

Calendar No. 247

115TH CONGRESS
1ST SESSION**S. 825****[Report No. 115-173]**

To provide for the conveyance of certain property to the Southeast Alaska Regional Health Consortium located in Sitka, Alaska, and for other purposes.

 IN THE SENATE OF THE UNITED STATES

APRIL 4, 2017

Ms. MURKOWSKI (for herself and Mr. SULLIVAN) introduced the following bill; which was read twice and referred to the Committee on Indian Affairs

OCTOBER 17, 2017

Reported by Mr. HOEVEN, with an amendment

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

A BILL

To provide for the conveyance of certain property to the Southeast Alaska Regional Health Consortium located in Sitka, Alaska, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Southeast Alaska Re-
5 gional Health Consortium Land Transfer Act of 2017”.

1 **SEC. 2. CONVEYANCE OF PROPERTY.**

2 (a) **IN GENERAL.**—As soon as practicable, but not
 3 later than 180 days, after the date of enactment of this
 4 Act, the Secretary of Health and Human Services (re-
 5 ferred to in this Act as the “Secretary”) shall convey to
 6 the Southeast Alaska Regional Health Consortium located
 7 in Sitka, Alaska (referred to in this Act as the “Consortium”), all right, title, and interest of the United States
 8 in and to the property described in section 3 for use in
 9 connection with health and social services programs.
 10

11 (b) **EFFECT ON ANY QUITCLAIM DEED.**—The con-
 12 veyance by the Secretary of title by warranty deed under
 13 this section shall, on the effective date of the conveyance,
 14 supersede and render of no future effect any quitclaim
 15 deed to the property described in section 3 executed by
 16 the Secretary and the Consortium.

17 (c) **CONDITIONS.**—The conveyance of the property
 18 under this Act—

19 (1) shall be made by warranty deed; and

20 (2) shall not—

21 (A) require any consideration from the
 22 Consortium for the property;

23 (B) impose any obligation, term, or condi-
 24 tion on the Consortium; or

25 (C) allow for any reversionary interest of
 26 the United States in the property.

1 **SEC. 3. PROPERTY DESCRIBED.**

2 The property, including all land and appurtenances,
3 described in this section is the property included in U.S.
4 Survey 1496, Lots 3, 5, 6, 9, 10, 11A, 11A Parcel A, and
5 11B, partially surveyed Township 55 South, Range 63
6 East of the Copper River Meridian, containing 19.07
7 acres, in Sitka, Alaska.

8 **SEC. 4. ENVIRONMENTAL LIABILITY.**

9 (a) LIABILITY.—

10 (1) IN GENERAL.—Notwithstanding any other
11 provision of law, the Consortium shall not be liable
12 for any soil, surface water, groundwater, or other
13 contamination resulting from the disposal, release,
14 or presence of any environmental contamination on
15 any portion of the property described in section 3 on
16 or before the date on which the property is conveyed
17 to the Consortium.

18 (2) ENVIRONMENTAL CONTAMINATION.—An en-
19 vironmental contamination described in paragraph
20 (1) includes any oil or petroleum products, haz-
21 ardous substances, hazardous materials, hazardous
22 waste, pollutants, toxic substances, solid waste, or
23 any other environmental contamination or hazard as
24 defined in any Federal or State of Alaska law.

25 (b) EASEMENT.—The Secretary shall be accorded
26 any easement or access to the property conveyed under

1 this Act as may be reasonably necessary to satisfy any
 2 retained obligation or liability of the Secretary.

3 (c) NOTICE OF HAZARDOUS SUBSTANCE ACTIVITY
 4 AND WARRANTY.—In carrying out this Act, the Secretary
 5 shall comply with subparagraphs (A) and (B) of section
 6 120(h)(3) of the Comprehensive Environmental Response,
 7 Compensation, and Liability Act of 1980 (42 U.S.C.
 8 9620(h)(3)).

