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114TH CONGRESS
1ST SESSION

H. R. 1880

To require the Secretary of the Interior to take into trust 4 parcels of Federal land for the benefit of certain Indian Pueblos in the State of New Mexico.

IN THE HOUSE OF REPRESENTATIVES

APRIL 16, 2015

Ms. MICHELLE LUJAN GRISHAM of New Mexico (for herself and Mr. BEN RAY LUJÁN of New Mexico) introduced the following bill; which was referred to the Committee on Natural Resources

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A BILL

To require the Secretary of the Interior to take into trust 4 parcels of Federal land for the benefit of certain Indian Pueblos in the State of New Mexico.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Albuquerque Indian School Land Transfer Act''.

SEC. 2. DEFINITIONS.

In this Act:

(1) 19 PUEBLOS.—The term ''19 Pueblos'' means the New Mexico Indian Pueblos of—

(A) Acoma;

(B) Cochiti;

(C) Isleta;

(D) Jemez;

(E) Laguna;

(F) Nambe;

(G) Ohkay Owingeh (San Juan);

(H) Picuris;

(I) Pojoaque;

(J) San Felipe;

(K) San Ildefonso;

(L) Sandia;

(M) Santa Ana;

(N) Santa Clara;

(O) Santo Domingo;

(P) Taos;

(Q) Tesuque;

(R) Zia; and

(S) Zuni.

(2) MAP.—The term ''map'' means the map entitled ''The Town of Albuquerque Grant, Bernalillo County, within Township 10 North, Range 3 East, of the New Mexico Principal Meridian, New Mexico—Metes and Bounds Survey'' and dated August 12, 2011.

(3) SECRETARY.—The term ''Secretary'' means Secretary of the Interior.

SEC. 3. LAND TAKEN INTO TRUST FOR BENEFIT OF 19 PUEBLOS.

(a) ACTION BY SECRETARY.—

(1) IN GENERAL.—The Secretary shall take into trust all right, title, and interest of the United States in and to the Federal land described in subsection (b) for the benefit of the 19 Pueblos immediately after the Secretary determines that the requirements of the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) have been satisfied regarding the trust acquisition of the Federal land.

(2) ADMINISTRATION.—The Secretary shall—

(A) take such action as the Secretary determines to be necessary to document the transfer under paragraph (1); and

(B) appropriately assign each applicable private and municipal utility and service right or agreement.

(b) DESCRIPTION OF LAND.—The Federal land referred to in subsection (a)(1) is the 4 tracts of Federal land, the combined acreage of which is approximately

11.11 acres, that were historically part of the Albuquerque Indian School, more particularly described as follows:

(1) ABANDONED INDIAN SCHOOL ROAD.—The approximately 0.83 acres located in sec. 7 and sec. 8 of T. 10 N., R. 3 E., of the New Mexico Principal Meridian in Albuquerque, New Mexico, as identified on the map.

(2) SOUTHERN PART TRACT D.—The approximately 6.18 acres located in sec. 7 of T. 10 N., R. 3 E., of the New Mexico Principal Meridian in Albuquerque, New Mexico, as identified on the map.

(3) TRACT 1.—The approximately 0.41 acres located in sec. 7 of T. 10 N., R. 3 E., of the New Mexico Principal Meridian in Albuquerque, New Mexico, as identified on the map.

(4) WESTERN PART TRACT B.—The approximately 3.69 acres located in sec. 7 of T. 10 N., R. 3 E., of the New Mexico Principal Meridian in Albuquerque, New Mexico, as identified on the map.

(c) SURVEY.—The Secretary shall conduct a survey of the Federal land to be transferred consistent with subsection (b) and may make minor corrections to the survey and legal description of the Federal land described in subsection (b) as the Secretary determines to be necessary to correct clerical, typographical, and surveying errors.

(d) USE OF LAND.—The Federal land taken into trust under subsection (a) shall be used for the educational, health, cultural, business, and economic development of the 19 Pueblos.

(e) LIMITATIONS AND CONDITIONS.—The Federal land taken into trust under subsection (a) shall remain subject to any private or municipal encumbrance, right-of-way, restriction, easement of record, or utility service agreement in effect on the date of enactment of this Act.

(f) BUREAU OF INDIAN AFFAIRS USE.—

(1) IN GENERAL.—The 19 Pueblos shall allow the Bureau of Indian Affairs to continue to use the land taken into trust under subsection (a) for the facilities and purposes as in existence on the date of enactment of this Act, in accordance with paragraph (2).

(2) REQUIREMENTS.—The use by the Bureau of Indian Affairs under paragraph (1) shall—

(A) be free of any rental charge; and

(B) continue until such time as the Secretary determines there is no further need for the existing Bureau of Indian Affairs facilities.

SEC. 4. EFFECT OF OTHER LAWS.

(a) IN GENERAL.—Subject to subsection (b), Federal land taken into trust under section 3(a) shall be subject to Federal laws relating to Indian land.

(b) GAMING.—No class I gaming, class II gaming, or class III gaming (as defined in section 4 of the Indian Gaming Regulatory Act (25 U.S.C. 2703)) shall be carried out on the Federal land taken into trust under section 3(a).

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