

105TH CONGRESS
2D SESSION

S. 1883

To direct the Secretary of the Interior to convey the Marion National Fish Hatchery and the Claude Harris National Aquacultural Research Center to the State of Alabama, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 31, 1998

Mr. SHELBY (for himself and Mr. SESSIONS) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To direct the Secretary of the Interior to convey the Marion National Fish Hatchery and the Claude Harris National Aquacultural Research Center to the State of Alabama, 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 “Marion National Fish
5 Hatchery and Claude Harris National Aquacultural Re-
6 search Center Conveyance Act”.

1 **SEC. 2. CONVEYANCE OF MARION NATIONAL FISH HATCH-**
 2 **ERY AND CLAUDE HARRIS NATIONAL**
 3 **AQUACULTURAL RESEARCH CENTER TO THE**
 4 **STATE OF ALABAMA.**

5 (a) CONVEYANCE REQUIREMENT.—

6 (1) IN GENERAL.—Not later than 180 days
 7 after the date of enactment of this Act, the Sec-
 8 retary of the Interior shall convey to the State of
 9 Alabama without reimbursement, and subject to the
 10 condition described in paragraph (2), all right, title,
 11 and interest of the United States in and to the prop-
 12 erties described in subsection (b) for use by the
 13 Game and Fish Division of the Department of Con-
 14 servation and Natural Resources of the State of Ala-
 15 bama (referred to in this section as the “Game and
 16 Fish Division”)—

17 (A) as part of the fish culture program of
 18 the State of Alabama; or

19 (B) for any other purpose approved in
 20 writing by the regional director of the United
 21 States Fish and Wildlife Service for the region
 22 in which the properties are located.

23 (2) LEASE OF CLAUDE HARRIS NATIONAL
 24 AQUACULTURAL RESEARCH CENTER.—

25 (A) TO ALABAMA AGRICULTURE EXPERI-
 26 MENT STATION.—As a condition of the convey-

1 ance under paragraph (1), the Game and Fish
 2 Division shall offer to lease the property de-
 3 scribed in subsection (b)(1)(B) to the Alabama
 4 Agriculture Experiment Station—

5 (i) at no cost to the Station or the
 6 Game and Fish Division; and

7 (ii) for the period requested by the
 8 Station and provided by Alabama law.

9 (B) TO ANOTHER PUBLIC ENTITY.—If the
 10 Station declines the offer or fails to renew any
 11 lease, the Game and Fish Division shall offer to
 12 lease any portion of the property to another
 13 public entity.

14 (b) DESCRIPTION OF PROPERTIES.—The properties
 15 referred to in subsection (a)(1) consist of—

16 (1)(A) the portion of the Marion National Fish
 17 Hatchery leased to the Game and Fish Division, lo-
 18 cated 7 miles northeast of Marion, Alabama, on
 19 State Highway 175, as described in Amendment No.
 20 2 to the Cooperative Agreement dated June 6, 1974,
 21 between the United States Fish and Wildlife Service
 22 and the Game and Fish Division, consisting of ap-
 23 proximately 300 acres; and

24 (B) the Claude Harris National Aquacultural
 25 Research Center, located 7 miles northeast of Mar-

1 ion, Alabama, on State Highway 175, as described
2 in a document of the United States Fish and Wild-
3 life Service entitled “EXHIBIT A” and dated March
4 19, 1996, consisting of approximately 298 acres;

5 (2) all improvements and related personal prop-
6 erty under the control of the Secretary of the Inte-
7 rior that are located on the properties described in
8 paragraph (1), including buildings, structures, and
9 equipment; and

10 (3) all easements, leases, and water and timber
11 rights relating to the properties described in para-
12 graph (1).

13 (c) REVERSIONARY INTEREST.—

14 (1) REQUIREMENT.—If any property conveyed
15 to the State of Alabama under this section is used
16 for any purpose other than the use authorized under
17 subsection (a), all right, title, and interest in and to
18 all property conveyed under this section shall revert
19 to the United States.

20 (2) CONDITION OF PROPERTY ON REVER-
21 SION.—In the case of a reversion of property under
22 paragraph (1), subject to any sale or lease of timber
23 or mineral interests on or under the property, the
24 State of Alabama shall ensure that all property re-
25 verting to the United States under this subsection is

1 in substantially the same condition as, or in better
2 condition than, at the time of conveyance under sub-
3 section (a).

4 (d) JURISDICTION.—Effective at the time of convey-
5 ance of the properties under subsection (a), the United
6 States retrocedes jurisdiction over the properties to the
7 State of Alabama.

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