

107TH CONGRESS
1ST SESSION

S. 1108

To authorize the transfer and conveyance of real property at the Naval Security Group Activity, Winter Harbor, Maine, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 27, 2001

Ms. SNOWE (for herself and Ms. COLLINS) introduced the following bill; which was read twice and referred to the Committee on Armed Services

A BILL

To authorize the transfer and conveyance of real property at the Naval Security Group Activity, Winter Harbor, Maine, 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. LAND TRANSFER AND CONVEYANCE, NAVAL SE-
4 CURITY GROUP ACTIVITY, WINTER HARBOR,
5 MAINE.

6 (a) TRANSFER OF JURISDICTION OF SCHOODIC
7 POINT PROPERTY AUTHORIZED.—(1) The Secretary of
8 the Navy may transfer, without consideration, to the Sec-
9 retary of the Interior administrative jurisdiction of a par-
10 cel of real property, including any improvements thereon

1 and appurtenances thereto, consisting of approximately 26
2 acres as generally depicted as Tract 15–116 on the map
3 entitled “Acadia National Park Schoodic Point Area”,
4 numbered 123/80,418 and dated May 2001. The map
5 shall be on file and available for inspection in the appro-
6 priate offices of the National Park Service.

7 (2) The transfer authorized by this subsection shall
8 occur, if at all, concurrently with the reversion of adminis-
9 trative jurisdiction of a parcel of real property consisting
10 of approximately 71 acres, as depicted as Tract 15–115
11 on the map referred to in paragraph (1), from the Sec-
12 retary of the Navy to the Secretary of the Interior as au-
13 thorized by Public Law 80–260 (61 Stat. 519) and to be
14 executed on or about June 30, 2002.

15 (b) CONVEYANCE OF COREA AND WINTER HARBOR
16 PROPERTIES AUTHORIZED.—The Secretary of the Navy
17 may convey, without consideration, to the State of Maine,
18 any political subdivision of the State of Maine, or any tax-
19 supported agency in the State of Maine, all right, title,
20 and interest of the United States in and to any of the
21 parcels of real property, including any improvements
22 thereon and appurtenances thereto, consisting of approxi-
23 mately 485 acres and comprising the former facilities of
24 the Naval Security Group Activity, Winter Harbor, Maine,

1 located in Hancock County, Maine, except for the real
2 property described in subsection (a)(1).

3 (c) TRANSFER OF PERSONAL PROPERTY.—The Sec-
4 retary of the Navy shall transfer, without consideration,
5 to the Secretary of the Interior in the case of the real
6 property transferred under subsection (a), or to any recipi-
7 ent of such real property in the case of real property con-
8 veyed under subsection (b), any or all personal property
9 associated with such real property so transferred or con-
10 veyed, including—

11 (1) the ambulances and any fire trucks or other
12 firefighting equipment; and

13 (2) any personal property required to continue
14 the maintenance of the infrastructure of such real
15 property, including the generators and an uninter-
16 rupted power supply in building 154 at the Corea
17 site.

18 (d) MAINTENANCE OF PROPERTY PENDING CONVEY-
19 ANCE.—The Secretary of the Navy shall maintain any real
20 property, including any improvements thereon, appur-
21 tenances thereto, and supporting infrastructure, to be con-
22 veyed under subsection (b) in accordance with the protec-
23 tion and maintenance standards specified in section 101–
24 47.4913 of title 41, Code of Federal Regulations, until the
25 earlier of—

4 (e) INTERIM LEASE.—(1) Until such time as any par-
5 cel of real property to be conveyed under subsection (b)
6 is conveyed by deed under that subsection, the Secretary
7 of the Navy may lease such parcel to any person or entity
8 determined by the Secretary to be an appropriate lessee
9 of such parcel.

10 (2) The amount of rent for a lease under paragraph
11 (1) shall be the amount determined by the Secretary to
12 be appropriate, and may be an amount less than the fair
13 market value of the lease.

14 (3) Notwithstanding any other provision of law, the
15 Secretary shall credit any amount received for a lease of
16 real property under paragraph (1) to the appropriation or
17 account providing funds for the operation and mainte-
18 nance of such property or for the procurement of utility
19 services for such property. Amounts so credited shall be
20 merged with funds in the appropriation or account to
21 which credited, and shall be available for the same pur-
22 poses, and subject to the same conditions and limitations,
23 as the funds with which merged.

24 (f) REIMBURSEMENT FOR ENVIRONMENTAL AND
25 OTHER ASSESSMENTS.—(1) The Secretary of the Navy

1 may require each recipient of real property conveyed under
2 subsection (b) to reimburse the Secretary for the costs in-
3 curred by the Secretary for any environmental assessment,
4 study, or analysis carried out by the Secretary with re-
5 spect to such property before completing the conveyance
6 under that subsection.

