

AMENDMENT TO H.R. 8800

OFFERED BY MR. KEATING OF MASSACHUSETTS

At the appropriate place in title XXVIII, insert the following new section:

1 ~~SEC. 2811. REVISION TO LAND CONVEYANCE~~ Building Lease, Otis Air
National Guard Base, JOINT BASE

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2 CAPE COD, BOURNE, MASSACHUSETTS.

3 Section 2852 of the National Defense Authorization
4 Act for Fiscal Year 2022 (Public Law 117–81) is amended
5 to read as follows:

6 “SEC. 2852. ~~LAND CONVEYANCE~~ Building Lease, Otis Air
National Guard Base, JOINT BASE CAPE COD,

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7 BOURNE, MASSACHUSETTS.

8 “(a) ~~CONVEYANCE~~ Lease AUTHORIZED.—

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9 “(1) IN GENERAL.—The Secretary of the Air
10 Force (in this section referred to as the ‘Secretary’)
11 may lease ~~convey~~ to the Worcester Polytech Institute (in
12 this section referred to as the ‘Institute’), all right,
13 title, and interest of the United States in and to a
14 parcel of real property, including any improvements
15 thereon, consisting of approximately 45,000 sq feet of building
158.10 acres, lo-

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16 cated on Otis Air National Guard Base,—Joint Base Cape Cod,
Bourne, Massachu-

17 setts to be used for the purposes of the Autonomous Vehicle
Mobility Institute (AVMI).

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18 “(2) CONTINUATION OF EXISTING EASEMENTS,

19 RESTRICTIONS, AND COVENANTS.—The Lease ~~conveyance~~

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1 of the property under paragraph (1) shall be subject
2 to any easement, restriction, or covenant of record
3 applicable to the property and in existence on the
4 date of the enactment of this Act.

5 “(b) REVERSIONARY INTEREST.—

6 “(1) IN GENERAL.—If the Secretary determines
7 at any time that the property ~~Leased, conveyed~~ under sub-
8 section (a) is not being used in accordance with the
9 purpose of the ~~lease conveyance~~ specified in such sub-
10 section, all right, title, and interest in and to the
11 property, including any improvements thereto, may,
12 at the option of the Secretary, revert to and become
13 the property of the United States, and the United
14 States may have the right of immediate entry onto
15 such property.

16 “(2) DETERMINATION.—A determination by the
17 Secretary under paragraph (1) may be made on the
18 record after an opportunity for a hearing.

19 “(c) PAYMENT OF COSTS OF ~~Lease, CONVEYANCE~~.—

20 “(1) PAYMENT REQUIRED.—The Secretary may
21 require the Institute to cover all costs (except costs
22 for environmental remediation of the property) to be
23 incurred by the Secretary, or to reimburse the Sec-
24 retary for costs incurred by the Secretary, to carry
25 out the ~~lease conveyance~~ under subsection (a), including

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1 costs for environmental and real estate due diligence

2 and any other administrative costs related to the

3 ~~lease conveyance. Additionally services in-kind will be evaluated and agreed upon based on the value that the Institute will return to the services.~~

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4 “(2) REFUND OF EXCESS AMOUNTS.—If

5 amounts are collected from the ~~Institute City~~ under para-

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6 graph (1) in advance of the Secretary incurring the

7 actual costs, and the amount collected exceeds the

8 costs actually incurred by the Secretary to carry out

9 the ~~lease conveyance~~ under subsection (a), the Secretary

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10 shall refund the excess amount to the ~~Institute City~~.

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11 “(d) LIMITATION ON SOURCE OF FUNDS.—The Insti-

12 tute may not use Federal funds to cover any portion of

13 the costs required to be paid ~~by the City~~ under this sec-

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14 tion.

15 “(e) DESCRIPTION OF PROPERTY.—The exact ~~square footage, building areas, acre-~~

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16 ~~age~~ and legal description of the property to be ~~leased conveyed~~

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17 under subsection (a) shall be determined by a survey satis-

18 factory to the Secretary.

19 “(f) ADDITIONAL TERMS AND CONDITIONS.—The

20 Secretary may require such additional terms and condi-

21 tions in connection with the ~~lease conveyance~~ under subsection

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22 (a) as the Secretary considers appropriate to protect the

23 interests of the United States.”

