

113TH CONGRESS
2D SESSION

H. R. 5355

To prohibit the Department of Defense from retaining any interest in real property disposed of pursuant to a base closure law when that property was originally acquired by the United States by donation for the purpose of establishing or expanding a military installation.

IN THE HOUSE OF REPRESENTATIVES

JULY 31, 2014

Mr. MCALLISTER introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To prohibit the Department of Defense from retaining any interest in real property disposed of pursuant to a base closure law when that property was originally acquired by the United States by donation for the purpose of establishing or expanding a military installation.

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. CONDITION ON DISPOSAL OF BASE CLOSURE**

4 **REAL PROPERTY ORIGINALLY ACQUIRED BY**

5 **THE UNITED STATES BY DONATION.**

6 (a) CONVEYANCE OF FULL INTEREST IN DONATED

7 REAL PROPERTY.—Whenever a military installation is

1 closed pursuant to a base closure law and the military in-
2 stallation contains real property that was originally ac-
3 quired by the United States by donation for the purpose
4 of establishing or expanding the installation, the convey-
5 ance of the real property originally acquired by donation
6 shall include, except as provided in subsection (b), all
7 right, title, and interest of the United States in and to
8 the property at the time of the conveyance.

9 (b) RETENTION OF REVERSIONARY INTERESTS.—If
10 real property described in subsection (a) is conveyed by
11 the United States without consideration or for consider-
12 ation equal to less than the fair market value of the prop-
13 erty to support the subsequent use of the conveyed prop-
14 erty for a public purpose or use, the Secretary of Defense
15 may authorize the retention of a reversionary interest to
16 ensure that the conveyed property is used for that public
17 purpose.

18 (c) RETROACTIVE APPLICATION.—In the case of real
19 property described in subsection (a) that was conveyed be-
20 fore the date of the enactment of this Act pursuant to
21 a base closure law, the Secretary of Defense shall convey
22 to the recipient of the property, not later than one year
23 after the date of the enactment of this Act, all right, title,
24 and interest in and to the property (other than an interest
25 described in subsection (b)) that was retained by the

1 United States upon the original conveyance of the prop-
2 erty to the recipient.

3 (d) BASE CLOSURE LAW DEFINED.—In this section,
4 the term “base closure law” means—

5 (1) the Defense Base Closure and Realignment
6 Act of 1990 (part A of title XXIX of Public Law
7 101–510; 10 U.S.C. 2687 note);

8 (2) title II of the Defense Authorization
9 Amendments and Base Closure and Realignment
10 Act (Public Law 100–526; 10 U.S.C. 2687 note);

11 (3) section 2687 of title 10, United States
12 Code, if the authority of such section is used after
13 the date of the enactment of this Act; and

14 (4) any other law enacted after the date of the
15 enactment of this Act that provides for the closure
16 of military installations.

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