

Union Calendar No. 554

114TH CONGRESS
2^D SESSION

H. R. 1157

[Report No. 114-715]

To authorize the Secretary of the Interior to take land into trust for the benefit of the Santa Ynez Band of Chumash Mission Indians, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 27, 2015

Mr. LAMALFA (for himself, Mr. CÁRDENAS, Mr. NUNES, Mr. COLE, Ms. McCOLLUM, Mr. DENHAM, Mr. COOK, Mr. VALADAO, and Mr. McCLINTOCK) introduced the following bill; which was referred to the Committee on Natural Resources

SEPTEMBER 6, 2016

Additional sponsors: Mrs. TORRES, Mr. VARGAS, Mrs. MIMI WALTERS of California, Mr. KNIGHT, and Mr. RUIZ

SEPTEMBER 6, 2016

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on February 27, 2015]

A BILL

To authorize the Secretary of the Interior to take land into trust for the benefit of the Santa Ynez Band of Chumash Mission Indians, 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 “Santa Ynez Band of*
5 *Chumash Mission Indians Land Transfer Act of 2016”.*

6 **SEC. 2. TRANSFER OF LAND IN TRUST FOR SANTA YNEZ**

7 **BAND OF CHUMASH MISSION INDIANS.**

8 *(a) TRANSFER AND ADMINISTRATION.—*

9 *(1) TRANSFER OF LANDS INTO TRUST.—If the*
10 *Tribe transfers title to the land described in sub-*
11 *section (b) to the United States, the Secretary shall*
12 *take that land into trust for the benefit of the Tribe,*
13 *subject to valid existing rights and to the terms relat-*
14 *ing to an easement as set forth in the stipulated judg-*
15 *ment in Willard W. Shepherd v. Fess Parker Ranch*
16 *LLC filed in the Superior Court of the State of Cali-*
17 *ifornia for the County of Santa Barbara on January*
18 *26, 2004.*

19 *(2) ADMINISTRATION.—The land transferred*
20 *under paragraph (1) shall be part of the Santa Ynez*
21 *Indian Reservation and administered in accordance*
22 *with the laws and regulations generally applicable to*
23 *land held in trust by the United States for an Indian*
24 *tribe.*

1 (3) *EFFECT.*—*For purposes of certain California*
2 *State laws (including the California Land Conserva-*
3 *tion Act of 1965, Government Code Section 51200, et*
4 *seq.), placing the land described in subsection (b) into*
5 *trust shall remove any restrictions on the property*
6 *pursuant to California Government Code Section*
7 *51295 or any other provision of such Act.*

8 (b) *LEGAL DESCRIPTION OF LANDS TRANSFERRED.*—
9 *The lands to be transferred pursuant to this Act are de-*
10 *scribed as follows:*

11 *Legal Land Description/Site Location:*

12 *Real property in the unincorporated area of the County of*
13 *Santa Barbara, State of California, described as follows:*

14 *PARCEL 1: (APN: 141-121-51 AND PORTION OF APN*
15 *141-140-10)*

16 *LOTS 9 THROUGH 18, INCLUSIVE, OF TRACT 18, IN*
17 *THE COUNTY OF SANTA BARBARA, STATE OF*
18 *CALIFORNIA, AS SHOWN ON THE MAP SHOWING*
19 *THE SUBDIVISIONS OF THE CANADA DE LOS*
20 *PINOS OR COLLEGE RANCHO, FILED IN RACK 3,*
21 *AS MAP 4 IN THE OFFICE OF THE COUNTY RE-*
22 *CORDER OF SAID COUNTY.*

23 *THIS LEGAL IS MADE PURSUANT TO THAT CER-*
24 *TAIN CERTIFICATE OF COMPLIANCE RECORDED*

1 *DECEMBER 5, 2001 AS INSTRUMENT NO. 01-105580*
2 *OF OFFICIAL RECORDS.*

3 *PARCEL 2: (PORTION OF APN: 141-140-10)*

4 *LOTS 1 THROUGH 12, INCLUSIVE, OF TRACT 24, IN*
5 *THE COUNTY OF SANTA BARBARA, STATE OF*
6 *CALIFORNIA, AS SHOWN ON THE MAP SHOWING*
7 *THE SUBDIVISIONS OF THE CANADA DE LOS*
8 *PINOS OR COLLEGE RANCHO, FILED IN RACK 3,*
9 *AS MAP 4 IN THE OFFICE OF THE COUNTY RE-*
10 *CORDER OF SAID COUNTY.*

11 *THIS LEGAL IS MADE PURSUANT TO THAT CER-*
12 *TAIN CERTIFICATE OF COMPLIANCE RECORDED*
13 *DECEMBER 5, 2001 AS INSTRUMENT NO. 01-105581*
14 *OF OFFICIAL RECORDS.*

