

Calendar No. 566

112TH CONGRESS
2^D SESSION**H. R. 443****[Report No. 112–250]**

IN THE SENATE OF THE UNITED STATES

DECEMBER 15, 2011

Received; read twice and referred to the Committee on Indian Affairs

DECEMBER 13, 2012

Reported by Mr. AKAKA, without amendment

AN ACT

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,

1 Alaska, all right, title, and interest of the United States
 2 in and to the property described in section 2 for use in
 3 connection with health and social services programs. The
 4 Secretary's conveyance of title by warranty deed under
 5 this section shall, on its effective date, supersede and
 6 render of no future effect on any Quitclaim Deed the prop-
 7 erties described in section 2 executed by the Secretary and
 8 the Maniilaq Association.

9 (b) CONDITIONS.—The conveyance required by this
 10 section shall be made by warranty deed without consider-
 11 ation and without imposing any obligation, term, or condi-
 12 tion on the Maniilaq Association, or reversionary interest
 13 of the United States, other than that required by this Act
 14 or section 512(c)(2)(B) of the Indian Self-Determination
 15 and Education Assistance Act (25 U.S.C. 458aaa–
 16 11(c)(2)(B)).

17 **SEC. 2. PROPERTY DESCRIBED.**

18 The property, including all land and appurtenances,
 19 to be conveyed pursuant to section 1 is as follows:

20 (1) KOTZEBUE HOSPITAL AND LAND.—Re-Plat
 21 of Friends Mission Reserve, Subdivision No. 2, U.S.
 22 Survey 2082, Lot 1, Block 12, Kotzebue, Alaska,
 23 containing 8.10 acres recorded in the Kotzebue Re-
 24 cording District, Kotzebue, Alaska, on August 18,
 25 2009.

1 (2) KOTZEBUE QUARTERS AKA KIC SITE.—Re-
2 plat of Friends Mission Reserve, U.S. Survey 2082,
3 Lot 1A, Block 13, Kotzebue, Alaska, containing
4 5.229 acres recording in the Kotzebue Recording
5 District, Kotzebue, Alaska, on December 23, 1991.

6 (3) KOTZEBUE QUARTERS AKA NANA SITE.—
7 Lot 1B, Block 26, Tract A, Townsite of Kotzebue,
8 U.S. Survey No. 2863 A, Kotzebue, Alaska, con-
9 taining 1.29 acres recorded in the Kotzebue Record-
10 ing District, Kotzebue, Alaska, on December 23,
11 1991.

12 **SEC. 3. ENVIRONMENTAL LIABILITY.**

13 (a) IN GENERAL.—Notwithstanding any other provi-
14 sion of Federal law, the Maniilaq Association shall not be
15 liable for any soil, surface water, groundwater, or other
16 contamination resulting from the disposal, release, or
17 presence of any environmental contamination, including
18 any oil or petroleum products, or any hazardous sub-
19 stances, hazardous materials, hazardous waste, pollutants,
20 toxic substances, solid waste, or any other environmental
21 contamination or hazard as defined in any Federal law,
22 on any property described in section 2 as of the date of
23 the conveyance.

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

1 be reasonably necessary to satisfy any retained obligations
2 and liability of the Secretary.

3 (c) NOTICE OF HAZARDOUS SUBSTANCE ACTIVITY
4 AND WARRANTY.—The Secretary shall comply with sec-
5 tion 120(h)(3)(A) and (B) of the Comprehensive Environ-
6 mental Response, Compensation, and Liability Act of
7 1980 (42 U.S.C. 9620(h)(3)(A)).

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