7 (2) The amount of any reimbursement required under
8 paragraph (1) shall be determined by the Secretary, but
9 may not exceed the cost of the assessment, study, or anal-
10 ysis for which reimbursement is required.

11 (3) Section 2695(c) of title 10, United States Code,
12 shall apply to any amount received by the Secretary under
13 this subsection.

14 (g) DESCRIPTION OF PROPERTY.—The exact acreage
15 and legal description of the real property transferred
16 under subsection (a), and each parcel of real property con-
17 veyed under subsection (b), shall be determined by a sur-
18 vey satisfactory to the Secretary of the Navy. The cost
19 of any survey under the preceding sentence for real prop-
20 erty conveyed under subsection (b) shall be borne by the
21 recipient of the real property.

22 (h) ADDITIONAL TERMS AND CONDITIONS.—The
23 Secretary of the Navy may require such additional terms
24 and conditions in connection with any conveyance under
25 subsection (b), and any lease under subsection (e), as the

1 Secretary considers appropriate to protect the interests of
2 the United States.

3 **SEC. 2. TRANSFER OF FUNDS TO DEPARTMENT OF THE IN-**
4 **TERIOR.**

5 The Secretary of Defense shall transfer to the Sec-
6 retary of the Interior amounts as follows:

7 (1) \$5,000,000 for purposes of capital invest-
8 ments for the development of a research and edu-
9 cation center at Acadia National Park, Maine.

10 (2) \$1,400,000 for purposes of operation and
11 maintenance activities at Acadia National Park,
12 Maine.

13 **SEC. 3. FINANCIAL ASSISTANCE.**

14 (a) **GRANT ASSISTANCE FOR TOWN OF WINTER HAR-**
15 **BOR.**—(1) The Secretary of the Navy shall, by grant, pro-
16 vide financial assistance to the Town of Winter Harbor,
17 Maine (in this subsection referred to as the “Town”), in
18 each of fiscal years 2002, 2003, and 2004, for the purpose
19 of reimbursing the Town for costs incurred in making im-
20 provements to the water and sewer systems of the Town
21 for the benefit of the Naval Security Group Activity, Win-
22 ter Harbor, Maine, located in Hancock County, Maine.

23 (2) The amount of the grant under paragraph (1)
24 in fiscal year 2002 shall be \$68,000.

1 (3) The amount of the grant under paragraph (1)
2 in each of fiscal years 2003 and 2004 shall be the amount,
3 not to exceed \$68,000, jointly determined by the Secretary
4 and the Town to be appropriate to reimburse the Town
5 as described in that paragraph in the applicable fiscal
6 year.

7 (b) GRANT ASSISTANCE FOR SCHOOL ADMINISTRA-
8 TIVE DISTRICT.—(1) The Secretary shall, by grant, pro-
9 vide financial assistance to the School Administrative Dis-
10 trict (SAD) operating Sumner High School, Sullivan,
11 Maine.

12 (2) The purpose of the grant is to offset the loss of
13 impact aid under title VIII of the Elementary and Sec-
14 ondary Education Act of 1965 that the local educational
15 agency experienced for fiscal years 2000 and 2001 as a
16 result of the closure of the Naval Security Group Activity,
17 Winter Harbor, Maine.

18 (3) The amount of the grant under paragraph (1)
19 shall be \$86,000.

20 **SEC. 4. AUTHORIZATIONS OF APPROPRIATIONS.**

21 (a) TRANSFERS OF FUNDS TO DEPARTMENT OF IN-
22 TERIOR.—There is hereby authorized to be appropriated
23 for the Department of Defense for fiscal year 2002,
24 \$6,400,000 for purposes of the transfers of funds required
25 by section 2.

1 (b) GRANTS.—There is hereby authorized to be ap-
2 propriated for the Department of the Navy for purposes
3 of the grants required by section 3, amounts as follows:

4 (1) For fiscal year 2002, \$154,000.

5 (2) For each of fiscal years 2003 and 2004,
6 such amounts as may be necessary.

7 (c) SUPPLEMENT NOT SUPPLANT.—The amounts
8 authorized to be appropriated by this section for the De-
9 partment of Defense, or for the Department of the Navy,
10 for a fiscal year are in addition to any other amounts au-
11 thorized to be appropriated for such Department for such
12 fiscal year under any other provision of law.

13 (d) AVAILABILITY.—Amounts authorized to be ap-
14 propriated by this section for a fiscal year shall remain
15 available until expended, without fiscal year limitation.

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