

Calendar No. 307109TH CONGRESS
1ST SESSION**S. 310****[Report No. 109-188]**

To direct the Secretary of the Interior to convey the Newlands Project Headquarters and Maintenance Yard Facility to the Truckee-Carson Irrigation District in the State of Nevada.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 8, 2005

Mr. ENSIGN (for himself and Mr. REID) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

DECEMBER 8, 2005

Reported under authority of the order of the Senate of November 18, 2005,
by Mr. DOMENICI, without amendment

A BILL

To direct the Secretary of the Interior to convey the Newlands Project Headquarters and Maintenance Yard Facility to the Truckee-Carson Irrigation District in the State of Nevada.

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. SHORT TITLE.**

2 This Act may be cited as the “Newlands Project
3 Headquarters and Maintenance Yard Facility Transfer
4 Act”.

5 **SEC. 2. DEFINITIONS.**

6 In this Act:

7 (1) **AGREEMENT.**—The term “Agreement”
8 means the memorandum of agreement between the
9 District and the Secretary identified as Contract No.
10 3–LC–20–805 and dated June 9, 2003.

11 (2) **DISTRICT.**—The term “District” means the
12 Truckee-Carson Irrigation District in the State of
13 Nevada.

14 (3) **SECRETARY.**—The term “Secretary” means
15 the Secretary of the Interior.

16 **SEC. 3. CONVEYANCE OF NEWLANDS PROJECT HEAD-**
17 **QUARTERS AND MAINTENANCE YARD FACIL-**
18 **ITY.**

19 (a) **CONVEYANCE.**—

20 (1) **IN GENERAL.**—As soon as practicable after
21 the date of enactment of this Act and in accordance
22 with the Agreement and any applicable laws, the
23 Secretary shall convey to the District all right, title,
24 and interest of the United States in and to the real
25 property described in paragraph (2).

1 (2) DESCRIPTION OF PROPERTY.—The real
2 property referred to in paragraph (1) is the real
3 property within the Newlands Projects, Nevada, that
4 is—

5 (A) known as “2666 Harrigan Road,
6 Fallon, Nevada”; and

7 (B) identified for disposition on the map
8 entitled “Newlands Project Headquarters and
9 Maintenance Yard Facility”.

10 (b) CONSIDERATION.—Notwithstanding any other
11 provision of law, amounts received by the United States
12 for the lease or sale of Newlands Project land comprising
13 the Fallon Freight Yard shall, for purposes of this section,
14 be treated as consideration for the real property conveyed
15 under subsection (a).

16 (c) REPORT.—If the Secretary has not completed the
17 conveyance under subsection (a) within 1 year after the
18 date of enactment of this Act, the Secretary shall submit
19 to Congress a report that—

20 (1) explains the reasons why the conveyance
21 has not been completed; and

22 (2) specifies the date by which the conveyance
23 will be completed.

24 (d) ENVIRONMENTAL REVIEW, REMEDIATION, AND
25 REMOVAL.—In accordance with the Agreement, the Sec-

1 retary may not convey the real property under subsection
2 (a) until—

3 (1) the National Environmental Policy Act of
4 1969 (42 U.S.C. 4321 et seq.) and any applicable
5 requirements relating to cultural resources have been
6 complied with for the real property to be conveyed
7 under subsection (a); and

8 (2) any required environmental site assessment,
9 remediation, or removal has been completed with re-
10 spect to the real property to be conveyed under sub-
11 section (a).

12 (e) LIABILITY.—The United States shall not be liable
13 for damages of any kind arising out of any act, omission
14 by, or occurrence relating to, the District or any employee,
15 agent, or contractor of the District with respect to the real
16 property conveyed under subsection (a) that occurs before,
17 on, or after the date of the conveyance.

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