15 *PARCEL 3: (PORTIONS OF APNS: 141-230-23 AND*
16 *141-140-10)*

17 *LOTS 19 AND 20 OF TRACT 18 AND THAT PORTION*
18 *OF LOTS 1, 2, 7, 8, 9, 10, AND 15 THROUGH 20, IN-*
19 *CLUSIVE, OF TRACT 16, IN THE COUNTY OF SANTA*
20 *BARBARA, STATE OF CALIFORNIA, AS SHOWN ON*
21 *THE MAP SHOWING THE SUBDIVISIONS OF THE*
22 *CANADA DE LOS PINOS OR COLLEGE RANCHO,*
23 *FILED IN RACK 3, AS MAP 4 IN THE OFFICE OF*
24 *THE COUNTY RECORDER OF SAID COUNTY, THAT*
25 *LIES NORTHEASTERLY OF THE NORTHEASTERLY*

1 *LINE OF THE LAND GRANTED TO THE STATE OF*
2 *CALIFORNIA BY AN EXECUTOR'S DEED RE-*
3 *CORDED APRIL 2, 1968 IN BOOK 2227, PAGE 136 OF*
4 *OFFICIAL RECORDS OF SAID COUNTY.*

5 *THIS LEGAL IS MADE PURSUANT TO THAT CER-*
6 *TAIN CERTIFICATE OF COMPLIANCE RECORDED*
7 *DECEMBER 5, 2001 AS INSTRUMENT NO. 01-105582*
8 *OF OFFICIAL RECORDS.*

9 *PARCEL 4: (APN: 141-240-02 AND PORTION OF APN:*
10 *141-140-10)*

11 *LOTS 1 THROUGH 12, INCLUSIVE, OF TRACT 25, IN*
12 *THE COUNTY OF SANTA BARBARA, STATE OF*
13 *CALIFORNIA, AS SHOWN ON THE MAP SHOWING*
14 *THE SUBDIVISIONS OF THE CANADA DE LOS*
15 *PINOS OR COLLEGE RANCHO, FILED IN RACK 3,*
16 *AS MAP 4 IN THE OFFICE OF THE COUNTY RE-*
17 *CORDER OF SAID COUNTY.*

18 *THIS LEGAL IS MADE PURSUANT TO THAT CER-*
19 *TAIN CERTIFICATE OF COMPLIANCE RECORDED*
20 *DECEMBER 5, 2001 AS INSTRUMENT NO. 01-105583*
21 *OF OFFICIAL RECORDS.*

22 *PARCEL 5: (PORTION OF APN: 141-230-23)*

23 *THAT PORTION OF LOTS 3 AND 6 OF TRACT 16, IN*
24 *THE COUNTY OF SANTA BARBARA, STATE OF*
25 *CALIFORNIA, AS SHOWN ON THE MAP SHOWING*

1 *THE SUBDIVISIONS OF THE CANADA DE LOS*
2 *PINOS OR COLLEGE RANCHO, FILED IN RACK 3,*
3 *AS MAP 4 IN THE OFFICE OF THE COUNTY RE-*
4 *CORDER OF SAID COUNTY, THAT LIES NORTH-*
5 *EASTERLY OF THE NORTHEASTERLY LINE OF*
6 *THE LAND GRANTED TO THE STATE OF CALI-*
7 *FORNIA BY AN EXECUTOR'S DEED RECORDED*
8 *APRIL 2, 1968 IN BOOK 2227, PAGE 136 OF OFFICIAL*
9 *RECORDS OF SAID COUNTY.*

10 *THIS LEGAL IS MADE PURSUANT TO THAT CER-*
11 *TAIN CERTIFICATE OF COMPLIANCE RECORDED*
12 *DECEMBER 5, 2001 AS INSTRUMENT NO. 01-105584*
13 *OF OFFICIAL RECORDS.*

14 *(c) RULES OF CONSTRUCTION.—Nothing in this Act*
15 *shall—*

16 *(1) enlarge, impair, or otherwise affect any right*
17 *or claim of the Tribe to any land or interest in land*
18 *that is in existence before the date of the enactment*
19 *of this Act;*

20 *(2) affect any water right of the Tribe in exist-*
21 *ence before the date of the enactment of this Act; or*

22 *(3) terminate or limit any access in any way to*
23 *any right-of-way or right-of-use issued, granted, or*
24 *permitted before the date of the enactment of this Act.*

1 (d) *RESTRICTED USE OF TRANSFERRED LANDS.*—*The*
2 *Tribe may not conduct, on the land described in subsection*
3 *(b) taken into trust for the Tribe pursuant to this Act, gam-*
4 *ing activities—*

5 (1) *as a matter of claimed inherent authority; or*

6 (2) *under any Federal law, including the Indian*
7 *Gaming Regulatory Act (25 U.S.C. 2701 et seq.) and*
8 *regulations promulgated by the Secretary or the Na-*
9 *tional Indian Gaming Commission under that Act.*

10 (e) *DEFINITIONS.*—*For the purposes of this section:*

11 (1) *SECRETARY.*—*The term “Secretary” means*
12 *the Secretary of the Interior.*

13 (2) *TRIBE.*—*The term “Tribe” means the Santa*
14 *Ynez Band of Chumash Mission Indians.*

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