

112TH CONGRESS
1ST SESSION

S. 1298

To provide for the conveyance of certain property located in Anchorage, Alaska, from the United States to the Alaska Native Tribal Health Consortium.

IN THE SENATE OF THE UNITED STATES

JUNE 29, 2011

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

A BILL

To provide for the conveyance of certain property located in Anchorage, Alaska, from the United States to the Alaska Native Tribal Health Consortium.

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 “Alaska Native Tribal
5 Health Consortium Land Transfer Act”.

6 **SEC. 2. CONVEYANCE OF PROPERTY.**

7 (a) DEFINITIONS.—In this section:

8 (1) ANTHC.—The term “ANTHC” means the
9 Alaska Native Tribal Health Consortium.

1 (2) BUILDING.—The term “building” means
2 the Alaska Native Medical Center, as in existence on
3 the date of enactment of this Act.

4 (3) PROPERTY.—The term “property” means
5 the property described in subsection (d).

6 (4) SECRETARY.—The term “Secretary” means
7 the Secretary of Health and Human Services.

8 (b) CONVEYANCE.—As soon as practicable after the
9 date of enactment of this Act, but not later than 30 days
10 after that date, the Secretary shall convey to ANTHC all
11 right, title, and interest of the United States in and to
12 the property for use in connection with health and related
13 programs.

14 (c) CONDITIONS.—The conveyance of the property
15 under this Act—

16 (1) shall be made by warranty deed;

17 (2) shall not require any consideration from
18 ANTHC for the property;

19 (3) shall not impose any obligation, term, or
20 condition on ANTHC; and

21 (4) shall not allow for any reversionary interest
22 of the United States in the property.

23 (d) DESCRIPTION OF PROPERTY.—Subject to sub-
24 sections (e) and (f), the property (including all improve-
25 ments thereon and appurtenances thereto) to be conveyed

1 under this Act is the Federal land located in Anchorage,
 2 Alaska, consisting of the approximately 1.69 acres that
 3 commences at the southeast corner of Tract B-2, Tudor
 4 Center Subdivision (recorded in the Anchorage Recording
 5 District of the State of Alaska as Plat #87-47), thence
 6 34.64 feet, on a curve to the left with radius of 695.00
 7 feet, and a long chord bearing $S88^{\circ}38'27''W$, 34.64 feet
 8 in length, along and coincident with the south boundary
 9 of Tract B-2, thence $S87^{\circ}12'46''W$, 109.83 feet, along
 10 and coincident with the south boundary of Tract B-2,
 11 thence $N5^{\circ}35'5''W$, 382.21 feet, thence $N83^{\circ}56'39''E$,
 12 256.58 feet to and intersecting the East boundary of
 13 Tract B-2, thence $S7^{\circ}40'00''W$, 402.80 feet along and co-
 14 incident with the east boundary of Tract B-2, to the point
 15 of commencement.

16 (e) SURVEY.—

17 (1) IN GENERAL.—The exact acreage and legal
 18 description of the property to be conveyed under this
 19 Act shall be determined by a survey that is satisfac-
 20 tory to the Secretary.

21 (2) COST.—The full cost of the survey shall
 22 paid by ANTHC.

23 (3) FINAL LOCATION.—The final boundaries of
 24 the property are contingent on a field verification of

1 the building location in reference to the recorded
2 plat.

3 (f) RESTRICTIONS.—

4 (1) IN GENERAL.—The N5°35'5"W boundary of
5 the property abutting the building shall be main-
6 tained at a minimum of 20 feet from the building
7 face.

8 (2) EXISTING EASEMENTS.—The easements in
9 existence on the date of enactment of this Act along
10 the S7°40'00"W boundary of the property shall be
11 maintained.

12 (g) ENVIRONMENTAL LIABILITY.—

13 (1) IN GENERAL.—Notwithstanding any other
14 provision of Federal law, ANTHC shall not be liable
15 for any soil, surface water, groundwater, or other
16 contamination resulting from the disposal, release,
17 or presence of any environmental contamination, in-
18 cluding any oil or petroleum product, any hazardous
19 substance, hazardous material, hazardous waste, pol-
20 lutant, toxic substance, solid waste, or any other en-
21 vironmental contamination or hazard as defined in
22 any Federal or State law, on the property as of the
23 date of the conveyance.

24 (2) EASEMENT.—The Secretary shall be ac-
25 corded any easement or access to the property as

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

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

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