effective date, supersede and render of*  
14 *no future effect on any Quitclaim Deed the properties de-*  
15 *scribed in section 2 executed by the Secretary and the*  
16 *Maniilaq Association.*

17 *(b) CONDITIONS.—The conveyance required by this sec-*  
18 *tion shall be made by warranty deed without consideration*  
19 *and without imposing any obligation, term, or condition*  
20 *on the Maniilaq Association, or reversionary interest of the*  
21 *United States, other than that required by this Act or sec-*  
22 *tion 512(c)(2)(B) of the Indian Self-Determination and*  
23 *Education Assistance Act (25 U.S.C. 458aaa–11(c)(2)(B)).*

1 **SEC. 2. PROPERTY DESCRIBED.**

2 *The property, including all land and appurtenances,*  
3 *to be conveyed pursuant to section 1 is as follows:*

4 (1) *KOTZEBUE HOSPITAL AND LAND.—Re-Plat of*  
5 *Friends Mission Reserve, Subdivision No. 2, U.S.*  
6 *Survey 2082, Lot 1, Block 12, Kotzebue, Alaska, con-*  
7 *taining 8.10 acres recorded in the Kotzebue Recording*  
8 *District, Kotzebue, Alaska, on August 18, 2009.*

9 (2) *KOTZEBUE QUARTERS AKA KIC SITE.—Re-*  
10 *plat of Friends Mission Reserve, U.S. Survey 2082,*  
11 *Lot 1A, Block 13, Kotzebue, Alaska, containing 5.229*  
12 *acres recording in the Kotzebue Recording District,*  
13 *Kotzebue, Alaska, on December 23, 1991.*

14 (3) *KOTZEBUE QUARTERS AKA NANA SITE.—Lot*  
15 *1B, Block 26, Tract A, Townsite of Kotzebue, U.S.*  
16 *Survey No. 2863 A, Kotzebue, Alaska, containing 1.29*  
17 *acres recorded in the Kotzebue Recording District,*  
18 *Kotzebue, Alaska, on December 23, 1991.*

19 **SEC. 3. ENVIRONMENTAL LIABILITY.**

20 (a) *IN GENERAL.—Notwithstanding any other provi-*  
21 *sion of Federal law, the Maniilaq Association shall not be*  
22 *liable for any soil, surface water, groundwater, or other con-*  
23 *tamination resulting from the disposal, release, or presence*  
24 *of any environmental contamination, including any oil or*  
25 *petroleum products, or any hazardous substances, haz-*  
26 *ardous materials, hazardous waste, pollutants, toxic sub-*

1 *stances, solid waste, or any other environmental contamina-*  
2 *tion or hazard as defined in any Federal law, on any prop-*  
3 *erty described in section 2 as of the date of the conveyance.*

4       *(b) EASEMENT.—The Secretary shall be accorded any*  
5 *easement or access to the property conveyed as may be rea-*  
6 *sonably necessary to satisfy any retained obligations and*  
7 *liability of the Secretary.*

8       *(c) NOTICE OF HAZARDOUS SUBSTANCE ACTIVITY AND*  
9 *WARRANTY.—The Secretary shall comply with section*  
10 *120(h)(3)(A) and (B) of the Comprehensive Environmental*  
11 *Response, Compensation, and Liability Act of 1980 (42*  
12 *U.S.C. 9620(h)(3)(A)).*

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