

112TH CONGRESS
1ST SESSION

S. 1898

To provide for the conveyance of certain property from the United States to the Maniilaq Association located in Kotzebue, Alaska.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 17, 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 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 TO MANIILAQ AS-**
4 **SOCIATION.**

5 (a) CONVEYANCE OF PROPERTY.—

6 (1) IN GENERAL.—Subject to paragraph (2), as
7 soon as practicable, but not later than 180 days,
8 after the date of enactment of this Act, the Sec-
9 retary of Health and Human Services (referred to in
10 this Act as the “Secretary”) shall convey to the

1 Maniilaq Association located in Kotzebue, Alaska, all
2 right, title, and interest of the United States in and
3 to the property described in subsection (b) for use
4 in connection with health and social services pro-
5 grams.

6 (2) CONDITIONS.—The conveyance under this
7 subsection shall be made by warranty deed—

8 (A) without consideration or imposition of
9 any obligation, term, or condition on the
10 Maniilaq Association; and

11 (B) without any reversionary interest of
12 the United States, other than a reversionary in-
13 terest required by this Act or section
14 512(c)(2)(B) of the Indian Self-Determination
15 and Education Assistance Act (25 U.S.C.
16 458aaa–11(c)(2)(B)).

17 (3) EFFECT.—The conveyance by the Secretary
18 of title by warranty deed to property under this sub-
19 section supersedes and renders of no future effect
20 any quitclaim deed to the property described in sub-
21 section (b) executed by the Secretary and the
22 Maniilaq Association.

23 (b) PROPERTY DESCRIBED.—The following prop-
24 erties, including all land and appurtenances, shall be con-
25 veyed pursuant to subsection (a):

1 (1) KOTZEBUE HOSPITAL AND LAND.—Re-Plat
2 of Friends Mission Reserve, Subdivision No. 2, U.S.
3 Survey 2082, Lot 1, Block 12, Kotzebue, Alaska,
4 containing 8.10 acres recorded in the Kotzebue Re-
5 cording District, Kotzebue, Alaska, on August 18,
6 2009.

7 (2) KOTZEBUE QUARTERS (“KIC SITE”).—Re-
8 Plat of Friends Mission Reserve, U.S. Survey 2082,
9 Lot 1 A, Block 13, Kotzebue, Alaska, containing
10 5.229 acres recorded in the Kotzebue Recording Dis-
11 trict, Kotzebue, Alaska, on December 23, 1991.

12 (3) KOTZEBUE QUARTERS (“NANA SITE”).—Lot
13 1 B, Block 26, Tract A, Townsite of Kotzebue, U.S.
14 Survey No. 2863 A, Kotzebue Alaska, containing
15 1.29 acres recorded in the Kotzebue Recording Dis-
16 trict, Kotzebue, Alaska, on December 23, 1991.

17 (c) ENVIRONMENTAL LIABILITY.—

18 (1) IN GENERAL.—As of the date of the convey-
19 ance and notwithstanding any other provision of
20 Federal law, the Maniilaq Association shall not be
21 liable for any soil, surface water, groundwater, or
22 other contamination resulting from the disposal, re-
23 lease, or presence of any environmental contamina-
24 tion, including any oil or petroleum products or any
25 hazardous substances, hazardous materials, haz-

1 ardous waste, pollutants, toxic substances, solid
2 waste, or any other environmental contamination or
3 hazard (as defined in any Federal law), on any prop-
4 erty described in subsection (b).

5 (2) EASEMENT.—As a condition of the convey-
6 ance under this Act, the Maniilaq Association shall
7 provide to the Secretary any easement or access to
8 the property conveyed that the Secretary determines
9 necessary to satisfy any retained obligation or liabil-
10 ity of the Secretary.

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

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