

**AMENDMENT TO RULES COMMITTEE PRINT 117-**

**54**

**OFFERED BY MR. SMITH OF NEW JERSEY**

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

1 **SEC. 28\_\_\_ . LAND EXCHANGE, NAVAL WEAPONS STATION**  
2 **EARLE, NEW JERSEY.**

3 (a) EXCHANGE AUTHORIZED.—The Secretary of the  
4 Navy may convey to Colts Neck Township, New Jersey  
5 (in this section referred to as the “Township” ), all right,  
6 title, and interest of the United States in and to a parcel  
7 of real property, including any improvements thereon, con-  
8 sisting of approximately 3.13 acres and currently used by  
9 the Township for school bus parking, in exchange for a  
10 parcel of real property of approximately equal size that  
11 is acceptable to the Secretary.

12 (b) CASH EQUALIZATION PAYMENT.—If the value of  
13 the real property to be conveyed by the Secretary of the  
14 Navy under subsection (a) exceeds the value of the real  
15 property to be acquired by the Secretary under such sub-  
16 section, the Township shall make a cash equalization pay-  
17 ment in an amount that is acceptable to the Secretary.

18 (c) PAYMENT OF COSTS OF CONVEYANCE.—

1           (1) PAYMENT REQUIRED.—The Secretary of  
2           the Navy shall require the Township to cover costs  
3           to be incurred by the Secretary, or to reimburse the  
4           Secretary for such costs incurred by the Secretary,  
5           to carry out the land exchange under subsection (a),  
6           including survey costs, costs for environmental docu-  
7           mentation related to the exchange, and any other  
8           administrative costs related to the exchange. If  
9           amounts are collected from the Township in advance  
10          of the Secretary incurring the actual costs, and the  
11          amount collected exceeds the costs actually incurred  
12          by the Secretary to carry out the exchange, the Sec-  
13          retary shall refund the excess amount to the Town-  
14          ship.

15          (2) TREATMENT OF AMOUNTS RECEIVED.—  
16          Amounts received as reimbursement under para-  
17          graph (1) shall be credited to the fund or account  
18          that was used to cover the costs incurred by the Sec-  
19          retary in carrying out the land exchange under sub-  
20          section (a) or, if the period of availability of obliga-  
21          tions for that appropriation has expired, to the ap-  
22          propriations of a fund that is currently available to  
23          the Secretary for the same purpose. Amounts so  
24          credited shall be merged with amounts in such fund  
25          or account and shall be available for the same pur-

1 poses, and subject to the same conditions and limita-  
2 tions, as amounts in such fund or account.

3 (d) DESCRIPTION OF PROPERTY.—The exact acreage  
4 and legal description of the parcels of real property to be  
5 exchanged under subsection (a) shall be determined by  
6 surveys satisfactory to the Secretary of the Navy.

7 (e) ADDITIONAL TERMS AND CONDITIONS.—The  
8 Secretary of the Navy may require such additional terms  
9 and conditions in connection with the exchange under sub-  
10 section (a) as the Secretary considers appropriate to pro-  
11 tect the interests of the United States.

12 (f) CERCLA COMPLIANCE.—In carrying out this  
13 section, the Secretary of the Navy shall comply with sec-  
14 tion 120(h) of the Comprehensive Environmental Re-  
15 sponse, Compensation, and Liability Act of 1980 (42  
16 U.S.C. 9620(h)).

