

104TH CONGRESS
1ST SESSION

H. R. 1358

To require the Secretary of Commerce to convey to the Commonwealth of Massachusetts the National Marine Fisheries Service laboratory located on Emerson Avenue in Gloucester, Massachusetts.

IN THE HOUSE OF REPRESENTATIVES

MARCH 29, 1995

Mr. TORKILDSEN introduced the following bill; which was referred to the Committee on Resources

A BILL

To require the Secretary of Commerce to convey to the Commonwealth of Massachusetts the National Marine Fisheries Service laboratory located on Emerson Avenue in Gloucester, Massachusetts.

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 NATIONAL MARINE FISH-**
4 **ERIES SERVICE LABORATORY AT GLOUCES-**
5 **TER, MASSACHUSETTS.**

6 (a) CONVEYANCE REQUIRED.—

7 (1) IN GENERAL.—The Secretary of Commerce
8 shall convey to the Commonwealth of Massachusetts,

1 all right, title, and interest of the United States in
2 and to the property comprising the National Marine
3 Fisheries Service laboratory located on Emerson
4 Avenue in Gloucester, Massachusetts.

5 (2) TERMS.—A conveyance of property under
6 paragraph (1) shall be made—

7 (A) without payment of consideration; and

8 (B) subject to the terms and conditions
9 specified under subsections (b) and (c).

10 (b) CONDITIONS FOR TRANSFER.—

11 (1) IN GENERAL.—As a condition of any con-
12 veyance of property under this section, the Common-
13 wealth of Massachusetts shall assume full respon-
14 sibility for maintenance of the property for as long
15 as the Commonwealth retains the rights and title to
16 that property.

17 (2) CONTINUED USE OF PROPERTY BY NMFS.—

18 The Secretary may enter into a memorandum of un-
19 derstanding with the Commonwealth of Massachu-
20 setts under which the National Marine Fisheries
21 Service is authorized to occupy existing laboratory
22 space on the property conveyed under this section,
23 if—

24 (A) the term of the memorandum of un-
25 derstanding is for a period of not longer than

1 5 years beginning on the date of enactment of
2 this Act; and

3 (B) the square footage of the space to be
4 occupied by the National Marine Fisheries
5 Service does not conflict with the needs of, and
6 is agreeable to, the Commonwealth of Massa-
7 chusetts.

8 (c) REVERSIONARY INTEREST.—All right, title, and
9 interest in and to all property and interests conveyed
10 under this section shall revert to the United States on the
11 date on which the Commonwealth of Massachusetts uses
12 any of the property for any purpose other than the Com-
13 monwealth of Massachusetts Division of Marine Fisheries
14 resource management program.

15 (d) RESTRICTION.—Amounts provided by the South
16 Essex Sewage District may not be used by the Common-
17 wealth of Massachusetts to transfer existing activities to,
18 or conduct activities at, property conveyed under this sec-
19 tion.

20 (e) CONTINUED EMPLOYMENT OF NMFS PERSON-
21 NEL.—Not later than 30 days after the date of the enact-
22 ment of this Act, the Secretary of Commerce shall—

23 (1) investigate entering into an intergovern-
24 mental personnel agreement with the Commonwealth
25 of Massachusetts under which National Marine

1 Fisheries Service personnel would continue to be em-
2 ployed at the property conveyed under this section;
3 and

4 (2) submit to the Congress a report on the find-
5 ings and recommendations of that investigation.

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