

**AMENDMENT TO RULES COMMITTEE PRINT**

**119–33**

**OFFERED BY MR. KEATING OF MASSACHUSETTS**

At the end of subtitle D of title XXVIII, add the following new section:

1 **SEC. 28**\_\_\_\_. **REVISION TO FISCAL YEAR 2022 LAND CONVEY-**  
2 **ANCE, JOINT BASE CAPE COD, BOURNE, MAS-**  
3 **SACHUSETTS.**

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

7 **“SEC. 2852. LEASE, OTIS AIR NATIONAL GUARD BASE, JOINT**  
8 **BASE CAPE COD, BOURNE, MASSACHUSETTS.**

9 **“(a) CONVEYANCE AUTHORIZED.—**

10 **“(1) IN GENERAL.—**The Secretary of the Air  
11 Force (in this section referred to as the ‘Secretary’)  
12 may lease to the Worcester Polytech Institute (in  
13 this section referred to as the ‘Institute’), all right,  
14 title, and interest of the United States in and to a  
15 parcel of real property, including any improvements  
16 thereon, consisting of approximately 45,000 square  
17 feet of building 158 located on Otis Air National  
18 Guard Base, Joint Base Cape Cod, Bourne, Massa-

1 chusetts to be used for purposes of the Autonomous  
2 Vehicle Mobility Institute (AVMI).

3 “(2) CONTINUATION OF EXISTING EASEMENTS,  
4 RESTRICTIONS, AND COVENANTS.—The lease of the  
5 property under paragraph (1) shall be subject to any  
6 easement, restriction, or covenant of record applica-  
7 ble to the property and in existence on the date of  
8 the enactment of this Act.

9 “(b) REVERSIONARY INTEREST.—

10 “(1) IN GENERAL.—If the Secretary determines  
11 at any time that the property lease under subsection  
12 (a) is not being used in accordance with the purpose  
13 of the lease specified in such subsection, all right,  
14 title, and interest in and to the property, including  
15 any improvements thereto, may, at the option of the  
16 Secretary, revert to and become the property of the  
17 United States, and the United States shall have the  
18 right of immediate entry onto such property.

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

22 “(c) PAYMENT OF COSTS OF LEASE.—

23 “(1) PAYMENT REQUIRED.—The Secretary may  
24 require the Institute to cover all costs (except costs  
25 for environmental remediation of the property) to be

1 incurred by the Secretary, or to reimburse the Sec-  
2 retary for costs incurred by the Secretary, to carry  
3 out the lease under subsection (a), including costs  
4 for environmental and real estate due diligence and  
5 any other administrative costs related to the lease.

6 “(2) REFUND OF EXCESS AMOUNTS.—If  
7 amounts are collected from the Institute under para-  
8 graph (1) in advance of the Secretary incurring the  
9 actual costs, and the amount collected exceeds the  
10 costs actually incurred by the Secretary to carry out  
11 the lease under subsection (a), the Secretary shall  
12 refund the excess amount to the Institute.

13 “(d) LIMITATION ON SOURCE OF FUNDS.—The Insti-  
14 tute may not use Federal funds to cover any portion of  
15 the costs required to be paid under this section.

16 “(e) DESCRIPTION OF PROPERTY.—The exact square  
17 footage, building areas, and legal description of the prop-  
18 erty to be lease under subsection (a) shall be determined  
19 by a survey satisfactory to the Secretary.

20 “(f) ADDITIONAL TERMS AND CONDITIONS.—The  
21 Secretary may require such additional terms and condi-  
22 tions in connection with the lease under subsection (a) as  
23 the Secretary considers appropriate to protect the inter-  
24 ests of the United States.”.