9 **SECTION 1. SHORT TITLE.**

10 *This Act may be cited as the “Southeast Alaska Re-*
 11 *gional Health Consortium Land Transfer Act of 2017”.*

12 **SEC. 2. CONVEYANCE OF PROPERTY.**

13 (a) *IN GENERAL.*—As soon as practicable, but not
 14 later than 2 years, after the date of enactment of this Act,
 15 the Secretary of Health and Human Services (referred to
 16 in this Act as the “Secretary”) shall convey to the Southeast
 17 Alaska Regional Health Consortium located in Sitka, Alas-
 18 ka (referred to in this Act as the “Consortium”), all right,
 19 title, and interest of the United States in and to the prop-
 20 erty described in section 3 for use in connection with health
 21 and social services programs.

22 (b) *EFFECT ON ANY QUITCLAIM DEED.*—The convey-
 23 ance by the Secretary of title by warranty deeds under this
 24 section shall, on the effective date of the conveyance, super-
 25 sede and render of no future effect any quitclaim deed to

1 *the property described in section 3 executed by the Secretary*
 2 *and the Consortium.*

3 (c) *CONDITIONS.—The conveyance of the property*
 4 *under this Act—*

5 (1) *shall be made by warranty deed; and*

6 (2) *shall not—*

7 (A) *require any consideration from the Con-*
 8 *sortium for the property;*

9 (B) *impose any obligation, term, or condi-*
 10 *tion on the Consortium; or*

11 (C) *allow for any reversionary interest of*
 12 *the United States in the property.*

13 **SEC. 3. PROPERTY DESCRIBED.**

14 *The property, including all land and appurtenances,*
 15 *described in this section is the property included in U.S.*
 16 *Survey 1496, Lots 3, 5, 6, 9, 10, 11A, 11A Parcel A, and*
 17 *11B, partially surveyed Township 55 South, Range 63 East*
 18 *of the Copper River Meridian, containing 19.07 acres, in*
 19 *Sitka, Alaska.*

20 **SEC. 4. ENVIRONMENTAL LIABILITY.**

21 (a) *LIABILITY.—*

22 (1) *IN GENERAL.—Notwithstanding any other*
 23 *provision of law, the Consortium shall not be liable*
 24 *for any soil, surface water, groundwater, or other con-*
 25 *tamination resulting from the disposal, release, or*

1 *presence of any environmental contamination on any*
2 *portion of the property described in section 3 on or*
3 *before the date on which the property is conveyed to*
4 *the Consortium, except that the Secretary shall not be*
5 *liable for any contamination that occurred after the*
6 *date on which the Consortium controlled, occupied,*
7 *and used such property.*

8 (2) *ENVIRONMENTAL CONTAMINATION.*—*An envi-*
9 *ronmental contamination described in paragraph (1)*
10 *includes any oil or petroleum products, hazardous*
11 *substances, hazardous materials, hazardous waste,*
12 *pollutants, toxic substances, solid waste, or any other*
13 *environmental contamination or hazard as defined in*
14 *any Federal or State of Alaska law.*

15 (b) *EASEMENT.*—*The Secretary shall be accorded any*
16 *easement or access to the property conveyed under this Act*
17 *as may be reasonably necessary to satisfy any retained obli-*
18 *gation or liability of the Secretary.*

19 (c) *NOTICE OF HAZARDOUS SUBSTANCE ACTIVITY AND*
20 *WARRANTY.*—*In carrying out this Act, the Secretary shall*
21 *comply with subparagraphs (A) and (B) of section*
22 *120(h)(3) of the Comprehensive Environmental Response,*
23 *Compensation, and Liability Act of 1980 (42 U.S.C.*
24 *9620(h)(3)).*

Calendar No. 247

115TH CONGRESS
1ST Session

S. 825

[Report No. 115-173]

A BILL

To provide for the conveyance of certain property to the Southeast Alaska Regional Health Consortium located in Sitka, Alaska, and for other purposes.

OCTOBER 17, 2017

Reported with an amendment