

112TH CONGRESS  
1ST SESSION

# S. 2009

To improve the administration of programs in the insular areas, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

DECEMBER 16, 2011

Mr. BINGAMAN (for himself and Ms. MURKOWSKI) introduced the following bill; which was read twice, considered, read the third time, and passed

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## A BILL

To improve the administration of programs in the insular areas, 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. SHORT TITLE.**

4 This Act may be cited as the “Insular Areas Act of  
5 2011”.

6 **SEC. 2. CONTINUED MONITORING ON RUNIT ISLAND.**

7 Section 103(f)(1) of the Compact of Free Association  
8 Amendments Act of 2003 (48 U.S.C. 1921b(f)(1)) is  
9 amended—

1           (1) by striking “Notwithstanding” and insert-  
2           ing the following:

3                   “(A) IN GENERAL.—Notwithstanding”;

4           and

5           (2) by adding at the end the following:

6                   “(B) CONTINUED MONITORING ON RUNIT  
7           ISLAND.—

8                           “(i) CACTUS CRATER CONTAINMENT  
9                           AND GROUNDWATER MONITORING.—Effec-  
10                           tive beginning January 1, 2012, the Sec-  
11                           retary of Energy shall, as a part of the  
12                           Marshall Islands program conducted under  
13                           subparagraph (A), periodically (but not  
14                           less frequently than every 4 years) con-  
15                           duct—

16                                   “(I) a visual study of the con-  
17                                   crete exterior of the Cactus Crater  
18                                   containment structure on Runit Is-  
19                                   land; and

20   “(II) a radiochemical analysis of  
21   the groundwater surrounding and in  
22   the Cactus Crater containment struc-  
23   ture on Runit Island.

24   “(ii) REPORT.—The Secretary shall  
25   submit to the Committee on Energy and

1 Natural Resources of the Senate, and the  
2 Committee on Natural Resources of the  
3 House of Representatives, a report that  
4 contains—

5 “(I) a description of—

6 “(aa) the results of each vis-  
7 ual survey conducted under  
8 clause (i)(I); and

9 “(bb) the results of the  
10 radiochemical analysis conducted  
11 under clause (i)(II); and

12 “(II) a determination on whether  
13 the surveys and analyses indicate any  
14 significant change in the health risks  
15 to the people of Enewetak from the  
16 contaminants within the Cactus Cra-  
17 ter containment structure.

18 “(iii) FUNDING FOR GROUNDWATER  
19 MONITORING.—The Secretary of the Inte-  
20 rior shall make available to the Depart-  
21 ment of Energy, Marshall Islands Pro-  
22 gram, from funds available for the Tech-  
23 nical Assistance Program of the Office of  
24 Insular Affairs, the amounts necessary to

1           conduct the radiochemical analysis of  
2           groundwater under clause(i)(II).”.

3 **SEC. 3. CLARIFYING THE TEMPORARY ASSIGNMENT OF**  
4                                   **JUDGES TO COURTS OF THE FREELY ASSOCI-**  
5                                   **ATED STATES.**

6           Section 297(a) of title 28, United States Code, is  
7 amended by striking “circuit or district judge” and insert-  
8 ing “circuit, district, magistrate, or territorial judge of a  
9 court”.

10 **SEC. 4. DELAY OF SCHEDULED MINIMUM WAGE INCREASE**  
11                                   **IN AMERICAN SAMOA.**

12           (a) DELAYED INCREASE PENDING GOVERNMENT AC-  
13 COUNTABILITY OFFICE REPORT.—Section 8103(b)(2)(C)  
14 of the Fair Minimum Wage Act of 2007 (29 U.S.C. 206  
15 note; Public Law 110–28) is amended—

16                   (1) by striking “each year thereafter until” and  
17                   inserting “on September 30 of every third year  
18                   thereafter until”; and

19                   (2) by striking “except that” and all that fol-  
20                   lows through “September 30” and inserting “except  
21                   that there shall be no such increase in 2012, 2013,  
22                   and 2014 pending the triennial report required  
23                   under section 8104(a)”.

24           (b) TRIENNIAL GOVERNMENT ACCOUNTABILITY OF-  
25 FICE REPORT.—Section 8104(a) of the Fair Minimum

1 Wage Act of 2007 (29 U.S.C. 206 note; Public Law 110–  
2 28) is amended by striking “April 1, 2013, and every 2  
3 years” and inserting “April 1, 2014, and every 3 years”.

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